

6744. Adulteration of tomatoes. U. S. * * * v. William W. Finney. Plea of guilty. Fine, \$75 and costs. (F & D No. 9105. I. S. Nos. 8548-p, 8549-p, 8566-p)

On November 18, 1918, the United States attorney for the District of Maryland, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district an information against William W. Finney, Belair, Md., alleging shipment by said defendant, in violation of the Food and Drugs Act, on or about November 30, 1917, and November 17, 1917 (2 shipments), from the State of Maryland into the State of Texas, of quantities of an article labeled in part, "Quarryville Brand Tomatoes," or "Grabosco Brand Tomatoes," which was adulterated.

Examination of samples of the article by the Bureau of Chemistry of this department showed from the immersion refractometer readings of the juice at 20° C., the addition of water to the tomatoes estimated to be at least 10 per cent.

Adulteration of the article in each shipment was alleged in substance 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 tomatoes, which the article purported to be.

On November 18, 1918, the defendant entered a plea of guilty to the information, and the court imposed a fine of \$75 and costs.

J. R. RIGGS, *Acting Secretary of Agriculture.*

6745. Adulteration of tomato pulp. U. S. * * * v. Oliver P. Roberts, James H. Roberts, William H. Roberts, M. Raymond Roberts, and James O. Langrall (Roberts Brothers). Pleas of guilty. Fine, \$50 and costs. (F. & D. No. 9107. I. S. No. 2584-p.)

On December 30, 1918, the United States attorney for the District of Maryland, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district an information against Oliver P. Roberts, James H. Roberts, William H. Roberts, M. Raymond Roberts, and James O. Langrall, copartners, trading as Roberts Brothers, Baltimore, Md., alleging shipment by said defendants in violation of the Food and Drugs Act, on or about October 13, 1917, from the State of Maryland into the State of Florida, of a quantity of an article labeled in part, "Big R Brand Tomato Pulp," which was adulterated.

Examination of a sample of the article by the Bureau of Chemistry of this department showed it to be a partially decomposed vegetable product.

Adulteration of the article was alleged in the information for the reason that it consisted in whole or in part of a filthy, decomposed, and putrid vegetable substance.

On December 30, 1918, the defendants entered pleas of guilty to the information, and the court imposed a fine of \$50 and costs.

J. R. RIGGS, *Acting Secretary of Agriculture.*

6746. Adulteration and misbranding of Sweet-Heart-Cherry. U. S. * * * v. Robert L. Horton, John T. Windhorst, and Albert R. Walker (Foss Fruit Syrup Co.). Plea of guilty by Robert L. Horton. Fine, \$50 and costs. Nolle prosequi as to other defendants. (F. & D. No. 9110. I. S. No. 10006-p)

On November 19, 1918, the United States attorney for the Eastern District of Missouri, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district an information against Robert L. Horton, John T. Windhorst, and Albert R. Walker, trading as the