15602. Adulteration of dried figs. U. S. v. 100 Boxes of Dried Figs. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 21937. I. S. No. 10724-x. S. No. W-2152.)

On May 27, 1927, the United States attorney for the Western District of Washington, 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 100 boxes of dried figs, remaining in the original unbroken packages at Seattle, Wash., alleging that the article had been shipped by the Bonner Packing Co., from Locans, Calif., May 11, 1927, and had been transported from the State of California into the State of Washington, and charging adulteration in violation of the food and drugs act. The article was labeled in part: "Sphinx Brand Extra Fancy California White Figs Packed for California Packing Corporation * * * San Francisco, Cal."

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

On June 22, 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.*

15603. Adulteration of figs. U. S. v. 25 Boxes, et al., of Figs. Default decrees of condemnation, forfeiture, and destruction. (F. & D. Nos. 21946, 21947. I. S. Nos. 12953-x, 12954-x, 12955-x, 12958-x, 12959-x, 12960-x. S. Nos. W-2150, W-2151.)

On June 1, 1927, the United States attorney for the Western District of Washington, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district libels praying seizure and condemnation of 285 boxes of figs, remaining in the original unbroken packages at Seattle, Wash., alleging that the article had been shipped by Rosenberg Bros. & Co., from San Francisco, Calif., in various consignments, on or about March 12, March 29, and May 3, 1927, respectively, and had been transported from the State of California into the State of Washington, and charging adulteration in violation of the food and drugs act. The article was labeled in part: "Happy Home Brand Fancy (or "Extra Fancy") White Figs," "Madrona Brand Evaporated White Figs." and "Happy Home Brand Fancy Evaporated White Figs."

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

On June 22, 1927, no claimant having appeared for the property, judgments of condemnation and forfeiture were entered, and it was ordered by the court that the product be destroyed by the United States marshal.

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

15604. Adulteration and misbranding of frozen eggs. U. S. v. 421 Cans of Canned Frozen Eggs. Consent decree of condemnation and forfeiture. Product released under bond. (F. & D. No. 22373. I. S. No. 21877-x. S. No. 438.)

On January 17, 1928, the United States attorney for the Southern 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 421 cans of frozen eggs, remaining in the original unbroken packages at New York, N. Y., alleging that the article had been shipped in interstate commerce by Sam Katz, from Chicago, Ill., about December 12, 1927, and charging adulteration and misbranding in violation of the food and drugs act as amended.

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

Misbranding was alleged for the reason that the article was food in package form and the quantity of the contents was not plainly and conspicuously marked on the outside of the package.

On February 6, 1928, Henningsen Bros., Inc., New York, N. Y., claimant, having admitted the allegations of the libel and having consented to the entry of a decree, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be released to the said claimant upon payment of the costs of the proceedings and the execution of a bond in the sum of $5,800, conditioned in part that it be salvaged by separating the good from the bad eggs, and that the latter be destroyed or disposed of under the supervision of this department for some approved technical purpose.

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