

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 673, FOOD AND DRUGS ACT.

ADULTERATION OF MILK.

On or about August 10 and 13, 1909, Henry A. Boberink, Lawrenceburg, Ind., shipped from the State of Indiana to the State of Ohio twelve cans of milk, in three consignments, one of three cans on the former date, and one of three and one of six cans on the latter. Samples from these shipments were procured and analyzed by the Bureau of Chemistry, United States Department of Agriculture, and as the findings of the analyst and report thereon showed that the product was adulterated within the meaning of the Food and Drugs Act of June 30, 1906, the Secretary of Agriculture afforded the said Henry A. Boberink and the party from whom the samples were procured opportunities for hearings. As it appeared after hearings held that the shipments were made in violation of the act, the Secretary of Agriculture reported the facts to the Attorney-General, with a statement of the evidence upon which to base a prosecution.

On May 7, 1910, an indictment was brought against the said Henry A. Boberink by the grand jurors of the United States in and for the District of Indiana at the May term of the District Court of the United States for said district, charging the above shipments and alleging the milk so shipped was adulterated in that a certain substance, to wit, water, had been mixed with the milk contained in four of the cans so as to reduce and lower its quality and strength; in that a valuable constituent of the milk contained in four of said cans, to wit, butter fat, had been in part abstracted therefrom; and in that a certain substance, to wit, water, had been substituted in part for milk in the other four cans.

On May 17, 1910, the defendant entered a plea of guilty to the above indictment and the court imposed a fine of \$10 and costs.

This notice is given pursuant to section 4 of the Food and Drugs Act of June 30, 1906.

W. M. HAYS,
Acting Secretary of Agriculture.

WASHINGTON, D. C., *November 1, 1910.*

