

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 746, FOOD AND DRUGS ACT.

MISBRANDING OF LIQUEUR "CURAÇAO."

On or about August 20, 1909, the A. De Claremont Company, a corporation, New York City, shipped from the State of New York into the State of Massachusetts a quantity of curaçao bearing the following label: "Curaçao La Forge Fils & Cie, Liqueur Superfine A. De Claremont Compagnie Concessionnaires." "Compounded and distributed by A. De Claremont Co., New York, N. Y." "Cette Liqueur a été préparée avec des matières premières absolument pures et de qualité irréprochable. Elle se recommande comme digestif hygiénique des plus agréables. La Forge Fils & Cie." Samples from this shipment were procured and examined by the Bureau of Chemistry, United States Department of Agriculture, and as the findings of the analyst and report made showed that the product was misbranded within the meaning of the Food and Drugs Act of June 30, 1906, the Secretary of Agriculture afforded the said A. De Claremont Co., Incorporated, and the party from whom the samples were procured opportunities for hearings. As it appeared after hearings held that 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 Circuit Court of the United States for the Southern District of New York against the said A. De Claremont Company, Incorporated, charging the above shipment and alleging that the product so shipped was misbranded in that the English label, together with the French label, upon the front of said jugs were false and misleading and tended to deceive and mislead the purchaser; in that said labels indicated that the contents of said jug were a foreign product, to wit, a product of the Republic of France, whereas, in truth and in fact, the contents of said jug were manufactured within the United States and were not a product of a foreign country.

On December 7, 1910, the defendant entered a plea of guilty to the above information, 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.

W. M. HAYS,

Acting Secretary of Agriculture.

WASHINGTON, D. C., *January 31, 1911.*