

# United States Department of Agriculture,

OFFICE OF THE SECRETARY.

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## NOTICE OF JUDGMENT NO. 2564.

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

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**U. S. v. L. Schepp & Co. Plea of guilty. Sentence suspended.**

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### ADULTERATION AND MISBRANDING OF SHREDDED COCOANUT.

On August 8, 1912, the United States Attorney for the Southern District of New York, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district an information against L. Schepp & Co., a corporation, New York, N. Y., alleging shipment by said company, in violation of the Food and Drugs Act, on May 4, 1911, from the State of New York into the State of Pennsylvania of a quantity of shredded cocoanut which was adulterated and misbranded. The product was labeled: "25 lbs. Medium Shredded Cocoanut, Schepp & Co., N. Y."

Analysis of a sample of the product by the Bureau of Chemistry of this Department showed the following results: Sucrose, 44.58 per cent; reducing sugar direct, 0.31 per cent. Adulteration of the product was alleged in the information for the reason that a substance, to wit, sucrose or cane sugar, had been mixed and packed therewith so as to reduce and lower its quality and strength and in that a substance, to wit, sucrose or cane sugar, had been substituted in part for said product. Misbranding was alleged for the reason that the package and label of the product bore a statement, to wit, "Shredded Cocoanut," which said statement was false and misleading in that it conveyed the impression that the product was pure cocoanut, prepared without the addition of sugar, whereas, in fact, it was a mixture of shredded cocoanut and cane sugar and was further misbranded in that it was labeled and branded as aforesaid in such a manner as to deceive and mislead the purchaser into the belief that it was a pure shredded cocoanut, whereas, in fact, it was a mixture of cocoanut and sucrose, or cane sugar.

On October 14, 1912, the defendant company entered a plea of guilty to the information and the court suspended sentence.

B. T. GALLOWAY,  
*Acting Secretary of Agriculture.*

WASHINGTON, D. C., *September 9, 1913.*