

Issued May 17, 1912.

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 1385.

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

ADULTERATION OF OYSTERS.

On April 14, 1911, the United States Attorney for the District of Columbia, acting upon a report by the Secretary of Agriculture, filed information in the Police Court of said District against James C. Bailey, alleging that he unlawfully did offer for sale within said District, on September 17, 1910, in violation of the Food and Drugs Act, a quantity of oysters which were adulterated. The product bore no label.

An examination of a sample of said product made by the Bureau of Chemistry of the United States Department of Agriculture showed the presence of an excessive number of organisms including the *B. coli* group in 5 out of 5 oysters in 1 cc liquor; 5 out of 5 oysters in 0.1 cc liquor; 2 out of 5 oysters in 0.01 cc liquor, indicating a filthy, decomposed substance. Adulteration was alleged for the reason that the product consisted in whole or in part of a filthy, decomposed, and putrid animal or vegetable substance.

On November 28, 1911, the defendant pleaded guilty and was fined \$5.

W. M. HAYS,
Acting Secretary of Agriculture.

WASHINGTON, D. C., *February 2, 1912.*