

5459. Adulteration of oranges. U. S. * * * v. 100 Boxes of Oranges.
Default decree of condemnation, forfeiture, and destruction.
(F. & D. No. 8118. I. S. No. 22303-m. S. No. W-168.)

On or about February 27, 1917, 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 a libel for the seizure and condemnation of 100 boxes of oranges, labeled in part: "* * * Packed & shipped by C. E. Norris & E. F. Schrei. Lindsay, Tulare Co., Cal.," consigned on January 29, 1917, by the National Fruit Exchange, Lindsay, Cal., remaining unsold in the original unbroken packages at Trinidad, Colo., alleging that the article had been shipped and transported from the State of California into the State of Colorado, and charging adulteration in violation of the Food and Drugs Act.

It was charged in substance in the libel that the article was adulterated for the reason that it consisted in part of a decomposed vegetable substance; that is to say, said oranges had been frosted, and as a result of such frosting their tissues showed disintegration, they were bitter, had commenced to rot and decay, were light in weight, and contained little juice.

On April 16, 1917, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product should be destroyed by the United States marshal.

CLARENCE OUSLEY, *Acting Secretary of Agriculture.*