

**5161. Adulteration of oysters. U. S. \* \* \* v. John I. Merrill. Plea of guilty. Fine, \$5. (F. & D. No. 7487. I. S. No. 11338-1.)**

On October 24, 1916, the United States attorney for the Southern District of New York, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district an information against John I. Merrill, New York, N. Y., alleging shipment by said defendant, in violation of the Food and Drugs Act, on January 11, 1916, from the State of New York into the State of Ohio, of a quantity of oysters which were adulterated.

Analysis of a sample of the article by the Bureau of Chemistry of this department showed the presence of added water.

Adulteration of the article was alleged in the information for the reason that a certain substance, to wit, water, had been mixed and packed therewith so as to reduce, lower, and injuriously affect its quality and strength, and had been substituted in whole or in part for oysters, which the article purported to be.

On December 11, 1916, the defendant entered a plea of guilty to the information, and the court imposed a fine of \$5.

*CARL VROOMAN, Acting Secretary of Agriculture.*