

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 845, FOOD AND DRUGS ACT.

ADULTERATION OF CONDENSED MILK—"COUNTRY CLUB BRAND."

On or about December 1, 1909, the Scio Condensed Milk Company, a corporation, Scio, Oreg., shipped from the State of Oregon into the State of Washington a quantity of a food product labeled: "Country Club Brand Condensed Milk, Scio Condensed Milk Co., Scio, Oregon. The Milk of Quality 'Country Club.' Directions. Pure High Grade Milk, Evaporated and preserved by perfect sterilization. Country Club Brand. Used for every purpose that you would Natural Milk from the Cow. Give the same care and attention you would fresh milk or cream. Every precaution has been taken in the handling of this milk, to produce a food product, absolutely pure. This product complies with the Pure Food law." Samples from this shipment were procured and analyzed by the Bureau of Chemistry, United States Department of Agriculture, and the product was found to contain water 72.67 per cent, fat 7.20 per cent, protein 7.46 per cent, lactose 10.46 per cent, ash 1.55 per cent, undetermined 0.66 per cent, the per cent of total solids being 27.33, and the proportion of fat in said solids being 26.3 per cent. As the findings of the analyst and report indicated that the product was adulterated within the meaning of the Food and Drugs Act of June 30, 1906, the Secretary of Agriculture afforded the said Scio Condensed Milk Company, Incorporated, and the party from whom the samples were procured opportunities for hearings. As it appeared after hearings held that the 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 Oregon against the said Scio Condensed Milk Company, Incorporated, charging the above shipment and alleging that the product so shipped was adulterated in that

a product made from skim milk had been substituted and packed in said shipment for condensed milk, and in that a valuable constituent of whole milk, to wit, milk fat, had been wholly or in part abstracted therefrom prior to or during the process of manufacturing the said condensed milk.

On January 11, 1911, the defendant entered a plea of guilty to the above information, whereupon the court imposed a fine of \$25.

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

W. M. HAYS,
Acting Secretary of Agriculture.

WASHINGTON, D. C., *April 15, 1911.*

845

○