

Issued July 8, 1911.

# United States Department of Agriculture,

## OFFICE OF THE SECRETARY.

---

### NOTICE OF JUDGMENT NO. 897, FOOD AND DRUGS ACT.

---

#### MISBRANDING OF PORK AND BEANS.

On or about April 30, 1910, Charles G. Summers & Co., Incorporated, Baltimore, Md., shipped from the State of Maryland into the State of Pennsylvania a quantity of a food product labeled "Conqueror Brand Pork and Beans. Guaranteed \* \* \* No. 16559 by Charles G. Summers & Co., Inc., Baltimore, Md." Samples of this shipment were procured and analyzed by the Bureau of Chemistry, United States Department of Agriculture, and the product was found to contain beans, partly uncooked, with no visible evidence of any pork. As the findings of the analyst and report thereon indicated that the product was misbranded within the meaning of the Food and Drugs Act of June 30, 1906, the said Charles G. Summers & Co., Incorporated, and the party from whom the samples were procured were afforded opportunities for hearings. As it appeared after hearings held that the above shipment was 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.

In due course a criminal information was filed in the District Court of the United States for the District of Maryland, against the said Charles G. Summers & Co., Incorporated, charging the above shipment and alleging that the product so shipped was misbranded because it was labeled as above set forth, when, as a matter of fact, the product did not consist of pork and beans, but merely of beans.

On January 14, 1911, the defendant entered a plea of guilty to the above information, whereupon the court imposed a fine of \$10.

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

JAMES WILSON,  
*Secretary of Agriculture.*

WASHINGTON, D. C., *May 20, 1911.*

