

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 259, FOOD AND DRUGS ACT.

ADULTERATION AND MISBRANDING OF LEMON EXTRACT.

On or about July 14, 1908, The J. S. Campbell Company, of Ogden, Utah, shipped from Ogden, Utah, to Preston, Idaho, a consignment of a food product labeled: "Lemon Flavoring Contains approximately 2% Oil of Lemon Coloring tumeric For flavoring Ice Cream, Custards and Pastry Prepared by William Driver & Son Drug Co., Ogden, Utah." Samples from this shipment were procured and analyzed in the Bureau of Chemistry, United States Department of Agriculture, and as the findings of the analyst and report thereon indicated that the product was adulterated and misbranded within the meaning of the Food and Drugs Act of June 30, 1906, the Secretary of Agriculture afforded The J. S. Campbell Company, and the dealer from whom the samples were purchased, opportunities for hearings. As it appeared after hearings held that the said shipment was made in violation of the act, the Secretary of Agriculture reported the facts to the Attorney General, with a statement of the evidence on which to base a prosecution. In due course a criminal information was filed in the District Court of the United States for the District of Utah charging the above shipment and that the product was adulterated because a highly dilute terpeneless lemon extract, artificially colored with coal tar dye in a manner to conceal its inferiority, had been substituted in whole or in part for the genuine article; and was misbranded in that it was labeled "Lemon Flavoring Contains approximately 2% Oil of Lemon Coloring tumeric," whereas, in fact, it contained no oil of lemon nor tumeric, but a highly dilute terpeneless lemon extract, artificially colored with a coal tar dye.

On February 7, 1910, said defendant entered a plea of guilty, and the court imposed upon it a fine of \$20.

This notice is given pursuant to section 4 of the Food and Drugs Act of June 30, 1906.

JAMES WILSON,
Secretary of Agriculture.

WASHINGTON, D. C., *March 15, 1910.*

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