

5109. Adulteration of tomato pulp. U. S. * * * v. William P. Andrews (Andrews Packing Co.). Plea of nolo contendere. Fine, \$10 and costs. (F. & D. No. 7380. I. S. No. 3127-k.)

On October 10, 1916, the United States attorney for the District of Maryland, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district an information against William P. Andrews, trading as Andrews Packing Co., Crapo, Md., alleging shipment by said defendant, in violation of the Food and Drugs Act, on or about March 5, 1915, from the State of Maryland into the State of Virginia of a quantity of Asquith brand tomato pulp which was adulterated. The article was labeled: "Asquith Brand Tomato Pulp. Made from tomatoes and fresh tomato trimmings with great care. Contents weigh 10 oz. Asquith Brand. Packed by Andrews Packing Co., Crapo, Md."

Analysis of a sample of the article by the Bureau of Chemistry of this department showed the product to be a partially decomposed vegetable product.

Adulteration of the article was alleged in the information for the reason that it consisted in whole or in part of a filthy and decomposed vegetable substance.

On October 10, 1916, the defendant entered a plea of nolo contendere to the information, and the court imposed a fine of \$10 and costs.

CARL VROOMAN, *Acting Secretary of Agriculture.*