15355. Adulteration of shell eggs. U. S. v. Samuel Fletcher Barnes (S. Barnes). Plea of guilty. Fine, $10. (F. & D. No. 21557. I. S. N 7891-x.)

On March 18, 1927, the United States attorney for the Eastern District Virginia, acting upon a report by the Secretary of Agriculture, filed in tl District Court of the United States for said district an information again Samuel Fletcher Barnes, trading as S. F. Barnes, Nokomis, Va., alleging shi ment by said defendant, in violation of the food and drugs act, on or abo August 14, 1926, from the State of Virginia into the State of Maryland, of quantity of eggs, which were adulterated. The article was labeled in par (Case) "From S. F. Barnes, Nokomis, Va."

Examination by this department of one case containing 360 eggs from t shipment showed 57, or 14.1 per cent, inedible eggs.

It was alleged in the information that the article was adulterated, in that consisted in part of a filthy, decomposed, and putrid animal substance.

On April 4, 1927, the defendant entered a plea of guilty to the informati and the court imposed a fine of $10.

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15356. Adulteration and misbranding of black pepper. U. S. v. 10 Carto of Black Pepper. Default order of destruction entered. (F. & No. 21257. I. S. No. 3313-x. S. No. C-5222.)

On August 23, 1926, the United States attorney for the District of Minnesc acting upon a report by the Secretary of Agriculture, filed in the District Co of the United States for said district a libel praying seizure and condemnat of 10 cartons of black pepper, remaining in the original unbroken packages Minnesota Transfer, Minn., alleging that the article had been shipped by Biston Coffee Co., from St. Louis, Mo., July 16, 1926, and transported from State of Missouri into the State of Minnesota, and charging adulteration misbranding in violation of the food and drugs act. The article was labe in part: "Six Lbs. Net Black Pepper From Biston Coffee Co., St. Louis, U. S. A."

It was alleged in the libel that the article was adulterated, in that substan ground rice and cayenne pepper, had been mixed and packed therewith so a reduce, lower, or injuriously affect its quality and strength, and had t substituted wholly or in part for the said article.

Misbranding was alleged for the reason that the statement "Black Pepp borne on the label, was false and misleading and deceived and misled purchaser, and in that it was offered for sale under the distinctive nam another article.

On July 8, 1927, upon the filing of an affidavit by the United States atto to the effect that the product was unfit for consumption as food, a decree entered by the court ordering that the said product be destroyed by the Ur States marshal.

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15357. Misbranding of dates. U. S. v. 9 Crates of Dates. Consent de of condemnation, forfeiture, and destruction. (F. & D. No. 21 I. S. No. 17239-x. S. No. 18.)

On July 18, 1927, the United States attorney for the District of Oregon, a upon a report by the Secretary of Agriculture, filed in the District Court o United States for said district a libel praying seizure and condemnation crates of dates, remaining in the original unbroken packages at Portland, C alleging that the article had been shipped by S. B. McMillan, from Wilmin Calif., on or about July 7, 1927, and transported from the State of Calif into the State of Oregon, and charging misbranding in violation of the food drugs act as amended. The article was labeled in part: (Retail pack "Coachella Valley Fancy California Dates Grown and Packed by The D Ranch Net Weight 8 Ozs. * * * Indio, Calif."

It was alleged in the libel that the article was misbranded, in that the ment "Net Weight 8 Ozs.," borne on the label, was false and misleading deceived and misled the purchaser, and for the further reason that the a was food in package form and the quantity of the contents was not plainl conspicuously marked on the outside of the package.

On August 24, 1927, the Pacific Fruit & Produce Co., Portland, Oreg., h appeared and consented to the entry of a decree, judgment of condemnatio forfeiture was entered, and it was ordered by the court that the produ destroyed by the United States marshal.

R. W. DUNLAP, *Acting Secretary of Agricult*