

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 1714.

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

ADULTERATION OF TOMATO KETCHUP.

On November 29, 1911, the United States Attorney for the District of Columbia, acting upon a report by the Secretary of Agriculture, filed in the Supreme Court of said District, holding a district court, a libel for the seizure and condemnation of 12 dozen bottles of a substance purporting to be tomato ketchup, remaining unsold in the original unbroken packages and in the possession of Winfield S. Brown, trading as W. S. Brown & Co., Washington, D. C., alleging that the product had been transported from the State of Maryland into the District of Columbia on or about October 17, 1911, and charging adulteration in violation of the Food and Drugs Act. The product was labeled: "Empire Tomato Ketchup—Made from parts of Tomatoes, spices, glucose, sugar and vinegar. Contains 1/10 of 1% benzoate of soda. The Horton-Cato Mfg. Co., Detroit, Mich.—Branch—Windsor, Ont."

Adulteration was alleged in the libel for the reason that the product consisted in part of filthy, decomposed, and putrid animal or vegetable substance, for which reason the product was absolutely unfit for human consumption and therefore adulterated within the meaning and intent and in violation of the said Act of Congress.

On December 30, 1911, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered and it was further ordered that the product should be destroyed by the United States marshal.

JAMES WILSON,
Secretary of Agriculture.

WASHINGTON, D. C., August 6, 1912.

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