

United States Department of Agriculture

SERVICE AND REGULATORY ANNOUNCEMENTS

BUREAU OF CHEMISTRY

SUPPLEMENT

N. J. 12051-12100

[Approved by the Acting Secretary of Agriculture, Washington, D. C., June 17, 1924]

NOTICES OF JUDGMENT UNDER THE FOOD AND DRUGS ACT

[Given pursuant to section 4 of the Food and Drugs Act]

12051. Adulteration and misbranding of canned oysters. U. S. v. 20 Cases of Oysters. Decree of condemnation and forfeiture. Product released under bond to be relabeled. (F. & D. No. 17677. I. S. No. 11962-v. S. No. W-1400.)

On August 1, 1923, the United States attorney for the Southern District of California, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying the seizure and condemnation of 20 cases of oysters, at Santa Ana, Calif., consigned by J. Langrall & Bro., Inc., Baltimore, Md., alleging that the article had been shipped from Baltimore, Md., on or about April 24, 1923, and transported from the State of Maryland into the State of California and charging adulteration and misbranding in violation of the Food and Drugs Act. The article was labeled in part: (Can) "Parrott Brand Baltimore Cove Oysters Contains 4 Oz. Oysters Packed by J. Langrall & Bro., Inc., Baltimore, Md. U. S. A."

Adulteration of the article was alleged in the libel for the reason that excessive brine had been mixed and packed with and substituted wholly or in part for the said article.

Misbranding was alleged for the reason that the statement, "Oysters," appearing in the labeling, was false and misleading and deceived and misled the purchaser.

On September 4, 1923, W. H. Booth & Co., Santa Ana, Calif., having appeared as claimant for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be released to the said claimant upon payment of the costs of the proceedings and the execution of a bond in the sum of \$500, in conformity with section 10 of the act, conditioned in part that it be relabeled in a manner satisfactory to this department.

HOWARD M. GORE, *Acting Secretary of Agriculture.*

12052. Misbranding of vinegar. U. S. v. Naas Cider & Vinegar Co., Inc., a Corporation. Plea of guilty. Fine, \$300. (F. & D. No. 16014. I. S. Nos. 3567-t, 4161-t, 4163-t, 4172-t, 5024-t, 5068-t, 5069-t, 5071-t, 5242-t, 5245-t, 5246-t, 5247-t, 5248-t, 5250-t, 5476-t, 5829-t, 5830-t, 5913-t, 6357-t, 6359-t, 6360-t, 6469-t, 6488-t, 7840-t, 7841-t, 7843-t, 13158-t.)

On December 19, 1922, the United States attorney for the Western 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 the Naas Cider & Vinegar Co., Inc., a corporation, Cohocton, N. Y., alleging shipment by said company, in violation of the Food and Drugs Act, as amended, in various consignments between the dates of May 18 and November 17, 1920, from the State of New York into the States of Illinois, Connecticut, Pennsylvania, Massachusetts, Minnesota, New Hampshire, Rhode Island, New Jersey, and