

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 1829.

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

ADULTERATION AND MISBRANDING OF VINEGAR.

On October 6, 1911, the United States Attorney for the District of Minnesota, acting upon a report by the Secretary of Agriculture, filed in the United States Court for said district a libel for the seizure and condemnation of 100 barrels of vinegar remaining unsold in the original unbroken packages and in possession of the M. A. Gedney Co., a corporation, Minneapolis, Minn., alleging that the product had been shipped on September 16, 1911, by the Spielmann Bros. Co., Chicago, Ill., and transported from the State of Illinois into the State of Minnesota, and charging adulteration and misbranding in violation of the Food and Drugs Act. The product was labeled: "Guaranteed Cider Vinegar 6 per centum. Spielmann Bros. Co. Mfrs. Pure Cider Vinegar. G, Minneapolis, Minn."

Adulteration was alleged in the libel for the reason that substances had been mixed with the vinegar so as to reduce and lower its quality and strength, and that substances had been substituted in whole or in part for vinegar, in that a dilute solution of acetic acid or distilled vinegar and a product high in reducing sugars and foreign mineral matter had been mixed and packed with and in the vinegar. Misbranding was alleged for the reason that the vinegar was an imitation and offered for sale under the distinctive name of another article, to wit, cider vinegar, and was labeled and branded so as to deceive and mislead the purchaser thereof, in that it was a product artificially prepared and compounded so as to resemble and purport to be a genuine food article, to wit, cider vinegar, but added to and mixed therein was a dilute solution of acetic acid or distilled vinegar and a product high in reducing sugars and foreign mineral matter.

On June 13, 1912, Spielmann Bros. Co., claimant, having consented to a decree, judgment of condemnation and forfeiture was entered, and it was further ordered that the product should be delivered to said claimant upon the payment of all costs of the proceeding, amounting to \$75.41, and the execution of bond in the sum of \$500, in conformity with section 10 of the Act.

W. M. HAYS,
Acting Secretary of Agriculture.

WASHINGTON, D. C., *October 21, 1912.*