

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 2655.

(Given pursuant to section 4 of the Food and Drugs Act.)

**U. S. v. 386 Cases of Navel Oranges. Decree of condemnation by consent.
Product ordered destroyed.**

ADULTERATION OF ORANGES.

On April 17, 1913, the United States Attorney for the Western District of New York filed in the District Court of the United States for said district a libel for the seizure and condemnation of 386 cases of navel oranges remaining unsold in the original unbroken packages and in possession of the Wabash Railroad Co., at Buffalo, N. Y., alleging that the product had been shipped on or about April 8, 1913, by the California Fruit Growers Exchange at Fort Worth, Tex., and transported from the State of Texas into the State of New York, and charging adulteration in violation of the Food and Drugs Act. Thirty-three of the cases were labeled: "Navels. White Horse. San Dimas Orange Growers Association, San Dimas, Los Angeles County, California. California Fruit Growers Exchange." The remainder of the cases were labeled: "Blue Streak Brand. Navels. Oranges San Dimas Orange Growers Ass'n. San Dimas, Los Angeles County, Cal. California Fruit Growers Exchange."

Adulteration of the product was alleged in the libel for the reason that it had been materially damaged by freezing and was inferior and decomposed in that a transverse section through the center of more than 35 per cent of the contents of each of the boxes or packages above described showed a marked drying in 20 per cent or more of the exposed pulp.

On April 24, 1913, the said California Fruit Growers Exchange, by its district manager, having consented to a decree, 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, and that the cost of the proceedings be recovered from the owners of the property.

B. T. GALLOWAY,
Acting Secretary of Agriculture.

WASHINGTON, D. C., *September 29, 1913.*