

seizure and condemnation of 171 barrels of rabbits at New York, N. Y., alleging that the article had been shipped in interstate commerce on or about January 4, 1932, by the Henderson Produce Co., Monroe City, Mo., to New York, N. Y., 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 consisted in part of a decomposed animal substance.

On May 17, 1932, 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.

HENRY A. WALLACE, *Secretary of Agriculture.*

19805. Adulteration of bluefins. U. S. v. 3 Boxes of Fish. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 27981. I. S. No. 47835. S. No. 6025.)

This action involved the interstate shipment of a quantity of bluefins, samples of which were found upon examination to be infested with parasitic worms.

On April 2, 1932, the United States attorney for the Eastern District of Michigan, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for the district aforesaid a libel praying seizure and condemnation of three boxes of fish (bluefins) at Detroit, Mich., alleging that the article had been shipped in interstate commerce on or about March 28, 1932, by the North Shore Fish & Freight Co., from Duluth, Minn., to Detroit, Mich., 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 consisted wholly or in part of a filthy, decomposed, or putrid animal substance, and in that it consisted of portions of animals unfit for food.

On May 5, 1932, 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.

HENRY A. WALLACE, *Secretary of Agriculture.*

19806. Adulteration of apples. U. S. v. 756 Boxes of Apples. Consent decree of condemnation and forfeiture. Product released under bond to be reconditioned. (F. & D. No. 27976. I. S. No. 22490. S. No. 5976.)

This action involved the interstate shipment of a quantity of apples which, upon examination, were found to bear an excessive amount of arsenical spray residue.

On March 14, 1932, the United States attorney for the Western District of Washington, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for the district aforesaid a libel praying seizure and condemnation of 756 boxes of apples that had been delivered to the Port Dock, Tacoma, Wash., by the C. C. Smith Fruit Co., of Seattle, Wash., on or about March 10, 1932, for shipment to a foreign country. It was alleged in the libel that the article had been shipped from Seattle, Wash., consigned to Hamburg, Germany, on or about March 10, 1932, and that it was adulterated in violation of the food and drugs act. The article was labeled in part: "Persian Brand Northwest Apples. C. C. Smith Fruit Co."

Adulteration of the article was alleged in the libel for the reason that it contained an excessive amount of arsenic trioxide, which might have rendered it injurious to health.

A claim which had been entered for the product having been withdrawn a relief organization of Tacoma, Wash., petitioned the court for permission to take the product down under bond for reconditioning. On May 7, 1932, H. L. Gloyd, Tacoma, Wash., a representative of said organization, appeared, admitted the allegations of the libel, and consented to the entry of a decree. Judgment of condemnation and forfeiture was entered, and the court having found that the apples might be reconditioned by removing the spray residue, ordered that they be released to the claimant upon payment of costs and the execution of a bond in the sum of \$500, conditioned that they should not be sold or otherwise disposed of contrary to the provisions of the Federal food and drugs act, and all other laws.

HENRY A. WALLACE, *Secretary of Agriculture.*