

The article was alleged to be adulterated in that a substance, water, had been mixed and packed with and substituted in part for scallops.

On December 16, 1938, no claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

HARRY L. BROWN, *Acting Secretary of Agriculture.*

29920. Adulteration of scallops. U. S. v. 1 Barrel of Scallops (and 5 similar seizure actions). Default decrees of condemnation and destruction. (F. & D. Nos. 44411, 44412, 44413, 44451, 44460, 44461. Sample Nos. 44670-D, 44671-D, 44672-D, 44676-D, 44679-D, 44683-D.)

This product contained added water.

On November 17, 21, 23, and 25, 1938, the United States attorney for the Southern District of New York, acting upon reports by the Secretary of Agriculture, filed in the district court libels praying seizure and condemnation of nine barrels of scallops at New York, N. Y.; alleging that the article had been shipped in interstate commerce in various shipments on or about November 12, 16, 17, and 19, 1938, by Holmes Fish Co. from Millville, Fla. (Panama City, Fla.); and charging adulteration in violation of the Food and Drugs Act.

The article was alleged to be adulterated in that a substance, water, had been mixed and packed with and substituted in part for scallops.

On December 16, 1938, no claimant having appeared, judgments of condemnation were entered and the product was ordered destroyed.

HARRY L. BROWN, *Acting Secretary of Agriculture.*

29921. Adulteration of scallops. U. S. v. 6 Barrels of Scallops (and 2 similar seizure actions). Default decrees of condemnation and destruction. (F. & D. Nos. 44414, 44452, 44453. Sample Nos. 44669-D, 44677-D, 44680-D.)

This product contained added water.

On November 17, 21, and 23, 1938, the United States attorney for the Southern District of New York, acting upon reports by the Secretary of Agriculture, filed in the district court libels praying seizure and condemnation of 12 barrels of scallops at New York, N. Y.; alleging that the article had been shipped in interstate commerce on or about November 12, 16, and 17, 1938, by the M. B. Davis Scallop Co. from Panama City, Fla.; and charging adulteration in violation of the Food and Drugs Act.

The article was alleged to be adulterated in that a substance, water, had been mixed and packed with and substituted in part for scallops.

On December 16, 1938, no claimant having appeared, judgments of condemnation were entered and the product was ordered destroyed.

HARRY L. BROWN, *Acting Secretary of Agriculture.*

29922. Adulteration of tomato ketchup. U. S. v. 13 Cases of Tomato Ketchup (and 1 other seizure action). Default decree of condemnation and destruction. (F. & D. Nos. 42946, 43050. Sample Nos. 10135-D to 10137-D, inclusive, 10213-D.)

This product contained excessive mold.

On or about June 22 and July 15, 1938, the United States attorney for the Southern District of Florida, acting upon reports by the Secretary of Agriculture, filed in the district court libels praying seizure and condemnation of 282 cases of tomato ketchup at Jacksonville, Fla.; alleging that the article had been shipped in interstate commerce in part on or about March 13 and June 15, 1938, by Curtice Bros. Co. from Rochester, N. Y.; and charging adulteration in violation of the Food and Drugs Act. The article was labeled in part: "Blue Label Ketchup Made from fresh ripe Tomatoes."

It was alleged to be adulterated in that it consisted in whole or in part of a filthy, decomposed, and putrid vegetable substance.

On December 14, 1938, no claimant having appeared, and the cases having been consolidated, judgment of condemnation was entered and the product was ordered destroyed.

HARRY L. BROWN, *Acting Secretary of Agriculture.*

29923. Misbranding of peanut butter. U. S. v. Denison Peanut Co., Inc. Plea of nolo contendere. Fine, \$25. (F. & D. No. 42561. Sample No. 15872-D.)

This product was short of the declared weight.

On September 2, 1938, the United States attorney for the Eastern District of Texas, acting upon a report by the Secretary of Agriculture, filed in the district court an information against the Denison Peanut Co., Inc., Denison, Tex., alleging shipment by said company on or about March 19 and April 1, 1938,