

16881. Adulteration of frozen poultry. U. S. v. 1 Barrel of Frozen Dressed Poultry. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 24238. I. S. No. 024396. S. No. 2490.)

On November 9, 1929, the United States attorney for the Eastern 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 praying seizure and condemnation of 1 barrel of frozen dressed poultry, remaining in the original unbroken packages at Philadelphia, Pa., consigned by Kingan & Co., Indianapolis, Ind., alleging that the article had been shipped from Indianapolis, Ind., on or about November 1, 1929, and transported from the State of Indiana into the State of Pennsylvania, and charging adulteration in violation of the food and drugs act.

It was alleged in the libel that the article was adulterated in that it was a product containing decomposed and tubercular birds and consisted in part of a decomposed animal substance, and in that it was the product of diseased animals.

On November 30, 1929, 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.

ARTHUR M. HYDE, *Secretary of Agriculture.*

16882. Adulteration of frozen poultry. U. S. v. 1 Barrel of Frozen Dressed Poultry. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 24237. I. S. No. 024397. S. No. 2489.)

On November 9, 1929, the United States attorney for the Eastern 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 praying seizure and condemnation of 1 barrel of dressed frozen poultry, remaining in the original unbroken packages at Philadelphia, Pa., consigned by the R. L. Ditzler Co., Huntington, Ind., alleging that the article had been shipped from Huntington, Ind., on or about November 2, 1929, and transported from the State of Indiana into the State of Pennsylvania, and charging adulteration in violation of the food and drugs act.

It was alleged in the libel that the article was adulterated in that it was a product containing decomposed and tubercular birds, and consisted in part of a decomposed animal substance, and in that it was the product of diseased animals.

On November 30, 1929, 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.

ARTHUR M. HYDE, *Secretary of Agriculture*

16883. Adulteration and misbranding of walnut meats. U. S. v. 16 Cases of Walnut Meats. Decree of condemnation and forfeiture. Product released under bond. (F. & D. No. 23561. I. S. Nos. 07860, 07861. S. No. 1761.)

On March 26, 1929, the United States attorney for the Southern District of California, 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 16 cases of walnut meats, remaining in the original packages at Los Angeles, Calif., alleging that the article had been shipped from Boise, Idaho, on or about March 13, 1929, and transported from the State of Idaho into the State of California, and charging adulteration and misbranding in violation of the food and drugs act as amended. The article was labeled in part: "Southern California Supply Co." A portion of the said article was further labeled in part: "Invincible Brand Shelled California Walnuts * * * Distributed by Southern California Supply Co., Inc., Los Angeles."

It was alleged in the libel that the article was adulterated in that it consisted in whole or in part of a filthy, decomposed vegetable substance.

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

On August 2, 1929, the Southern California Supply Co., Los Angeles, Calif., having appeared as claimant for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be released to the said claimant upon payment of costs and the execution of a good and sufficient bond, conditioned in part that it be reconditioned under the supervision of this department.

ARTHUR M. HYDE, *Secretary of Agriculture.*