

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 394, FOOD AND DRUGS ACT.

ADULTERATION AND MISBRANDING OF VINEGAR.

On or about November 9, 1908, the Baltimore Manufacturing Company, a corporation, of Baltimore, Md., shipped from the State of Maryland to the State of Virginia a consignment of a food product, each barrel of which was labeled "Old Orchard Pure Vinegar." Samples of this shipment were procured and analyzed by the Bureau of Chemistry, United States Department of Agriculture, and as it appeared from the findings of the analyst and report made that the said product was adulterated and misbranded within the meaning of the Food and Drugs Act of June 30, 1906, the Secretary of Agriculture afforded the Baltimore Manufacturing Company, and the dealer from whom the samples were procured opportunities for hearings. As it appeared after hearings held that the said shipment had been 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 Maryland, charging the above shipment, and alleging that the product was adulterated, in that a dilute solution of acetic acid had been substituted for the genuine food product and that said product had been colored in a manner whereby the damage and inferiority were concealed, and was misbranded, in that it was labeled "Old Orchard Pure Vinegar", which statement was false, misleading, and deceptive, in that it indicated that the product was a cider vinegar, whereas, in fact, the product was not a cider vinegar, but a dilute solution of acetic acid artificially colored.

On October 7, 1909, the defendant entered a plea of guilty and the court imposed a fine of \$50.

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

JAMES WILSON,
Secretary of Agriculture.

WASHINGTON, D. C., *May 23, 1910.*

