

Issued May 21, 1913.

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 2323.

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

ADULTERATION AND MISBRANDING OF BUTTER.

On November 26, 1912, the United States Attorney for the District of Columbia, acting upon a report by the Secretary of Agriculture, filed in the Police Court for said District an information against John Curtin, Connecticut Dairy Lunch, Washington, D. C., alleging the sale by said defendant, at the District aforesaid, on May 9, 1912, in violation of the Food and Drugs Act, of a quantity of so-called butter which was adulterated and misbranded. The product was not labeled, but was sold and represented as butter.

An analysis of a sample of the product by the Bureau of Chemistry of this Department showed the following results: Boiling test, practically no foam, much crackling; melting test, very cloudy; refraction at 40° C., 49.0; Reichert Meissl number, 4.92. Adulteration of the product was alleged in the information for the reason that another article, to wit, oleomargarine, had been substituted in whole or in part for the genuine article, to wit, butter. Misbranding was alleged for the reason that the product was an imitation of the genuine article, to wit, butter, and was offered for sale and was sold under the distinctive name of another article of food, to wit, butter.

On November 26, 1912, the defendant entered a plea of guilty to the information and the court imposed a fine of \$20.

W. M. HAYS,
Acting Secretary of Agriculture.

WASHINGTON, D. C., *February 27, 1913.*