misbranded further in that it was offered for sale under the distinctive name of another article, rum and butter toffee; and all lots were alleged to be misbranded further in that the article 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 statement made was incorrect.

On April 1, 1937, a plea of guilty was entered on behalf of the defendant and the court imposed a fine of $100.

H. A. WALLACE, *Secretary of Agriculture.*

27279. Adulteration of canned tuna fish. U. S. v. Van Camp Sea Food Co., Inc. Tried to the court. Judgment of guilty. Fine, $300. Affirmed by Circuit Court of Appeals. (F. & D. no. 36086. Sample nos. 26590–B, 26591–B, 26657–B.)

This case involved canned tuna samples of which were found to be decomposed.

On December 27, 1935, the United States attorney for the Southern District of California, acting upon a report by the Secretary of Agriculture, filed in the district court an information against the Van Camp Sea Food Co., Inc., Terminal Island, Calif., alleging shipment by said company in violation of the Food and Drugs Act on March 3, 1935, from the State of California into the State of Nevada of a quantity of canned tuna fish which was adulterated. The article was labeled in part: "White Star * * * California Fancy Tuna Fish Packed and Guaranteed by White Star Canning Co., Los Angeles, Calif. Division of Van Camp Sea Food Co., Inc."

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

On July 28, 1936, the case came on for trial before the court without a jury. The court having heard the evidence on behalf of the defendant and the Government, found the defendant guilty and imposed a fine of $300. On April 15, 1937, the case having been appealed to the Circuit Court of Appeals for the Ninth Circuit, the judgment of the district court was affirmed without an opinion.

H. A. WALLACE, *Secretary of Agriculture.*

27280. Adulteration of walnut meats. U. S. v. Louis Groobman (Whittier Walnut Packing Co.). Plea of guilty. Fine, $300. (F. & D. no. 37035. Sample no. 54418–B.)

This case involved walnut meats that were in part moldy, wormy, and rancid.

On May 22, 1936, the United States attorney for the Southern District of California, acting upon a report by the Secretary of Agriculture, filed in the district court an information against Louis Groobman trading as Whittier Walnut Packing Co., at Whittier, Calif., alleging shipment by said company in violation of the Food and Drugs Act on or about November 22, 1935, from the State of California into the State of Washington of a quantity of walnut meats which were adulterated. The article was labeled in part: "Order Whittier Walnut Packing Company Whittier, Calif. * * * Bakers Special Walnut Meats."

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

On May 20, 1937, a plea of guilty was entered on behalf of the defendant and the court imposed a fine of $300.

H. A. WALLACE, *Secretary of Agriculture.*

27281. Adulteration of canned salmon. U. S. v. 2,258 Cases of Canned Salmon. Portion of product released unconditionally. Remainder condemned and released under bond. (F. & D. no. 37494. Sample no. 66815–B.)

This case involved canned salmon a part of which was decomposed.

On March 13, 1936, the United States attorney for the Western District of Washington, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 2,258 cases of canned salmon at Seattle, Wash., alleging that the article had been shipped in interstate commerce on or about November 9, 1936, by the Alaska Pacific Salmon Co., from Rose Inlet, Alaska, and charging adulteration in violation of the Food and Drugs Act.

The article was alleged to be adulterated in that it consisted in whole or in part of decomposed animal substances.

On May 3, 1937, the Alaska Pacific Salmon Co., a corporation, having appeared as claimant, judgment was entered exonerating 964 cases of the product and ordering its release, and condemning the remainder and ordering its release under bond conditioned that it should not be disposed of in violation of law.

H. A. WALLACE, *Secretary of Agriculture.*