

5621. Adulteration of tomato pulp. U. S. * * * v. 100 Cases * * * of Tomato Pulp. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 7101. I. S. No. 12516-1. S. No. C-406.)

On December 10, 1915, the United States attorney for the Western District of Kentucky, 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 100 Cases of Tomato Pulp, consigned on October 15, 1915, by the Rider Packing Co., Crothersville, Ind., and remaining unsold in the original unbroken packages at Louisville, Ky., alleging that the article had been shipped and transported from the State of Indiana into the State of Kentucky, and charging adulteration in violation of the Food and Drugs Act. The article was labeled, in part, "Rider's Class A Brand Tomato Pulp."

Adulteration of the article was alleged in the libel for the reason that it contained, and in part consisted of, a partially decomposed vegetable substance.

On February 7, 1916, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product should be destroyed by the United States marshal.

C. F. MARVIN, *Acting Secretary of Agriculture.*