

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 2148.

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

ADULTERATION AND MISBRANDING OF CATSUP.

On June 12, 1912, the United States Attorney for the Western District of Washington, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district an information against Schwabacher Bros. & Co., a corporation, Seattle, Wash., alleging shipment by said company, in violation of the Food and Drugs Act, on or about May 22, 1911, from the State of Washington into the Territory of Alaska of a quantity of catsup which was adulterated and misbranded. The product bore no label but was invoiced and sold as catsup.

Analysis of a sample of the product by the Bureau of Chemistry of this Department showed the following results: Total solids (per cent by weight), 12.64; insoluble solids (per cent by weight), 1.74; soluble solids (per cent by weight), 10.90; ratio soluble to insoluble solids, 6.25; ash (per cent by weight), 2.81; sodium chloride (per cent by weight), 2.15; alkalinity of ash, cc N/10 acid per gram, 1.00; reducing sugars before inversion (per cent by weight), 4.06; reducing sugars after inversion (per cent by weight), 5.26; sucrose (per cent by weight), 1.14; polarization after inversion, -2.1° V.; sodium benzoate (per cent by weight), 0.18; coal-tar color, absent. Adulteration of the product was alleged in the information for the reason that sodium benzoate had been substituted in part for the genuine article. Misbranding was alleged for the reason that the product was so labeled and branded as to deceive and mislead, being labeled "Catsup," thereby purporting to be catsup; whereas, in truth and in fact, it was catsup and benzoate of soda.

On August 29, 1912, the defendant company entered a plea of guilty to the information and the court imposed a fine of \$25, with costs taxed at \$22.65.

WILLIS L. MOORE,
Acting Secretary of Agriculture.

WASHINGTON, D. C., *December 26, 1912.*

