

**6190. Adulteration of clams. U. S. \* \* \* v. Charles F. Leavitt (Leavitt Bros.). Plea of nolo contendere. Fine, \$25. (F. & D. No. 8567. I. S. No. 3765-m.)**

On March 20, 1918, the United States attorney for the District of Maine, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district an information against Charles F. Leavitt, trading as Leavitt Bros., Pine Point, Me., alleging shipment by said defendant, in violation of the Food and Drugs Act, on or about May 9, 1917, from the State of Maine into the State of Massachusetts, of a quantity of clams which were adulterated.

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

Protein (per cent).....	8.00
Solids (per cent).....	12.27
Ash (per cent).....	1.11
Salt (per cent).....	.12

This analysis indicates that the clams contained an excessive amount of water.

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

On March 29, 1918, the defendant entered a plea of nolo contendere to the information, and the court imposed a fine of \$25.

CARL VROOMAN,  
*Acting Secretary of Agriculture.*