**29837. Adulteration of pears. U. S. v. 65 Boxes of Pears. Default decree of condemnation and destruction.** (F. & D. No. 44154. Sample No. 21284–D.)

This product was contaminated with arsenic and lead.

On September 23, 1938, the United States attorney for the Northern District of Illinois, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 65 boxes of pears at Chicago, Ill.; alleging that the article had been shipped in interstate commerce on or about September 15, 1938, by Reter Fruit Co. from Medford, Oreg.; and charging adulteration in violation of the Food and Drugs Act.

The article was alleged to be adulterated in that it contained added poisonous or deleterious ingredients, arsenic and lead, which might have rendered it harmful to health.

On November 14, 1938, no claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

HARRY L. BROWN, *Acting Secretary of Agriculture.*

**29838. Adulteration and misbranding of graham crackers. U. S. v. 310 Cartons of "Burry's Crisp Brown Milk and Honey Grahams." Consent decree of condemnation and destruction.** (F. & D. No. 43972. Sample No. 21810–D.)

This product was sold as milk and honey graham crackers but contained little or no milk and very little honey in comparison with the amount of sugar that was used as the principal sweetening agent.

On September 27, 1938, the United States attorney for the Northern District of Illinois, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 310 cartons of graham crackers at Chicago, Ill.; alleging that the article has been shipped in interstate commerce on or about July 13, 1938, by Burry Biscuit Corporation from Waverly, N. J.; and charging adulteration and misbranding in violation of the Food and Drugs Act.

The article was alleged to be adulterated in that a product containing little or no milk, and very little honey in comparison with sugar (sucrose) the principal sweetening agent, had been substituted wholly or in part for the article.

The article was alleged to be misbranded in that the statement "Milk and Honey Grahams" was false and misleading and tended to deceive and mislead the purchaser.

On November 1, 1938, the claimant having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered destroyed.

HARRY L. BROWN, *Acting Secretary of Agriculture.*

**29839. Adulteration of apples. U. S. v. 10 Bushels of Apples. Default decree of condemnation and destruction.** (F. & D. No. 44605. Sample No. 32194–D.)

This product was contaminated with arsenic and lead.

On September 27, 1938, the United States attorney for the Northern District of Indiana, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 10 bushels of apples at Highland, Ind.; alleging that the article had been shipped in interstate commerce on or about September 21, 1938, from Benton Harbor, Mich., by William Hamilton to himself at Highland, Ind.; and charging adulteration in violation of the Food and Drugs Act. The article was labeled: "L. C. Harris R. 1, Benton Harbor, Mich."

It was alleged to be adulterated in that it contained added poisonous or deleterious ingredients, arsenic and lead, which might have rendered it harmful to health.

On November 21, 1938, no claimant having appeared, judgment of condemnation was entered and the product was ordered detroyed.

HARRY L. BROWN, *Acting Secretary of Agriculture.*

**29840. Misbranding of canned pears. U. S. v. 257 Cases of Canned Pears. Decree of condemnation. Product released under bond to be relabeled.** (F. & D. No. 43806. Sample No. 19484–D.)

This product was substandard because the fruit was not in unbroken halves, and it was not labeled to indicate that it was substandard.

On September 10, 1938, the United States attorney for the District of Minnesota, acting upon a report by the Secretary of Agriculture, filed in the district