

**25485. Adulteration of apples. U. S. v. 1,213 Baskets of Apples. Consent decree of condemnation. Product released under bond, conditioned that the deleterious substances be removed. (F. & D. no. 36729. Sample nos. 45086-B to 45090-B, incl.)**

This case involved shipments of apples which were contaminated with arsenic and lead spray residue.

On or about October 17, 1935, the United States attorney for the Southern District of West Virginia, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 1,213 bushels of apples at Kenova, W. Va., alleging that the article had been shipped in interstate commerce between the dates of September 14 and September 28, 1935, by C. H. Brubaker, from South Point, Ohio, and charging adulteration in violation of the Food and Drugs Act.

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

On November 5, 1935, C. H. Brubaker, South Point, Ohio, claimant, having admitted the allegations of the libel, and consented to the entry of a decree, judgment of condemnation was entered and it was ordered that the product be released under bond, conditioned that it be washed in order to remove the spray residue.

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

**25486. Adulteration of apples. U. S. v. 18 Bushels of Apples. Default decree of condemnation and destruction. (F. & D. no. 36732. Sample no. 47499-B.)**

This case involved apples which were contaminated with arsenic and lead.

On October 23, 1935, 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 18 bushels of apples at Chicago, Ill., alleging that the article had been shipped in interstate commerce on or about October 14, 1935, by Edward Rutz, from Berrien Springs, Mich., and charging adulteration in violation of the Food and Drugs Act. The article was labeled in part: "Edward Rutz Berrien Springs, Mich."

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

On December 31, 1935, 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.*

**25487. Adulteration of apples. U. S. v. 314 and 167 Bushels of Apples. Consent decree of condemnation. Product released under bond, conditioned that deleterious substances be removed. (F. & D. nos. 36733, 36734. Sample nos. 47512-B, 47513-B, 47655-B.)**

These cases involved shipments of apples which were contaminated with arsenic and lead.

On October 23, 1935, the United States attorney for the Northern District of Illinois, acting upon reports by the Secretary of Agriculture, filed in the district court libels praying seizure and condemnation of 481 bushels of apples at Chicago, Ill., alleging that the article had been shipped in interstate commerce on or about October 11 and October 16, 1935, by W. H. Bullard, from Hartford, Mich., and charging adulteration in violation of the Food and Drugs Act. The article was labeled in part: "Howard Slocum, Lawrence, Mich. \* \* \* Jonathan."

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

On October 29, 1935, M. Guggenheim, Chicago, Ill., claimant, having admitted the allegations of the libels and having consented to the entry of a decree, and the cases having been consolidated, judgment of condemnation was entered and it was ordered that the product be released under bond, conditioned that the deleterious substances be removed by washing.

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