

5764. Adulteration of malt sprouts. U. S. * * * v. 424 Sacks * * * of Alleged Malt Sprouts. Consent decree of condemnation and forfeiture. Product ordered released on bond. (F. & D. No. 8128. I. S. No. 11745-m. S. No. C-658.)

On February 27, 1917, the United States attorney for the Northern District of Illinois, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel for the seizure and condemnation of 424 sacks of alleged malt sprouts, remaining unsold in the original unbroken packages at Chicago, Ill., alleging that the article had been shipped on December 29, 1916, by K. & E. Neumond (Inc.), St. Louis, Mo., and transported from the State of Missouri into the State of Illinois, and charging adulteration in violation of the Food and Drugs Act.

Adulteration of the article was alleged in the libel for the reason that hulls and chaff, and foreign matter other than hulls and chaff, had been mixed and packed therewith so as to reduce, lower, and injuriously affect its quality and strength, and had been substituted in part for the article of food designated as malt sprouts No. 2.

On May 1, 1917, the J. J. Badenoch Co., a corporation, Chicago, Ill., claimant, having admitted the allegation of the libel and consented to a decree, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product should be released to said claimant upon the payment of the costs of the proceedings and the execution of a bond in the sum of \$1,000, in conformity with section 10 of the act, conditioned, in part, that the article should be labeled as malt screenings under the supervision of a representative of this department.

CARL VROOMAN, Acting Secretary of Agriculture.