

Issued May 17, 1912.

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 1381.

(Given pursuant to section 4 of the Food and Drugs Act.)

ADULTERATION OF TOMATO CATSUP.

On October 6, 1911, the United States Attorney for the District of Maryland, acting upon a report by the Secretary of Agriculture, filed information in the District Court of the United States for said district against the Atlas Preserving Co., a corporation, of Baltimore, Md., alleging shipment by it, in violation of the Food and Drugs Act, on or about September 27, 1910, from the State of Maryland into the State of Louisiana, of a quantity of tomato catsup which was adulterated. The product was labeled (on barrel end) "Dixie Catsup 1/5 of 1% benzoate of soda Distributed by Harry Hyman & Co., New Orleans, La."

Microchemical examination of a sample of said product, made by the Bureau of Chemistry of the United States Department of Agriculture, showed yeasts and spores 53 per one-sixtieth cmm, bacteria numerous, estimated at 190,000,000 per cc, and mold filaments in 75 per cent of the fields. Adulteration was alleged for the reason that it consisted in part of a filthy, decomposed, and putrid vegetable substance.

On April 6, 1911, the defendant pleaded guilty and was fined \$20.

W. M. HAYS,
Acting Secretary of Agriculture.

WASHINGTON, D. C., *February 2, 1912.*

