

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 1101.

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

ADULTERATION AND MISBRANDING OF NORTHERN OHIO SUGAR AND MAPLE SUGAR.

On June 17, 1910, the United States Attorney for the Eastern District of Michigan, acting upon the report of the Secretary of Agriculture, filed in the District Court of the United States for the said district libels praying condemnation and forfeiture of 12 boxes of so-called "Northern Ohio Sugar" and 5 boxes of so-called "Maple Sugar," both in the possession of Purser, Powers & Co., Bay City, Mich. The said products were labeled, respectively: "Northern Ohio Sugar manufactured by The Standard Syrup Company, Cleveland, Ohio." and "Maple Sugar Packed by The Standard Syrup Company, Cleveland, Ohio."

Analyses of samples from each of said consignments by the Bureau of Chemistry of the United States Department of Agriculture showed the products to consist of cane sugar prepared in imitation of maple sugar. The libels alleged that the said products, after transportation from Ohio into Michigan, remained in the original unbroken packages, and were adulterated and misbranded in violation of the Food and Drugs Act of June 30, 1906, and were therefore liable to seizure for confiscation. Adulteration was alleged against both products for the reason that a substance, to wit, cane sugar, had been substituted wholly or in part for said products. Misbranding was alleged against the product branded "Maple Sugar," for the reason that said label was false and misleading, because said sugar was not maple sugar, but cane sugar in imitation thereof; and against the product labeled "Northern Ohio Sugar," for the reason that said product was not Northern Ohio sugar, but an imitation thereof, and the statement to that effect was therefore false and mis-

leading and calculated to mislead and deceive the purchaser of said product.

On May 2, 1911, judgment by default was entered, and on June 7, 1911, the court found the products to be adulterated and misbranded as alleged in the complaint and that the United States was entitled to a decree of condemnation as prayed for, and accordingly on said date entered an order condemning and forfeiting the said products to the United States and ordering their sale by the marshal.

JAMES WILSON,
Secretary of Agriculture.

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