

Misbranding of the article was alleged in the libels for the reason that the above quoted statements, regarding the curative and therapeutic effects of the article, were false and fraudulent, since it contained no ingredient or combination of ingredients capable of producing the effects claimed.

On August 6, 1926, no claimant having appeared for the property, judgments of condemnation and forfeiture were entered, and it was ordered by the court that the property be destroyed by the United States marshal.

W. M. JARDINE, *Secretary of Agriculture.*

14652. Adulteration of canned blackberries. U. S. v. 200 Cases of Canned Blackberries. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 20901. I. S. No. 1974-x. S. No. C-3030.)

On February 26, 1926, the United States attorney for the Northern District of Ohio, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying seizure and condemnation of 200 cases of canned blackberries, at Cleveland, Ohio, alleging that the article had been shipped by the Rahal Brokerage Co., Philadelphia, Pa., on or about January 20, 1926, and transported from the State of Pennsylvania into the State of Ohio, and charging adulteration in violation of the food and drugs act. The article was labeled in part: (Case) "Blackberries Walker Canning Company, Independence, Oregon," (can) "Brookland Solid Pack Blackberries * * * Oregon Growers Cooperative Association General Offices Salem, Oregon Brookland Fruits."

Adulteration of the article was alleged in the libel for the reason that it consisted of a putrid vegetable substance.

On August 6, 1926, 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.

W. M. JARDINE, *Secretary of Agriculture.*

14653. Adulteration and misbranding of frozen whole eggs. U. S. v. 6 Cans of Frozen Whole Eggs. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 21233. I. S. No. 13666-x. S. No. E-5851.)

On August 13, 1926, the United States attorney for the Southern 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 seizure and condemnation of 6 cans of frozen whole eggs, remaining in the original unbroken packages at New York, N. Y., alleging that the article had been shipped by Hurst & Majors, from Manhattan, Kans., July 1, 1926, and transported from the State of Kansas into the State of New York, and charging adulteration and misbranding in violation of the food and drugs act as amended.

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

Misbranding was alleged for the reason that the article was in package form and the quantity of the contents was not plainly and conspicuously marked on the outside of the package.

On September 13, 1926, 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.

W. M. JARDINE, *Secretary of Agriculture.*

14654. Adulteration of canned frozen whole eggs. U. S. v. 91 Cans of Frozen Whole Eggs. Consent decree of condemnation and forfeiture. Product released under bond. (F. & D. No. 21226. I. S. No. 13663-x. S. No. E-5850.)

On August 10, 1926, the United States attorney for the Southern 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 seizure and condemnation of 91 cans of frozen whole eggs, remaining unsold in the original unbroken packages at New York, N. Y., alleging that the article had been shipped by the R. W. Winsler Prod. [Produce] Co., Inc., from Moravia, Iowa, on or about July 21, 1926, and transported from the State of Iowa into the State of New York, and charging adulteration in violation of the food and drugs act. The article was labeled in part: (Tag) "Whole Eggs * * * R. W. Winsler, Moravia, Iowa."

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