

On October 16, 1919, a plea of guilty to the information was entered on behalf of the defendant company, and on October 25, 1921, the court imposed a fine of \$200 and costs.

C. W. PUGSLEY, *Acting Secretary of Agriculture.*

10631. Adulteration of tomato catsup. U. S. * * * v. 70 Cases * * * of Tomato Catsup. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 8642. I. S. No. 3309-p. S. No. E-928.)

On November 28, 1917, the United States attorney for the Middle District of Pennsylvania, 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 70 cases, each containing 6 cans, of tomato catsup, remaining unsold in the original unbroken packages at Scranton, Pa., alleging that the article had been shipped by the Leslie Sauce Co., New York, N. Y., on or about November 13, 1917, and transported from the State of New York into the State of Pennsylvania, and charging adulteration in violation of the Food and Drugs Act. The article was labeled in part: "Pride Of Long Island Brand Tomato Catsup * * * Manufacturers The Garret Bergen Co. * * * New York and Bridgeton, N. J. * * *."

Adulteration of the article was alleged in the libel for the reason that it consisted in part of a decomposed vegetable substance, to wit, decomposed tomatoes.

On July 2, 1921, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be destroyed by the United States marshal.

C. W. PUGSLEY, *Acting Secretary of Agriculture.*

10632. Adulteration and misbranding of Wood's special concentrated sweetener. U. S. * * * v. 3 Cans, et al, of Wood's Special Concentrated Sweetener. Default decrees of condemnation, forfeiture, and destruction. (F. & D. Nos. 12995, 13053. I. S. Nos. 9877-r, 7451-t, 9350-r. S. Nos. E-2412, E-2443.)

On July 6 and 20, 1920, respectively, the United States attorney for the District of New Jersey, acting upon reports by the Secretary of Agriculture, filed in the District Court of the United States for said district libels for the seizure and condemnation of 8 cans of Wood's special concentrated sweetener, at Asbury Park and Long Branch, N. J., respectively, alleging that the article had been shipped by the W. B. Wood Mfg. Co., St. Louis, Mo., on or about June 11 and 25, 1920, respectively, and transported from the State of Missouri into the State of New Jersey, and charging adulteration and misbranding in violation of the Food and Drugs Act. The article was labeled in part: "Wood's Special Concentrated Sweetener. * * * W. B. Wood Mfg. Co., St. Louis, Mo."

Adulteration of the article was alleged in substance in the libels for the reason that saccharin had been mixed and packed with the article so as to reduce and lower and injuriously affect its quality and strength and had been substituted wholly or in part for the said article. Adulteration was alleged for the further reason that the article contained an added poisonous or deleterious ingredient, to wit, saccharin, which might render it injurious to health.

Misbranding was alleged in substance for the reason that the statement on the label of the can containing the article, "* * * Special Concentrated Sweetener 500," was false and misleading and deceived and misled the purchaser, in that it represented the article as being 500 times sweeter than sugar, when it was not. Misbranding was alleged for the further reason that the article was an imitation of, and was offered for sale under the distinctive name of, another article.

On July 11, 1921, no claimant having appeared for the property, judgments of condemnation and forfeiture were entered, and it was ordered by the court that the product be destroyed by the United States marshal.

C. W. PUGSLEY, *Acting Secretary of Agriculture.*

10633. Misbranding of Vigoron. U. S. * * * v. 42 Dozen Bottles of * * * Vigoron. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 13330. I. S. No. 10060-t. S. No. W-667.)

On August 18, 1920, the United States attorney for the Northern District of California, acting upon a report by the Secretary of Agriculture, filed in the