

adulteration in violation of the Food and Drugs Act. The article was labeled in part: "Northland Brand Oregon Prunes."

Adulteration was alleged in that the article consisted in whole or in part of a filthy vegetable substance.

On October 24, 1938, no claimant having appeared, judgments of condemnation were entered and the product was ordered destroyed.

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

29657. Adulteration of frozen eggs. U. S. v. 200 Cases and 400 Cases of Whole Eggs. Consent decree of condemnation. Product released under bond conditioned that the decomposed portion be denatured or destroyed. (F. & D. Nos. 441186, 44187. Sample Nos. 25612-D, 25613-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 be in part decomposed.

On October 17, 1938, the United States attorney for the District of New Jersey, acting upon reports by the Secretary of Agriculture, filed in the district court libels praying seizure and condemnation of 600 cases of frozen eggs at Jersey City, N. J.; alleging that the article had been shipped on or about August 19 and September 7, 1938, by Ralph Hurst & Co. from Kansas City, Mo.; and charging adulteration in violation of the Food and Drugs Act. The article was labeled in part, "Whole Eggs."

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

On October 20, 1938, the cases having been consolidated and Ralph Hurst & Co., Inc., claimant, having admitted the allegations of the libels and consented to the entry of a decree, judgment of condemnation was entered, and the product was ordered released under bond conditioned that the decomposed portion be segregated and destroyed or denatured.

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

29658. Misbranding of canned mackerel. U. S. v. 49 Cases of Mackerel. Consent decree of condemnation. Product released under bond to be relabeled. (F. & D. No. 43929. Sample No. 19189-D.)

This product was short weight.

On or about September 26, 1938, the United States attorney for the Eastern District of Washington, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 49 cases of canned mackerel at Spokane, Wash.; alleging that the article had been shipped in interstate commerce on or about August 29, 1938, by Coast Fishing Co. from Wilmington, Calif.; and charging misbranding in violation of the Food and Drugs Act as amended. The article was labeled in part: "King Solomon Brand Fancy Mackerel Contents 1 Lb."

It was alleged to be misbranded in that the statement "Contents 1 Lb." was false and misleading and tended to deceive and mislead the purchaser since it was short weight; and in that it was food in package form and the quantity of the contents was not plainly and conspicuously marked on the outside of the package, since the quantity stated was not correct.

On October 7, 1938, the Coast Fishing Co., claimant, having consented to the entry of a decree, judgment of condemnation was entered ordering that the product be released under bond conditioned that it be relabeled under the supervision of this Department.

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

29659. Misbranding of lemon cocktail mixer. U. S. v. 23 and 11 Gallon Jugs of Lemon Cocktail Mixer. Default decree of condemnation and destruction. (F. & D. No. 43888. Sample Nos. 25726-D, 26498-D.)

This product was an artificially colored citric acid solution flavored with essential oil, and it contained little or no lemon juice.

On September 14, 1938, the United States attorney for the District of New Jersey, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 34 gallon jugs of lemon cocktail mixer at Elizabeth, N. J.; alleging that the article had been shipped in interstate commerce in various shipments on or about April 12, June 25, and August 23, 1938, by Tavern Fruit Juice Co. from New York, N. Y.; and charging misbranding in violation of the Food and Drugs Act. The article was labeled in part: "Arro Brand Lemon Cocktail Mixer * * * Bottled For J. B. Samuel * * * Elizabeth, N. J."