

1906, and that a portion of the said cans contained 8 ounces net of the article, and for the further reason that it was labeled as aforesaid so as to deceive and mislead the purchaser into the belief that it was lemon pie filling which contained the same ingredients used in making lemon pies, that it contained all the necessary ingredients, including egg, for making lemon pies, that it conformed to the requirements of the Food and Drugs Act of June 30, 1906, and that a portion of the said cans contained 8 ounces net of the said article, whereas, in truth and in fact, it was not lemon pie filling which contained the same ingredients as those used in making lemon pies and containing all the necessary ingredients, including egg, for making lemon pies, but was a mixture, artificially colored, largely composed of cornstarch, sugar, and citric acid, flavored with lemon oil, and which contained no egg, and which had no value as lemon pie filling for making lemon pies, it did not conform to the requirements of the said Food and Drugs Act, and a portion of the said cans did not contain 8 ounces net of the article, but did contain a less amount. Misbranding was alleged with respect to a portion of the said article for the further reason that it was food in package form, and the quantity of the contents was not plainly and conspicuously marked on the outside of the package.

On June 21, 1922, the defendants entered pleas of guilty to the information, and the court imposed a fine of \$175.

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

**10907. Adulteration of shell eggs. U. S. v. Lem M. Hoskins. Plea of guilty. Fine, \$25. (F. & D. No. 15569. I. S. No. 205-t.)**

On January 21, 1922, 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 an information against Lem M. Hoskins, Bardwell, Ky., alleging shipment by said defendant, in violation of the Food and Drugs Act, on or about August 24, 1921, from the State of Kentucky into the State of Illinois, of a quantity of shell eggs which were adulterated.

Examination of 1,080 eggs from the consignment, by the Bureau of Chemistry of this department, showed the presence of 64, or 5.9 per cent, inedible eggs, consisting of black rots, mixed or white rots, moldy spot rots, and heavy blood rings.

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

On April 17, 1922, the defendant entered a plea of guilty to the information, and the court imposed a fine of \$25.

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

**10908. Adulteration of shell eggs. U. S. v. Francis Marion Harper. Plea of guilty. Fine, \$25. (F. & D. No. 15570. I. S. No. 206-t.)**

On December 20, 1921, 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 an information against Francis Marion Harper, Bardwell, Ky., alleging shipment by said defendant, in violation of the Food and Drugs Act, on or about August 25, 1921, from the State of Kentucky into the State of Illinois, of a quantity of shell eggs which were adulterated.

Examination by the Bureau of Chemistry of this department of 180 eggs from each of 15 cases from the consignment showed that 189, or 7 per cent of the number examined, were inedible eggs, consisting of black rots, mixed or white rots, moldy, blood rings, and eggs stuck to the shell.

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

On April 17, 1922, the defendant entered a plea of guilty to the information, and the court imposed a fine of \$25.

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

**10909. Adulteration of cut stringless beans. U. S. v. 38 Cases of Cut Stringless Beans. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 15931. S. No. E-3738.)**

On January 23, 1922, the United States attorney for the Eastern 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 38 cases of cut stringless beans, remaining unsold in the