

SS03. Adulteration of canned salmon. U. S. * * * v. 2,096 Cases of Canned Salmon. Consent decree of condemnation and forfeiture. Product released on bond. (F. & D. No. 12735. I. S. No. 3427-r. S. No. W-610.)

On or about May 26, 1920, the United States attorney for the Western District of Washington, 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 2,096 cases, each containing 48 cans of salmon, remaining in the original unbroken packages at Anacortes, Wash., alleging that the article had been shipped by the Alaska Herring & Sardine Co. from Port Walter, Alaska, arriving at Anacortes October 23, 1919, and transported from the Territory of Alaska into the State of Washington, and charging adulteration in violation of the Food and Drugs Act. The article was labeled in part, on the cans: "Petco Brand C. M. Pettibone Co., Select Pink Salmon * * * Distributed by C. M. Pettibone Co., Seattle, U. S. A."

Adulteration of the article was alleged in the libel for the reason that it consisted wholly or in part of a filthy, putrid, and decomposed animal substance.

On July 8, 1920, the Alaska Herring & Sardine Co., Port Walter, Alaska, claimant, having admitted the allegations of the libel and consented to a decree, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product might be released to said claimant upon payment of the costs of the proceedings and the execution of a bond in the sum of \$10,000, in conformity with section 10 of the act, conditioned in part that the good portion of the product be separated from that which was filthy, decomposed, and putrid, and that the bad portion of the product be destroyed.

E. D. BALL, *Acting Secretary of Agriculture.*

SS04. Adulteration and misbranding of peanut feed. U. S. * * * v. 300 Sacks of Peanut Feed. Consent decree of condemnation and forfeiture. Product released on bond. (F. & D. No. 12738. I. S. No. 110-r. S. No. E-2192.)

On or about May 28, 1920, the United States attorney for the Southern District of Florida, 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 300 sacks of peanut feed, at Jacksonville, Fla., consigned by the Camilla Cotton Oil & Fertilizer Co., Camilla, Ga., alleging that the article had been shipped on or about April 1, 1920, and transported from the State of Georgia into the State of Florida, and charging adulteration and misbranding in violation of the Food and Drugs Act.

Adulteration of the article was alleged in the libel for the reason that peanut hulls had been mixed and packed with, and substituted wholly or in part for, the article.

Misbranding of the article was alleged for the reason that the statements appearing in the labeling, to wit, "Peanut Feed * * * Fibre 27.00 Per Cent * * * Made From Pressed Peanut Cake," were false and misleading and deceived and misled the purchaser.

On November 20, 1920, the Cumberland & Liberty Mills Co., Jacksonville, Fla., claimant, having admitted the allegations of the libel but disclaiming intent to violate the law, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be released to said claimant upon payment of the costs of the proceedings and the execution of a bond in the sum of \$300, in conformity with section 10 of the act, conditioned in part that the product be relabeled as follows, "Weevil infested peanut feed, contains 30% added peanut hulls," and that it be sold only for hog or cow feed.

E. D. BALL, *Acting Secretary of Agriculture.*