

Issued August 15, 1911.

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 998.

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

ADULTERATION AND MISBRANDING OF TRAGACANTH.

On April 1, 1910, the United States Attorney for the Eastern District of Wisconsin, acting upon the report by the Secretary of Agriculture, filed information in the District Court of the United States for said district against the Huber & Fuhrman Drug Mills, a corporation, alleging shipment by it, in violation of the Food and Drugs Act, on or about September 2, 1909, from the State of Wisconsin into the State of Virginia, of a quantity of an adulterated and misbranded drug contained in packages labeled: "5 lbs. Strictly Pure Powdered Gum Tragacanth. Guaranteed under the Food and Drugs Act, June 30, 1906. Our Serial No. 2210. Huber and Fuhrman Drug Mills. Fond du Lac, Wis."

Analysis by the Bureau of Chemistry showed the product to be a mixture of powdered gum tragacanth and powdered Indian gum. Adulteration was alleged because the said product was sold under a name recognized in the United States Pharmacopœia, to wit, gum tragacanth, and differed from the standard strength, quality, and purity as determined by the tests laid down in said Pharmacopœia. Misbranding was alleged for the reason that the statements contained on the label were false and misleading, in that they purported the packages to contain "strictly pure powdered gum tragacanth," when in truth and in fact said package contained Indian gum mixed with tragacanth, and the United States Pharmacopœia prescribes that "gum tragacanth" should have no other substance or other gum mixed with it.

On April 27, 1911, the defendant pleaded guilty and was fined \$25, which fine was paid.

JAMES WILSON,
Secretary of Agriculture.

WASHINGTON, D. C., *June 29, 1911.*

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