

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 1563.

(Given pursuant to section 4 of the Food and Drugs Act.)

ADULTERATION OF TOMATO KETCHUP.

On July 31, 1911, the United States Attorney for the District of New Jersey, acting upon the report by the Secretary of Agriculture, filed in the District Court of the United States for said district an information against Robert C. Chance, Albert Chance, and Wilmer Chance, trading as R. C. Chance's Sons, Mount Holly, N. J., alleging shipment by them, in violation of the Food and Drugs Act, on December 10, 1910, from the State of New Jersey into the State of Massachusetts, of a consignment of 8 barrels, 10 crates, and 825 cases of ketchup which were adulterated. The product was labeled "Sogood Brand Tomato Ketchup. Preserved with .1% of sod. benz. Distributed by the Wason Co. Boston."

Analysis of a sample of the product by the Bureau of Chemistry of this Department showed the following results: Yeasts and spores, 55 per one-sixtieth cmm; bacteria, 150,000,000 per cc; mold filaments in 85 per cent of the fields; which indicates that the product contained decomposed stock. Adulteration of the product was alleged in the information for the reason that it consisted in whole or in part of a filthy, decomposed, or putrid vegetable substance, that is to say, contained yeasts, spores, bacteria, and molds.

On August 1 and 2, 1911, the defendants entered a plea of guilty and furnished bail for their appearance at the September term of court. On February 13, 1912, they withdrew their plea of guilty and entered a plea of non vult and the court thereupon fined them \$100.

W. M. HAYS,
Acting Secretary of Agriculture.

WASHINGTON, D. C., June 5, 1912.