

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 2496.

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

U. S. v. Philadelphia Pickling Co. Plea of guilty. Fine, \$50.

ADULTERATION OF TOMATO PULP.

On May 29, 1912, the United States Attorney for the District of New Jersey, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district an information against the Philadelphia Pickling Co., a corporation doing business at Belle Plain, N. J., alleging shipment by said company, in violation of the Food and Drugs Act, on or about October 23, 1911, from the State of New Jersey into the State of Pennsylvania, of a quantity of tomato pulp which was adulterated. The product bore no label but was shipped as tomato pulp.

Examination of samples of the product by the Bureau of Chemistry of this Department showed the following results: (Sample No. 1) Mold filaments present in about 75 per cent of all microscopic fields examined; yeasts and spores, about 40 per one-sixtieth cubic millimeter; bacteria, about 110,000,000 per cubic centimeter. (Sample No. 2) Mold filaments present in about 78 per cent of all microscopic fields examined; yeasts and spores, about 40 per one-sixtieth cubic millimeter; bacteria, about 150,000,000 per cubic centimeter. (Sample No. 3) Mold filaments present in about 78 per cent of all microscopic fields examined; yeasts and spores, about 40 per one-sixtieth cubic millimeter; bacteria, about 170,000,000 per cubic centimeter. (Sample No. 4) Mold filaments present in about 62 per cent of all microscopic fields examined; yeasts and spores, about 18 per one-sixtieth cubic millimeter; bacteria, about 250,000,000 per cubic centimeter. Also that all of above-mentioned samples were much too high in molds and in bacteria and were composed in whole or in part of a decomposed product. Adulteration of the product was alleged in the information for the reason that it consisted in part of a filthy, decomposed, and putrid vegetable substance, that is to say, tomatoes containing yeasts, spores, bacteria, and molds.

On March 4, 1913, the defendant company withdrew its former plea of not guilty and entered a plea of guilty to the information and the court imposed a fine of \$50.

B. T. GALLOWAY,
Acting Secretary of Agriculture.

WASHINGTON, D. C., *June 7, 1913.*

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