August 19, 1936, by Alaska Red Salmon Packers, Inc., from Carmel, Alaska, and charging adulteration in violation of the Food and Drugs Act.

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

On May 11, 1937, Alaska Red Salmon Packers, Inc., having appeared as claimant, consent decree of condemnation was entered as to portions of said shipments, the remainder was ordered exonerated and released, and the condemned portion was ordered released under bond conditioned that it should not be disposed of in violation of the law.

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

27168. Adulteration of apples. U. S. v. Shields Fruit Co., Inc. Plea of guilty. Fine, $10. (F. & D. no. 38656. Sample no. 3031–C.)

This case involved apples that were contaminated with arsenic and lead.

On March 11, 1937, the United States attorney for the District of Oregon, acting upon a report by the Secretary of Agriculture, filed in the district court an information against Shields Fruit Co., Inc., Freewater, Oreg., alleging shipment by said company on or about July 9, 1936, in violation of the Food and Drugs Act, from the State of Oregon into the State of California of a quantity of apples that were adulterated. The article was labeled in part: "Extra Fancy Winesap * * * Shields Fruit Co., Inc."

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

On April 7, 1937, 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.*

27169. Adulteration of tomato pulp. U. S. v. Vallonia Canning Co., a corporation. Plea of guilty. Fine, $25. (F. & D. no. 38660. Sample no. 21497–C.)

This case involved tomato pulp that contained worm and insect fragments and evidence of tomato rot.

On April 21, 1937, the United States attorney for the Southern District of Indiana, acting upon a report by the Secretary of Agriculture, filed in the district court an information against Vallonia Canning Co., a corporation, Vallonia, Ind., alleging shipment by said company in violation of the Food and Drugs Act on or about November 9, 1936, from the State of Indiana into the State of Missouri of a quantity of tomato pulp that was adulterated.

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

On April 21, 1937, a plea of guilty was entered on behalf of the defendant and the court imposed a fine of $25.

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

27170. Misbranding of canned tomatoes. U. S. v. Fettig Canning Corporation. Plea of guilty. Fine, $25. (F. & D. no. 38673. Sample nos. 5347–C, 33901–C.)

This product fell below the standard established by this Department for canned tomatoes, both lots consisting of tomatoes with puree from trimmings, one lot being substandard in the further respect that it did not consist of whole or large pieces. Neither lot was labeled to indicate that the article was substandard.

On April 20, 1937, the United States attorney for the Southern District of Indiana, acting upon a report by the Secretary of Agriculture, filed in the district court an information against the Fettig Canning Corporation, Elwood, Ind., alleging shipment by said company in violation of the Food and Drugs Act, on or about October 10 and October 17, 1936, from the State of Indiana into the States of Minnesota and Illinois of quantities of canned tomatoes that were misbranded. A portion of the article was labeled: "May-Flower Brand Tomatoes * * * Distributed by Marshall Canning Co. Marshalltown Iowa." The remainder was labeled: "Harvest Inn Brand Tomatoes Distributed by Marshall Food Product Co., Marshalltown, Iowa."

It was alleged to be misbranded in that it was canned food and fell below the standard of quality and condition promulgated by the Secretary of Agriculture and its package or label did not bear a plain and conspicuous statement