

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 674, FOOD AND DRUGS ACT.

ADULTERATION OF MILK.

On or about August 10 and 13, 1909, Henry A. Boberink, Lawrenceburg, Ind., shipped from the State of Indiana to the State of Ohio twelve cans of milk, in two consignments of nine and three cans, respectively. Samples from these shipments were procured and analyzed by the Bureau of Chemistry, United States Department of Agriculture, and as the findings of the analyst and report made showed that the product was adulterated within the meaning of the Food and Drugs Act of June 30, 1906, the Secretary of Agriculture afforded the said Henry A. Boberink and the party from whom the samples were procured opportunities for hearings. As it appeared after hearings held that the shipments were made in violation of the act, the Secretary of Agriculture reported the facts to the Attorney-General, with a statement of the evidence upon which to base a prosecution.

On May 7, 1910, an indictment was brought against the said Henry A. Boberink by the grand jurors of the United States in and for the District of Indiana, at the May term of the District Court of the United States for said district, charging the above shipments and alleging that the milk contained in five of said cans was adulterated, in that a certain substance, to wit, water, had been mixed with said milk so as to reduce and lower its quality and strength; that the milk contained in two of said cans was adulterated in that a valuable constituent of said milk, to wit, butter fat, had been in part abstracted therefrom; and that the milk contained in the other five cans was adulterated in that a certain substance, to wit, water, had been substituted in part for said milk.

On May 17, 1910, the defendant entered a plea of guilty to the above indictment and the court imposed a fine of \$10 and costs.

This notice is given pursuant to section 4 of the Food and Drugs Act of June 30, 1906.

W. M. HAYS,
Acting Secretary of Agriculture.

WASHINGTON, D. C., *November 1, 1910.*

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