

5460. Adulteration of oysters. U. S. * * * v. Thomas A. Sears and John H. Sears (Sears Bros.). Plea of guilty as to one defendant. Fine, \$10. Nolle prosequi entered as to other defendant. (F. & D. No. 8121. I. S. No. 1069-m.)

On May 1, 1917, the United States attorney for the District of Columbia, acting upon a report by the Secretary of Agriculture, filed in the police court of the said District an information against Thomas A. Sears and John H. Sears, doing business as Sears Bros., Washington, D. C., alleging the sale by said defendants, at the District aforesaid, in violation of the Food and Drugs Act, on November 23, 1916, of a quantity of oysters which were adulterated.

Analysis of a sample of the article by the Bureau of Chemistry of this department showed it to contain at least 20 per cent of added water.

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

On May 1, 1917, the defendant, Thomas A. Sears, entered a plea of guilty to the information, and the court imposed a fine of \$10. A nolle prosequi was entered as to John H. Sears.

CLARENCE OUSLEY, *Acting Secretary of Agriculture.*