

Issued April 4, 1912.

# United States Department of Agriculture,

OFFICE OF THE SECRETARY.

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## NOTICE OF JUDGMENT NO. 1283.

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

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### MISBRANDING OF GRAPE JUICE.

On April 5, 1911, the United States Attorney for the Northern District of Ohio, acting upon a report by the Secretary of Agriculture, filed information in the District Court of the United States for said district against the Duroy & Haines Co., a corporation, Sandusky, Ohio, alleging shipment by it, in violation of the Food and Drugs Act, on or about August 10, 1909, from the State of Ohio into the State of Tennessee of a quantity of grape juice which was misbranded. The product was labeled: "Haines Grape Juice unfermented non-alcoholic preserved by sulphuring contents of bottle 26 fluid ounces (picture of grapes) The Duroy & Haines' Co., Sandusky, O."

Examination of a sample of said product made by the Bureau of Chemistry, United States Department of Agriculture, showed the following results: Volume (given 26 ounces) short 11.5 per cent (average of three samples). Misbranding was alleged against said product for the reason that the label represented it to contain 26 fluid ounces, when in fact it contained a quantity and volume 11.5 per cent short of 26 ounces, and the label was, therefore, false and misleading and calculated to mislead and deceive the purchaser.

On May 15, 1911, the defendant pleaded guilty and was fined \$25 and costs.

JAMES WILSON,  
*Secretary of Agriculture.*

WASHINGTON, D. C., *January 11, 1912.*

