

# United States Department of Agriculture,

OFFICE OF THE SECRETARY.

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## NOTICE OF JUDGMENT NO. 2423.

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

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**U. S. v. 600 Cases of Catsup. Decree of condemnation by consent. Goods ordered destroyed.**

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### ADULTERATION OF CATSUP.

On June 14, 1912, the United States Attorney for the Western District of Missouri, 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 600 cases, each containing 24 10-ounce bottles of catsup, remaining unsold in the original unbroken packages and in the possession of the Ryley-Wilson Grocer Co., Kansas City, Mo., alleging that the product had been shipped on or about January 27, 1912, by the National Pickle & Canning Co., Keokuk Pickle Co. Branch, Keokuk, Iowa, a corporation, and transported from the State of Iowa into the State of Missouri, charging adulteration in violation of the Food and Drugs Act. The product was labeled: (On cases) "2 doz. 10 oz. Montrose Brand Champagne Tomato Catsup, Keokuk Pickle Co., Keokuk, Iowa" "Contains 1/10 of 1% Benzoate of Soda". (On bottles) "Montrose Brand Tomato Catsup (Design of red tomato) Prepared from Pure Ripe Tomatoes, Preserved with 1/10 of 1% Benzoate of Soda. Spices, Sugar, Salt and Grain Vinegar. National Pickle & Canning Co., Keokuk Pickle Co., Branch, Keokuk, Iowa."

Adulteration of the product was alleged in the libel for the reason that it consisted in whole or in part of a filthy, decomposed, and putrid vegetable substance, containing yeast, spores, and bacteria. On January 23, 1913, the said National Pickle & Canning Co., claim-

ant, having entered its appearance, admitted the allegations of the libel, and 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 upon payment of all costs by said claimant the empty bottles and cases that had contained the product should be returned to said claimant.

B. T. GALLOWAY,  
*Acting Secretary of Agriculture.*

WASHINGTON, D. C., *May 10, 1913.*

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