berries at Los Angeles, Calif.; alleging that the article had been shipped on or about November 2, 1937, by Allen Fruit Co. from Seattle, Wash.; and charging adulteration in violation of the Food and Drugs Act.

The article was alleged to be adulterated in that it consisted wholly or in part of a decomposed vegetable substance.

On March 30, 1939, no claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

M. L. WILSON, *Acting Secretary of Agriculture.*

30433. Adulteration of rolled oats. U. S. v. 33 Bags of Rolled Oats. Default decree of condemnation and destruction. (F. & D. No. 44874. Sample No. 50596–D.)

This product, which had been shipped in interstate commerce and remained unsold and in the original packages at the time of examination, was found to be infested with beetles.

On February 20, 1939, the United States attorney for the District of Idaho, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 33 bags of rolled oats at Weiser, Idaho; alleging that the article had been shipped on or about September 15, 1937, by the Quaker Oats Co. from Salt Lake City, Utah; and charging adulteration in violation of the Food and Drugs Act. The article was labeled in part: "Buckeye Rolled Oats."

It was alleged to be adulterated in that it consisted wholly or in part of a filthy vegetable substance.

On March 31, 1939, no claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

M. L. WILSON, *Acting Secretary of Agriculture.*

30434. Adulteration of frozen fillets. U. S. v. 172 Cartons of Red Perch Fillets. Default decree of condemnation and destruction. (F. & D. No. 45023. Sample No. 42999–D.)

This product contained parasitic worms.

On March 14, 1939, the United States attorney for the Western District of Pennsylvania, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 172 cartons of red perch fillets at Pittsburgh, Pa.; alleging that the article had been shipped in interstate commerce on or about February 4, 1939, by Frosted Foods Sales Corporation from Boston, Mass.; and charging adulteration in violation of the Food and Drugs Act. The article was labeled in part: "Birds Eye Frosted Foods * * * Packed For Frosted Foods Sales Corporation New York."

It was alleged to be adulterated in that it consisted wholly or in part of a filthy animal substance.

On April 8, 1939, no claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

M. L. WILSON, *Acting Secretary of Agriculture.*

30435. Adulteration of almonds. U. S. v. 20 Bags of Almonds. Consent decree of condemnation. Product released under bond for segregation and destruction of unfit portions. (F. & D. No. 44682. Sample Nos. 36126–D, 59270–D.)

This product, which had been shipped in interstate commerce and remained unsold and in the original packages at the time of examination, was found to be worm-infested.

On January 17, 1939, the United States attorney for the Eastern District of New York, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 20 bags of almonds at Brooklyn, N. Y.; alleging that the article had been shipped on or about December 16, 1938, by the Herman C. Fisher Co. from San Francisco, Calif.; and charging adulteration in violation of the Food and Drugs Act. The article was labeled in part: "Fisher's Brand California Broken Almonds."

The article was alleged to be adulterated in that it consisted wholly or in part of a filthy vegetable substance.

On January 27, 1939, Mitchel Beck, New York, N. Y., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond conditioned that the portion unfit for human consumption be destroyed.

M. L. WILSON, *Acting Secretary of Agriculture.*