shipped by the Handy Chocolate Co., from Springfield, Mass., on or about February 14, 1922, and transported from the State of Massachusetts into the State of Connecticut, and charging adulteration in violation of the food and drugs act. The article was labeled in part: "Packed In 100 Lb. Drums."

Adulteration of the article was alleged in the libel for the reason that excessive [cocoa] shells had been mixed and packed therewith so as to reduce and lower and injuriously affect its quality and strength and had been substituted wholly or in part for the said article.

On December 4, 1923, the Handy Chocolate Co., Springfield, Mass., having appeared as claimant for the property, 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 good and sufficient bond, in conformity with section 10 of the act.

HOWARD M. GORE, *Acting Secretary of Agriculture.*

12210. Adulteration of concentrated tomato and tomato sauce. U. S. v. Thomas Page. Plea of guilty. Fine, $1,000. (F. & D. No. 17061. I. S. Nos. 5538-t, 5989-t, 15522-t, 15524-t.)

On April 3, 1923, 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 an information against Thomas Page, Albion, N. Y., alleging shipment by said defendant, in violation of the food and drugs act, in various consignments, namely, on or about September 24, 1921, from the State of New York into the State of Massachusetts, and on or about September 13, December 19, and December 29, 1921, respectively, from the State of New York into the State of Pennsylvania, of quantities of concentrated tomato and tomato sauce which were adulterated. The articles were labeled in part, respectively: "Mt. Etna Brand * * * Concentrated Tomato * * * Packed By Thomas Page Albion, N. Y., U. S. A.;" "Royal Kitchen Brand * * * Page Tomato Sauce * * * Packed By Thomas Page Albion, N. Y. U. S. A."

Analyses of samples of the articles by the Bureau of Chemistry of this department showed that they had been made from decomposed tomatoes.

Adulteration of the articles was alleged in the information for the reason that they consisted in whole or in part of filthy and decomposed and putrid vegetable substances.

On April 17, 1923, the defendant entered a plea of guilty to the information, and on November 20, 1923, the court imposed a fine of $1,000.

HOWARD M. GORE, *Acting Secretary of Agriculture.*

12211. Adulteration of Schreiber's hen scratch. U. S. v. 45 Sacks of Schreiber's Hen Scratch. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 665-c. I. S. No. 10433-v. S. No. C-3841.)

On October 11, 1922, the United States attorney for the District of Kansas, acting upon a report by officials of the State of Kansas, filed in the District Court of the United States for said district a libel praying the seizure and condemnation of 45 sacks of Schreiber's hen scratch, remaining in the original unbroken packages at Kansas City, Kans., alleging that the article had been shipped by the Schreiber Flour & Cereal Co. from Kansas City, Mo., on or about October 6, 1922, and transported from the State of Missouri into the State of Kansas, and charging adulteration in violation of the food and drugs act. The article was labeled in part: "Schreiber's Hen Scratch * * * Ingredients * * * Wheat * * * Manufactured By Schreiber Flour & Cereal Co. Kansas City, Missouri."

Adulteration of the article was alleged in the libel for the reason that mouldy, decomposed wheat had been substituted in part for good wheat, as represented in the label, thereby reducing and lowering and injuriously affecting its quality and strength.

On March 13, 1924, 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.

HOWARD M. GORE, *Acting Secretary of Agriculture.*

12212. Adulteration of shell eggs. U. S. v. William T. Harris (W. T. Harris & Sons). Plea of guilty. Fine, $25. (F. & D. No. 17419. I. S. No. 7583-v.)

On July 5, 1923, the United States attorney for the District of Nebraska, acting upon a report by the Secretary of Agriculture, filed in the District Court