

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 2729.

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

U. S. v. R. B. McQuay. Plea of guilty. Fine, \$25.

ADULTERATION OF DRIED APPLES.

At the June, 1912, term of the District Court of the United States for the Western District of Virginia the grand jurors of the United States within and for said district, acting upon a report by the Secretary of Agriculture, returned an indictment against R. B.-McQuay, Bowmans, Va., charging shipment by said defendant, in violation of the Food and Drugs Act, during the month of October, 1911, from the State of Virginia into the State of Maryland, of a quantity of dried apples which were adulterated. The product was labeled: (On shipping tag) "Shipped by R. B. McQuay P. O. address Bowmans, Va. Expressed from R. S. Jackson & Co. Produce Commission Merchant Eggs, Poultry, Butter No. 113 S. Charles St., Baltimore, Md."

Examination of a sample of the product by the Bureau of Chemistry of this Department showed the following results: 375 grams contained 19 worms; whole sample covered with excreta and worm-eaten; 350 grams contained 28 worms and 1 fly; whole sample worm-eaten and covered with excreta. Adulteration of the product was charged in the indictment for the reason that it consisted in part of a filthy, decomposed, and putrid animal or vegetable substance.

On June 3, 1913, the defendant entered a plea of guilty to the indictment and the court imposed a fine of \$25.

C. F. MARVIN,
Acting Secretary of Agriculture.

WASHINGTON, D. C., *October 8, 1913.*