

Issued September 30, 1911.

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 1080.

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

ADULTERATION OF TOMATO CATSUP.

On September 20, 1910, the United States Attorney for the Northern District of West Virginia, acting upon the report by the Secretary of Agriculture, filed information in the District Court of the United States for said district against the McMechen Preserving Co., a corporation, alleging shipment by it, in violation of the Food and Drugs Act, on or about November 19, 1909, from the State of West Virginia into the State of Pennsylvania of a consignment of tomato catsup which was adulterated. The product was labeled: "Princess Royal Brand Home Made Catsup. Made from Whole Tomatoes, Gran. Sugar, Salt, Onions, Pure Spices, Grain Vinegar and prepared with 1/10 of 1% Benzoate Soda. Packed for Jacob Haller, Erie, Pa."

Analysis and examination by the Bureau of Chemistry, United States Department of Agriculture, showed the following results: Total solids, 11.10 per cent; insoluble solids, 1.76-2.13 per cent; soluble solids in filtrates, 9.20 per cent; soluble solids by difference, 9.36 per cent; yeasts and spores 90 per one-sixtieth cmm. Bacteria fairly numerous, estimated at not less than 40,000,000 per cc. Molds fairly numerous, but not very excessive. No indication of trimming stock. No foreign starch. Adulteration was alleged for the reason that a substance, to wit, water, had been mixed and packed with said product so as to reduce, or lower, or injuriously affect its quality and strength, and for the further reason that it consisted in whole or in part of a decomposed vegetable substance, as shown by the aforesaid analysis and examination.

On May 3, 1911, defendant corporation pleaded guilty and was fined \$10.

JAMES WILSON,
Secretary of Agriculture.

WASHINGTON, D. C., August 23, 1911.