product which should contain not less than 80 percent by weight of milk fat, as prescribed by act of March 4, 1923, which the article purported to be.

On September 14, 1938, a plea of guilty was entered on behalf of the defendant and the court imposed a fine of $10.

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

29582. Adulteration and misbranding of horseradish. U. S. v. 103 Bottles of Horseradish. Default decree of condemnation and destruction. (F. & D. No. 42923. Sample No. 12660-D.)

This product contained foreign plant tissues, principally parsnip and turnip.

On June 15, 1938, 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 103 bottles of horseradish at Jamaica, N. Y.; alleging that the article had been shipped in interstate commerce on or about May 14, 1938, by American Grocery Co. from Hoboken, N. J.; and charging adulteration and misbranding in violation of the Food and Drugs Act. The article was labeled in part: "Country Pride Horse Radish * * * Made by Arthur Janda Higginsville, N. J."

It was alleged to be adulterated in that it contained foreign plant tissues, principally parsnip and some turnip, mixed and packed therewith so as to reduce or lower its quality and strength, and in that it had been mixed in a manner whereby inferiority was concealed.

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

On September 30, 1938, no claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

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

29583. Adulteration of crab meat. U. S. v. 30 Pounds and 30 Pounds of Crab Meat. Default decree of condemnation and destruction. (F. & D. No. 43337. Sample No. 34157-D.)

This product having been shipped in interstate commerce and remaining unsold and in the original packages, was at the time of examination found to contain evidence of the presence of filth.

On August 9, 1938, the United States attorney for the Western 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 60 pounds of crab meat at Buffalo, N. Y.; alleging that the article had been shipped on or about August 3, 1938, by the John T. Handy Co., Inc., from Crisfield, Md.; and charging adulteration in violation of the Food and Drugs Act.

Adulteration was alleged in that the article consisted in whole or in part of a filthy, decomposed, or putrid animal substance.

On September 19, 1938, no claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

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

29584. Adulteration of butter. U. S. v. 2 Cases of Butter. Default decree of condemnation and destruction. (F. & D. No. 43431. Sample No. 27840-D.)

This product contained less than 80 percent of milk fat.

On August 8, 1938, the United States attorney for the Eastern District of Illinois, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of two cases of butter at National Stock Yards, Ill.; alleging that the article had been shipped in interstate commerce on or about July 29, 1938, by the Monroe City Creamery Co., Monroe City, Ill.; and charging adulteration in violation of the Food and Drugs Act.

Adulteration was alleged in that the article contained less than 80 percent by weight of milk fat.

On September 6, 1938, no claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

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