On November 26, 1923, 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.

C. F. MARVIN, *Acting Secretary of Agriculture.*

12042. Adulteration and misbranding of evaporated apples. U. S. v. 140 Cases of Evaporated Ring Apples. Consent decree of condemnation and forfeiture. Product released under bond. (F. & D. No. 17549. I. S. No. 5547-v. S. No. C-3989.)

On June 2, 1923, the United States attorney for the District of Minnesota, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying the seizure and condemnaion of 140 cases of evaporated ring apples, at Minneapolis, Minn., alleging that the article had been shipped by the A. B. Williams Fruit Co., Sodus, N. Y., April 18, 1923, and transported from the State of New York into the State of Minnesota, and charging adulteration and misbranding in violation of the Food and Drugs Act. The article was labeled in part: (Case) "50 Lbs. Wedding Bells Brand Extra Choice New York State Evaporated Ring Apples A. B. Williams Fruit Co., Sodus, Wayne Co., New York."

Adulteration of the article was alleged in the libel for the reason that water or incompletely evaporated apples had been mixed and packed with and substituted wholly or in part for evaporated apples.

Misbranding was alleged for the reason that the statement, "Evaporated * * * Apples," was false and misleading and deceived and misled the purchaser.

On September 7, 1923, the A. B. Williams Fruit Co., Sodus, N. Y., having appeared as claimant for the property 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 $500, in conformity with section 10 of the act.

C. F. MARVIN, *Acting Secretary of Agriculture.*

12043. Misbranding of Remlock 300. U. S. v. George E. Remick (Remlock Hills Laboratory). Plea of guilty. Fine, $100 and costs. (F. & D. No. 15447. I. S. No. 2343-t.)

On December 22, 1921, the United States attorney for the District of Colorado, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district an information against George E. Remick, trading as the Remlock Hills Laboratory, Denver, Colo., alleging shipment by said defendant, in violation of the Food and Drugs Act, as amended, on or about March 31, 1921, from the State of Colorado into the State of Missouri, of a quantity of Remlock 300 which was misbranded. The article was labeled in part: "Remlock 300 * * * Manufactured by Remlock Hills Laboratory Denver, Colo. U. S. A."

Anaylsis of a sample of the article by the Bureau of Chemistry of this department showed that it consisted of 99 per cent water and 1 per cent of calcium hypochlorite, calcium chloride, and calcium carbonate.

Misbranding of the article was alleged in substance in the information for the reason that certain statements, designs, and devices regarding its therapeutic and curative effect, appearing on the label of the bottle containing the said article, falsely and fraudulently represented it to be effective as a treatment, remedy, and cure for diabetes and Bright's disease, when, in truth and in fact, it was not.

On December 10, 1923, the defendant entered a plea of guilty to the information, and the court imposed a fine of $100 and costs.

C. F. MARVIN, *Acting Secretary of Agriculture.*

12044. Misbranding and alleged adulteration of assorted jellies. U. S. v. 1,400 Cases of Assorted Jellies. Decree of condemnation and forfeiture. Product released under bond. (F. & D. No. 16761. I. S. No. 7901-v. S. No. W-1198.)

On August 21, 1922, the United States attorney for the Southern District of California, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying the seizure and condemnation of 1,400 cases of assorted jellies, remaining in the original unbroken packages at Los Angeles, Calif., consigned by the Temtor Corn &