

**5185. Adulteration of pork and beans. U. S. \* \* \* v. 190 Cases \* \* \* of Pork and Beans. Consent decree of condemnation and forfeiture. Product ordered released on bond. (F. & D. No. 7540. I. S. No. 4840-L. S. No. E-650.)**

On June 13, 1916, the United States attorney for the Southern District of New York, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel for the seizure and condemnation of 190 cases, each containing 2 dozen cans of pork and beans, remaining unsold in the original unbroken packages at New York, N. Y., alleging that the article had been shipped on or about May 15, 1916, by the Elyria Canning Co., Elyria, Ohio, and transported from the State of Ohio into the State of New York, and charging adulteration in violation of the Food and Drugs Act. The article was labeled in part: “\* \* \* Crusoe Brand Pork and Beans with Tomato Sauce \* \* \* Elyria Canning Co., Elyria, Ohio.”

Adulteration of the article was alleged in the libel for the reason that it consisted particularly, in whole or in part, of a filthy and decomposed vegetable substance, to wit, moldy beans.

On August 22, 1916, the said Elyria Canning Co., claimant, having consented to a decree, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product should be released to said claimant upon the payment of the costs of the proceedings and the execution of a bond in the sum of \$400, in conformity with section 10 of the act.

CARL VROOMAN, *Acting Secretary of Agriculture.*