

alleging that the article had been shipped from Union City, Ind., in part June 30, 1923, and in part August 9, 1923, and transported from the State of Indiana into the State of New York, 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 a product deficient in butterfat and containing excessive moisture had been mixed and packed with and substituted wholly or in part for the said article, and in that a valuable constituent, butterfat, had been wholly or in part abstracted.

Misbranding was alleged for the reason that the article was an imitation of or offered for sale under the distinctive name of another article.

On January 16, 1924, the J. A. Long Co., Union City, Ind., having appeared through its agent as claimant for the property and having consented to the entry of decrees, judgments of the court were entered, finding the product misbranded and ordering its condemnation and forfeiture, and it was further ordered by the court that the said product be released to the claimant upon payment of the costs of the proceedings and the execution of cash bonds in the aggregate sum of \$9,000, in conformity with section 10 of the act, said decrees further providing that any portion of the product not found in violation of the law be released immediately and the bonds reduced proportionately, and the remainder be reworked, repacked, and relabeled to the satisfaction of this department.

R. W. DUNLAP, *Acting Secretary of Agriculture.*

**13732. Adulteration of canned sardines. U. S. v. 24 Cases of Sardines. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 17770. I. S. No. 2258-v. S. No. E-4481.)**

On September 8, 1923, the United States attorney for the Western 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 praying the seizure and condemnation of 24 cases, each containing 100 cans, of sardines, remaining in the original unbroken packages at Olean, N. Y., alleging that the article had been shipped by the Columbian Canning Co., from Lubec, Me., on or about August 7, 1923, and transported from the State of Maine into the State of New York, and charging adulteration in violation of the food and drugs act., The article was labeled in part: (Can) "Champion Brand American Sardines \* \* \* Packed And Guaranteed By The Columbian Canning Co. \* \* \* Lubec, Maine."

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

On October 15, 1923, 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.

R. W. DUNLAP, *Acting Secretary of Agriculture.*

**13733. Adulteration and misbranding of vanilla extract. U. S. v. 30 Dozen Bottles et al. of Vanilla Extract. Default decrees of condemnation, forfeiture, and destruction. (F. & D. Nos. 20106, 20131, 20149. I. S. Nos. 14270-v, 14271-v, 24542-v, 24970-v. S. Nos. E-5322, E-5344, E-5386.)**

On or about June 11, 22, and 29, 1925, respectively, the United States attorney for the District of Connecticut, acting upon reports by the Secretary of Agriculture, filed in the District Court of the United States for said district libels praying the seizure and condemnation of 77 dozen bottles of vanilla extract, remaining in the original unbroken packages in various lots, at Hartford, Bridgeport, and New London, Conn., respectively, alleging that the article had been shipped by the Fulton Mfg. Co., New York, N. Y., in various consignments, namely, on or about December 2, 1924, and March 18 and April 20, 1925, respectively, and transported from the State of New York into the State of Connecticut, and charging adulteration and misbranding in violation of the food and drugs act as amended. The article was labeled in part: (Bottle and carton) "Fulton Brand Pure Vanilla Extract Purity And Quality Fulton Manufacturing Co. New York Contents 6 Drams" (or "Contents 2 Oz." or "Contents 2 Ounces"), as the case might be.

Adulteration of the article was alleged in the libels for the reason that a substance, a substandard vanilla extract, mixed and colored in a manner whereby damage and inferiority was concealed, had been substituted wholly