

5927. Adulteration of eggs. U. S. * * * v. James A. Hayworth, Canzada Hayworth, Bertha Hayworth, and Ruth Hayworth (J. R. Hayworth & Co.). Plea of guilty by James A. Hayworth. Fine, \$100 and costs. Indictment nol-prossed as to others. (F. & D. No. 8063. I. S. Nos. 11026-m, 11027-m.)

On December 15, 1917, the Grand Jurors of the United States within and for the District of Indiana, acting upon a report by the Secretary of Agriculture, upon presentment by the United States attorney for said district, returned an indictment in the District Court of the United States for the district aforesaid against James A. Hayworth, Canzada Hayworth, Bertha Hayworth, and Ruth Hayworth, trading as J. R. Hayworth & Co., Francesville, Ind., charging shipment by said defendants, in violation of the Food and Drugs Act, on August 28, 1916, and August 31, 1916, from the State of Indiana into the State of Illinois, of quantities of eggs which were adulterated.

Examination of samples of the article by the Bureau of Chemistry of this department showed the following results:

½ case, or 180 eggs, was examined from the single case of each shipment and 113 eggs, or 62.2 per cent, and 174 eggs, or 96.6 per cent, respectively, were found to be bad.

Adulteration of the article in each shipment was charged in the indictment for the reason that it consisted in part of a filthy, putrid, and decomposed animal substance.

On January 9, 1918, the defendant, James A. Hayworth, entered a plea of guilty to the indictment, and the court imposed a fine of \$100 and costs. The indictment as to the other defendants was nol-prossed.

C. F. MARVIN, Acting Secretary of Agriculture.