

Issued September 29, 1911.

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 1075.

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

ADULTERATION OF TOMATO CATSUP.

On December 20, 1910, the United States Attorney for the Eastern District of Louisiana, acting upon the report by the Secretary of Agriculture, filed in the District Court for said district a libel praying condemnation and forfeiture of 25 barrels of tomato catsup in the possession of the Louisiana Molasses Co. (Inc.), New Orleans, La.

Examination of samples of this product by the Bureau of Chemistry, United States Department of Agriculture, showed it to contain yeasts and spores 100 per one-sixtieth cmm., bacteria 185,000,000 per cc., with mold filaments in 70 per cent of the microscopic fields. The libel alleged that the catsup, after shipment by the Philadelphia Pickling Co., of Philadelphia, from the State of Pennsylvania into the State of Louisiana, remained in the original unbroken packages and was adulterated in violation of the Food and Drugs Act of June 30, 1906, and was, therefore, liable to seizure for confiscation. Adulteration was alleged because the product consisted in whole or in part of a filthy, decomposed, or putrid animal or vegetable substance.

On February 1, 1911, no person appearing as claimant of said catsup, it was ordered, adjudged, and decreed by the court that the product be condemned and forfeited to the use of the United States for the cause set forth in the libel, and that the product be destroyed by the marshal for said district.

JAMES WILSON,
Secretary of Agriculture.

WASHINGTON, D. C., *August 19, 1911.*