

On November 10, 1932, the defendant entered a plea of guilty to count 2 of the information, and the court imposed a fine of \$100. Count 1 of the information was dismissed.

R. G. TUGWELL, *Acting Secretary of Agriculture.*

**20403. Adulteration of apples. U. S. v. 200 Bushels, et al., of Apples. Consent decree of condemnation and forfeiture. Product released under bond. (F. & D. nos. 29570, 29641, 29642, 29643, 29644, 29654. Sample nos. 28391-A, 28392-A, 28395-A, 28396-A, 28406-A, 29911-A, 29941-A.)**

These actions involved the interstate shipment of quantities of apples which were found to bear arsenic and lead in amounts that might have rendered the article injurious to health.

On or about November 4, November 21, November 23, and November 30, 1932, the United States attorney for the Northern District of Illinois, acting upon reports by the Secretary of Agriculture, filed in the District Court of the United States for the district aforesaid libels praying seizure and condemnation of 498 bushels of apples at Chicago, Ill., alleging that the article had been shipped in interstate commerce in various consignments, as follows: 312 bushels by A. Sugar, from South Haven, Mich., on October 21 and October 25, 1932; 20 bushels by A. Sugar, from Whiting, Ind., on October 12, 1932; 100 bushels by the Kelder Brokerage Co., from South Haven, Mich., on October 15, 1932; 58 bushels by Henry Wendzel, from Caloma, Mich., on October 5, 1932; and 8 bushels by Reuben Wendzel, from Caloma, Mich., on October 12, 1932; that the articles had been transported from the States of Michigan and Indiana into the State of Illinois, and that it was adulterated in violation of the Food and Drugs Act.

It was alleged in the libels that the article was adulterated in that it contained added poisonous and deleterious ingredients, arsenic and lead, in amounts which might have rendered the article injurious to health.

A. Sugar, Whiting, Ind., appeared and filed a claim and answer admitting the allegations of the libels and consenting to the entry of a decree. On December 8, 1932, the cases having been consolidated into one cause of action, judgment of condemnation and forfeiture was entered.

The court having found that the product might be washed so that it could be sold without violation of the law, ordered that it might be released to the claimant to be washed to remove the deleterious substances, upon payment of costs and the execution of a bond in the sum of \$500, conditioned that it should not be disposed of in violation of the Federal Food and Drugs Act, and all other laws.

R. G. TUGWELL, *Acting Secretary of Agriculture.*

**20404. Adulteration of apples. U. S. v. 243 Bushels of Apples. Consent decree of condemnation and forfeiture. Product released under bond. (F. & D. no. 29575. Sample no. 30003-A.)**

This action involved a shipment of apples which were found to bear arsenic and lead in amounts that might have rendered the article injurious to health.

On or about November 7, 1932, the United States attorney for the Northern District of Illinois, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for the district aforesaid a libel praying seizure and condemnation of 243 bushels of apples at Chicago, Ill., alleging that the article had been shipped in interstate commerce on or about October 18, 1932, by William Hamlin, from Glenn, Mich., to Chicago, Ill., and charging adulteration in violation of the Food and Drugs Act.

It was alleged in the libel that the article was adulterated in that it contained added poisonous or deleterious ingredients, arsenic and lead, in amounts which might have rendered the article injurious to health.

On January 5, 1933, William Hamlin, Glenn, Mich., 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 said claimant to be washed in order to remove the deleterious substances, upon payment of costs and the execution of a bond in the sum of \$200, conditioned that the apples should not be sold or otherwise disposed of contrary to the provisions of the Federal Food and Drugs Act and all other laws.

R. G. TUGWELL, *Acting Secretary of Agriculture.*