the District Court of the United States for said district a libel praying seizure and condemnation of 7 cases of canned cherries, remaining in the original unbroken packages at Allentown, Pa., consigned by the Empire State Pickling Co., Phelps, N. Y., alleging that the article had been shipped from Phelps, N. Y., on or about August 17, 1926, and transported from the State of New York into the State of Pennsylvania, and charging adulteration in violation of the food and drugs act. The article was labeled in part: "Silver Floss Red Sour Pitted Cherries * * * Packed At Phelps, N. Y. By Empire State Pickling Co."

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

On April 4, 1927, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be destroyed by the United States marshal.

W. M. JARDINE, *Secretary of Agriculture.*

14969. Adulteration of grapefruit. U. S. v. 360 Boxes of Grapefruit. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 21786. I. S. No. 5908–x. S. No. E–5955.)

On or about February 18, 1927, the United States attorney for the Western District of New York, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying seizure and condemnation of 360 boxes of grapefruit, remaining in the original unbroken packages at Buffalo, N. Y., alleging that the article had been shipped by the West Coast Fruit Co., from Clearwater, Fla., on or about February 10, 1927, and transported from the State of Florida into the State of New York, and charging adulteration in violation of the food and drugs act.

Examination of the article by the Bureau of Chemistry of this department showed that it was composed of frost-damaged fruit.

Adulteration of the article was alleged in the libel for the reason that it consisted in whole or in part of a decomposed vegetable substance.

On March 24, 1927, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be destroyed by the United States marshal.

W. M. JARDINE, *Secretary of Agriculture.*

14970. Misbranding of white diarrhea remedy. U. S. v. 10 Cases of White Diarrhea Remedy. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 21647. I. S. No. 12519–x. S. No. E–3278.)

On March 2, 1927, the United States attorney for the District of Massachusetts, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying seizure and condemnation of 10 cases of white diarrhea remedy, remaining in the original unbroken packages at Boston, Mass., alleging that the article had been shipped by the Barnes Emulsion Co., Gardena, Calif., and transported from the State of California into the State of Massachusetts, and charging misbranding in violation of the food and drugs act as amended.

Analysis by the Bureau of Chemistry of this department of a sample of the article showed that it was a solution of ferrous sulphate in water, the solution containing 9.4 per cent ferrous sulphate. Bacteriological examination showed that the product was not antiseptic or germicidal.

It was alleged in the libel that the article was misbranded, in that the following statements, regarding the curative and therapeutic effects of the said article, were false and fraudulent, since it contained no ingredient or combination of ingredients capable of producing the effects claimed: (Bottle label) "White Diarrhea Cocidiosis Remedy * * * This remedy is made specifically for White Diarrhea, Coccidiosis, and all bowel troubles. It is a remedy that is highly antiseptic, germicide * * * Will assist the functions of the body."

On April 15, 1927, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be destroyed by the United States marshal.

W. M. JARDINE, *Secretary of Agriculture.*