

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 1587.

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

ADULTERATION OF TOMATO PULP.

On November 3, 1911, the United States Attorney for the Southern District of New York, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel for the seizure and condemnation of 734 cases of tomato pulp, remaining unsold in the original unbroken packages, and in the possession of Seeman Bros., New York, N. Y., alleging that the product had been shipped on or about October 4, 1911, by B. S. Ayars & Sons Co., Bridgeton, N. J., and transported from the State of New Jersey into the State of New York, and charging adulteration in violation of the Food and Drugs Act. The product was labeled: "Seeman Brothers, corner of Hudson & Moore Streets, New York City."

Adulteration of the product was alleged in the libel for the reason that it consisted in whole or in part of a filthy and decomposed vegetable substance, to wit, 25,000,000 bacteria per cc. and 33 yeasts and spores to one-sixtieth cmm., and mold filaments.

On March 21, 1912, Seeman Bros., New York, N. Y., having withdrawn their claim and answer previously filed by them, judgment of condemnation and forfeiture was entered, and it was further ordered that the product should be destroyed by the United States marshal.

W. M. HAYS,
Acting Secretary of Agriculture.

WASHINGTON, D. C., *June 13, 1912.*

