

6652. Adulteration of sardines. U. S. * * * v. 27 Cases of Sardines. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 8912. I. S. No. 16232-p. S. No. W-219.)

On March 30, 1918, the United States attorney for the Southern District of California, 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 of 27 cases, each containing 48 cans of sardines, consigned on or about November 23, 1917, by Stone, Ordean & Wells Co., Duluth, Minn., remaining unsold in the original unbroken packages at San Diego, Calif., and transported from the State of Minnesota into the State of California, and charging adulteration in violation of the Food and Drugs Act. The article was labeled in part, "S & D Brand California Sardines."

Adulteration of the article was alleged in the libel for the reason that the sardines consisted in whole or in part of a filthy, decomposed, and putrid animal matter.

On June 20, 1918, 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.*