

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 2257.

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

ADULTERATION OF TOMATO CATSUP.

On October 26, 1912, the United States Attorney for the Southern District of Ohio, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel for the seizure and condemnation of nine barrels of tomato catsup remaining unsold in the original unbroken package and in the possession of the Empire Vinegar & Catsup Co., Cincinnati, Ohio, alleging that the product had been shipped from the State of Indiana into the State of Ohio and charging adulteration, in violation of the Food and Drugs Act. The product was labeled: "(Blur) of 1% Benzoate of Soda Used—Tomato Catsup.—Mfd. by Indiana Tomato Seed Co., Nabb, Ind." Adulteration of the product was alleged in the libel for the reason that it consisted of a filthy and decomposed vegetable substance.

On November 12, 1912, H. E. Grant, as proprietor of the Indiana Tomato Seed Co., Nabb, Ind., claimant, having consented to a decree, judgment of condemnation and forfeiture was entered and it was further ordered that the product should be destroyed by the United States marshal, and that said claimant should pay all the costs of the proceedings.

W. M. HAYS,
Acting Secretary of Agriculture.

WASHINGTON, D. C., *January 27, 1913.*

