

Co., Duluth, Minn., alleging that the article had been shipped from Duluth, Minn., on or about November 26, 1930, and had been transported from the State of Minnesota into the State of New York, and charging adulteration and misbranding in violation of the food and drugs act as amended. The article was labeled in part: "Odell Yolks Fine Northern Eggs St. Paul."

It was alleged in the libel that the article was adulterated in that frozen eggs containing added sugar had been substituted for the said article.

Misbranding was alleged for the reason that the statements on the label, "Yolks" and "Eggs," were false and misleading and deceived and misled the purchaser. Misbranding was alleged for the further reason that the article was offered for sale under the distinctive name of another article; and 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 May 1, 1931, Jay G. Odell, Buffalo, N. Y., having appeared as claimant for the property and having consented to the entry of a decree, judgment of condemnation 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 bond in the sum of \$14,000, conditioned in part that it be relabeled under the supervision of this department.

ARTHUR M. HYDE, *Secretary of Agriculture.*

18555. Adulteration and misbranding of frozen eggs. U. S. v. 49 Cans of Frozen Eggs. Consent decree of condemnation entered. Product released under bond. (F. & D. No. 26223. I. S. No. 28340. S. No. 4541.)

Examination of samples of frozen eggs from the shipment herein described having shown that the article contained added undeclared sugar, and that the cans failed to bear a statement of the quantity of the contents, the Secretary of Agriculture reported the matter to the United States attorney for the Western District of New York.

On April 10, 1931, the United States attorney filed in the District Court of the United States for the district aforesaid a libel praying seizure and condemnation of 49 cans of frozen eggs, remaining in the original unbroken packages at Buffalo, N. Y., consigned by the Mound City Ice Cold Storage Co., St. Louis, Mo., alleging that the article had been shipped from St. Louis, Mo., on or about June 28, 1930, and had been transported from the State of Missouri into the State of New York, and charging adulteration and misbranding in violation of the food and drugs act as amended. The article was labeled in part: "Odell Fine Frozen Eggs Yolks St. Louis, Mo."

It was alleged in the libel that the article was adulterated in that frozen eggs containing added sugar had been substituted for the said article.

Misbranding was alleged for the reason that the statements on the label, "Yolks" and "Eggs," were false and misleading and deceived and misled the purchaser. Misbranding was alleged for the further reason that the article was offered for sale under the distinctive name of another article, and for the further reason that it was in package form and the quantity of the contents was not plainly and conspicuously marked on the outside of the package.

On May 1, 1931, Jay G. Odell, Buffalo, N. Y., having appeared as claimant for the property and having consented to the entry of a decree, judgment of condemnation 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 bond in the sum of \$800, conditioned in part that it be relabeled under the supervision of this department.

ARTHUR M. HYDE, *Secretary of Agriculture.*

18556. Adulteration and misbranding of canned grapefruit juice. U. S. v. 98½ Cases, et al., of Grapefruit Juice. Decree of condemnation and forfeiture. Product released under bond. (F. & D. No. 26190. I. S. Nos. 28714, 28715, 28716, 28717. S. No. 4503.)

Samples of canned grapefruit juice from the shipments herein described having been found to contain added undeclared sugar, and portions thereof having been found to be short of the declared volume, the Secretary of Agriculture reported the matter to the United States attorney for the District of Maryland.

On April 7, 1931, the United States attorney filed in the District Court of the United States for the district aforesaid a libel praying seizure and condemnation of 98½ cases and 35½ cases, each containing 4 dozen cans, 127 cases, each