

state commerce on or about July 22, 1936, from New Freedom, Pa., by Chas. G. Summers, Jr., Inc., and charging misbranding in violation of the Food and Drugs Act as amended. It was labeled in part: "Superfine Brand Early June Peas * * * Chas. G. Summers, Jr., Incorporated Cannery, New Freedom, Pa. Baltimore, Md."

The article was alleged to be misbranded in that it was canned food and fell below the standard of quality and condition promulgated by the Secretary of Agriculture, since the peas were not immature, and its package or label did not bear a plain and conspicuous statement prescribed by the Secretary of Agriculture indicating that it fell below such standard.

On February 8, 1937, no claimant having appeared, judgment of condemnation was entered and it was ordered that the product be destroyed.

W. R. GREGG, *Acting Secretary of Agriculture.*

27056. Adulteration of apples. U. S. v. 9 Baskets of Apples. Default decree of condemnation and destruction. (F. & D. no. 38540. Sample no. 15090-C.)

These apples were contaminated with arsenic and lead.

On October 10, 1936, 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 nine baskets of apples at Chicago, Ill., alleging that the article had been shipped in interstate commerce, on or about October 6, 1936, by Robert Rudin from Freewater, Oreg., and charging adulteration in violation of the Food and Drugs Act. It was labeled in part: "Jake's Best Packed for and Distributed by Rudin Bros. Inc. St. Louis, Mo. Payette, Idaho."

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 December 29, 1936, no claimant having appeared, judgment of condemnation was entered, and it was ordered that the product be destroyed.

W. R. GREGG, *Acting Secretary of Agriculture.*

27057. Adulteration of apples. U. S. v. 47 Bushels of Apples. Default decree of condemnation and destruction. (F. & D. no. 38541. Sample no. 25649-C.)

These apples were contaminated with arsenic and lead.

On or about October 27, 1936, 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 47 bushels of apples at Chicago, Ill., alleging that the article had been shipped in interstate commerce on or about October 18, 1936, by C. F. Miles from St. Joseph, Mich., and charging adulteration in violation of the Food and Drugs Act. The article was labeled in part: "A Piontek & Son R-1 Benton Harbor, Mich."

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

On December 29, 1936, no claimant having appeared, judgment of condemnation was entered and it was ordered that the product be destroyed.

W. R. GREGG, *Acting Secretary of Agriculture.*

27058. Adulteration of apples. U. S. v. 159 Crates of Apples. Default decree of condemnation and destruction. (F. & D. no. 38542. Sample no. 25906-C.)

These apples were contaminated with arsenic and lead.

On October 30, 1936, 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 159 crates of apples at Joliet, Ill., alleging that the article had been shipped in interstate commerce, on or about October 25, 1936, by Albert Berard from Hartford, Mich., and charging adulteration in violation of the Food and Drugs Act.

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

On December 29, 1936, no claimant having appeared, judgment of condemnation was entered, and it was ordered that the product be destroyed.

W. R. GREGG, *Acting Secretary of Agriculture.*