

5505. Adulteration and misbranding of vinegar. U. S. * * * v. 4 Tanks, Each Containing Vinegar * * *. Consent decree of condemnation and forfeiture. Product ordered released on bond. (F. & D. No. 8224. I. S. No. 10769-m. S. No. C-687.)

On April 4, 1917, the United States attorney for the Western District of Oklahoma, 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 4 tanks, containing 8,500 gallons of vinegar, remaining unsold in the original unbroken packages at Oklahoma City, Okla., alleging that the article had been shipped, in violation of the Food and Drugs Act, on or about March 19, 1917, by Gist-Leo Vinegar Co., Springfield, Mo., and transported from the State of Missouri into the State of Oklahoma, and charging adulteration and misbranding in violation of the Food and Drugs Act. The article was invoiced as "Cider Vinegar of 52 grain strength."

It was alleged in the libel that the said article of food in said tanks contained was not labeled and branded so as to show the name, kind, quality, grade, or analysis of the contents thereof, but that the same was sold, contracted for, and invoiced as "Eighty Five Hundred Gallons Cider Vinegar, fifty-two grain strength," when, in truth and in fact, the contents of said tanks did not consist of cider vinegar, 52-grain strength, but were misbranded and adulterated, and contained a product consisting in part of distilled vinegar and in part of dilute acetic acid, and that distilled vinegar and dilute acetic acid had been mixed and packed with the contents thereof so as to reduce and lower and injuriously affect its quality and strength, and in that said adulterating substance had been substituted in part for cider vinegar.

On May 14, 1917, the said Gist-Leo Vinegar Co., claimant, having consented to a decree, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product should be released to said claimant upon the payment of the costs of the proceedings and the execution of a bond in the sum of \$1,200, in conformity with section 10 of the act.

CARL VROOMAN, Acting Secretary of Agriculture.