

23401. Adulteration of apples. U. S. v. 500 Bushels, et al., of Apples. Decrees of condemnation and forfeiture. Product released under bond for removal of deleterious substances. (F. & D. nos. 34320, 34321, 34322, 34368. Sample nos. 25506-B, 25507-B, 2688-B, 2689-B, 2693-B, 2699-B.)

Examination of the apples involved in these cases showed the presence of arsenic and lead.

On October 12, 16, 18, and 22, 1934, the United States attorney for the Eastern District of Wisconsin, acting upon reports by the Secretary of Agriculture, filed in the district court libels praying seizure and condemnation of 1,397 bushels of apples at Milwaukee, Wis., alleging that the article had been shipped in interstate commerce, on or about October 6 and October 8, 1934, by the Fennville Fruit Exchange, Inc., from Fennville, Mich., and charging adulteration in violation of the Food and Drugs Act. The article was labeled in part: "Star F Brand [or "Diamond F Brand"] * * * Fennville Fruit Exchange, Inc., Fennville, Mich."

The article was alleged to be adulterated in that it contained added poisonous or deleterious ingredients, arsenic and lead, which might have rendered it harmful to health.

On October 22, 1934, the Fennville Fruit Exchange, Inc., having appeared as claimant, judgments of condemnation were entered and it was ordered that the product be released under bond, conditioned that it would not be sold or otherwise disposed of in violation of the Food and Drugs Act, the court having found that the apples could be brought into compliance with the law, by washing to remove the poisonous ingredients.

M. L. WILSON, *Acting Secretary of Agriculture.*

23402. Adulteration of apples. U. S. v. 7 Bushels of Apples. Default decree of condemnation and destruction. (F. & D. no. 34323. Sample no. 19249-B.)

Examination of the apples involved in this case showed the presence of arsenic and lead in amounts that might have rendered them injurious to health.

On October 5, 1934, the United States attorney for the Northern District of Illinois, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 7 bushels of apples at Chicago, Ill., alleging that the article had been shipped in interstate commerce on or about October 1, 1934, by Harry Wakeman, from Bangor, Mich., and charging adulteration in violation of the Food and Drugs Act. The article was labeled in part: "Quality Fruit Farm, Harry Wakeman, Proprietor, Bangor, Mich."

The article was alleged to be adulterated in that it contained added poisonous or deleterious ingredients, arsenic and lead, in amounts that might have rendered it injurious to health.

On November 13, 1934, no claimant having appeared, judgment of condemnation was entered and it was ordered that the product be destroyed.

M. L. WILSON, *Acting Secretary of Agriculture.*

23403. Adulteration of apples. U. S. v. 45 Bushels of Apples. Default decree of condemnation and destruction. (F. & D. no. 34324. Sample no. 13769-B.)

Examination of the apples involved in this case showed the presence of arsenic and lead in amounts that might have rendered them injurious to health.

On October 9, 1934, the United States attorney for the Northern District of Illinois, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 45 bushels of apples at Chicago, Ill., alleging that the article had been transported in interstate commerce on or about September 28 and October 1, 1934, by the Michigan Fruit Co., Chicago, Ill., from Coloma, Mich., and charging adulteration in violation of the Food and Drugs Act. The article was labeled in part: "Ferdinand Bahn, R-2, Coloma, Mich."

The article was alleged to be adulterated in that it contained added poisonous or deleterious ingredients, arsenic and lead, in amounts that might have rendered it injurious to health.

On November 15, 1934, no claimant having appeared, judgment of condemnation was entered, and it was ordered that the product be destroyed.

M. L. WILSON, *Acting Secretary of Agriculture.*