

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 2515.

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

U. S. v. David Katzenstein and Solomon Katzenstein. Plea of guilty. Fine, \$100.

ADULTERATION OF MACARONI COLOR.

On July 31, 1911, the United States Attorney for the Southern District of New York, acting upon a report by the Secretary of Agriculture, filed in the Circuit Court of the United States for said district an information against David Katzenstein and Solomon Katzenstein, copartners, doing business under the firm name of Star Extract Works, New York, N. Y., alleging shipment by said defendants, in violation of the Food and Drugs Act, on or about May 6, 1910, from the State of New York into the State of Missouri of a quantity of macaroni color which was adulterated. The product was labeled: "Coal — Tar — Yellow Color — Macaroni Shade — Star Extract Works — Importers and Manufacturers of essential oils. Flavoring extracts and supplies, 205 Fulton St. New York."

Analysis of a sample of the product by the Bureau of Chemistry of this Department showed the color to be naphthol yellow S. (S. & J. No. 4). No naphthol yellow (S. & J. No. 3) was found. Arsenic (expressed as metallic arsenic), parts per million, 26. Adulteration of the product was alleged in the information for the reason that it contained an added poisonous and deleterious ingredient which might render it injurious to health, to wit, arsenic, which arsenic was not a preservative applied externally in preparation of the product for shipment.

On October 14, 1912, defendants entered a plea of guilty to the information and each was fined \$50.

B. T. GALLOWAY,
Acting Secretary of Agriculture.

WASHINGTON, D. C., *June 30, 1913.*

