

# United States Department of Agriculture,

## OFFICE OF THE SECRETARY.

---

### NOTICE OF JUDGMENT NO. 1635.

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

---

#### MISBRANDING OF RICE.

On February 26, 1912, the United States Attorney for the Eastern District of Washington, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel for the seizure and condemnation of 22 sacks, more or less, of rice, remaining unsold in the original unbroken packages and in possession of the Interior Grocery Co., a corporation, Walla Walla, Wash., alleging that the product had been shipped from the State of Oregon into the State of Washington (date not shown), and charging misbranding in violation of the Food and Drugs Act. The product was labeled: "Fancy Southern Japan Rice, Lot No. 76, Allen & Lewis, Portland, Oregon. Rice Coated with Glucose and Talc. Remove by washing before using. 26 A. Interior Gro. Co., Walla Walla, Wn."

Misbranding was alleged in the libel for the reason that the product was not of foreign growth and importation and was not a fancy southern Japan rice as indicated by the label, but was a domestic rice of only fair quality and the labeling on the product was misleading and false so as to deceive and mislead the purchaser and so as to offer the contents of said sacks for sale under the name of another article, and further that the labels were designed to and did create the impression that the product was grown and produced by Allen & Lewis, of Portland, Oreg., which was false and misleading, said rice having been received by Allen & Lewis in unlabeled containers and having been by them labeled as aforesaid.

On April 1, 1912, judgment of condemnation and forfeiture was entered and it was further ordered that upon payment of all costs by the Interior Grocery Co., Walla Walla, Wash., claimant, and the execution of bond by it in conformity with section 10 of the Act, fixed by the court at \$300, the product should be released and delivered to said claimant.

W. M. HAYS,  
*Acting Secretary of Agriculture.*

WASHINGTON, D. C., *June 22, 1912.*