

Apple Reduced to 4% Vinegar." The jugs shipped in the said cases were labeled in part: "Stag Brand Corn Sugar Vinegar 40 Grain" or "Lincoln Brand Corn Sugar Vinegar 40 Grains * * * St. Louis Vinegar & Cider Company, St. Louis, Missouri."

It was alleged in substance in the libel that the articles were adulterated in that the said barrels contained an imitation product other than apple vinegar, which had been mixed and packed with and substituted in part for the said article, and in that the said cases contained an article other than corn sugar vinegar, which had been mixed and packed with and substituted in part for the said article. Adulteration was alleged for the further reason that the articles had been mixed in a manner whereby inferiority was concealed.

Misbranding was alleged for the reason that the above-quoted labels bore statements which were false and misleading and deceived and misled purchasers, and in that the articles were imitations of and were offered for sale under the distinctive names of other articles.

On May 3, 1928, the St. Louis Vinegar & Cider Co., St. Louis, Mo., having appeared as claimant for the property, judgment of condemnation was entered, and it was ordered by the court that the products be released to the said claimant, to be relabeled under the supervision of this department, upon the execution of a good and sufficient bond, and that the claimant pay the costs of the proceedings.

ARTHUR M. HYDE, *Secretary of Agriculture.*

15827. Adulteration and misbranding of vinegar. U. S. v. 15 Barrels, et al., of Vinegar. Product ordered released under bond to be relabeled. (F. & D. No. 22638. I. S. Nos. 25308-x, 25309-x. S. No. 674.)

On or about March 20, 1928, the United States attorney for the Eastern District of Illinois, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying seizure and condemnation of 25 barrels of vinegar, remaining in the original unbroken packages at Benton, Ill., alleging that the article had been shipped by the St. Louis Vinegar & Cider Co., St. Louis, Mo., on or about February 4, 1928, and had been transported from the State of Missouri into the State of Illinois, and charging adulteration and misbranding in violation of the food and drugs act as amended. The article was labeled in part: "Stamper Gro. Co. 40 Grain Fermented Corn Sugar Vinegar (or "Evaporated Apple Vinegar") Benton, Ill."

It was alleged in the libel that the article was adulterated in that a colored distilled vinegar had been mixed and packed therewith so as to lower or injuriously affect its quality or strength and had been substituted wholly or in part for the said article.

Misbranding was alleged for the reason that the statements, "Fermented Corn Sugar Vinegar" and "Evaporated Apple Vinegar," borne on the respective labels, were false and misleading and deceived and misled the purchaser when applied to an imitation product, for the further reason that the statement "40," borne on the label, was false and misleading and deceived and misled the purchaser in that the article contained a grainage of a lesser quantity, for the further reason that the article was an imitation of and offered for sale under the distinctive name of another article, and for the further reason that it was food in package form and the quantity of the contents was not plainly and conspicuously marked on the outside of the package in terms of measure.

On May 3, 1928, the St. Louis Vinegar & Cider Co., St. Louis, Mo., having appeared as claimant for the property and having consented to rebrand and relabel the said vinegar so as to bring it into conformity with the Federal food and drugs act, a decree was entered ordering that the product be released to the said claimant, to be relabeled under the supervision of this department, upon the execution of a bond in the sum of \$500, and that the claimant pay all costs of the proceedings.

ARTHUR M. HYDE, *Secretary of Agriculture.*

15828. Adulteration and misbranding of vinegar. U. S. v. 2 Barrels of Vinegar. Consent decree of condemnation entered. Product released under bond. (F. & D. No. 22456. I. S. No. 19922-x. S. No. 565.)

On February 14, 1928, the United States attorney for the Eastern District of Illinois, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying seizure and condemnation of 2 barrels of vinegar, remaining in the original unbroken packages at Cairo, Ill., alleging that the article had been shipped by the St. Louis Vinegar & Cider Co., from St. Louis, Mo., on or about December 13, 1927, and