

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 478, FOOD AND DRUGS ACT.

ADULTERATION AND MISBRANDING OF VANILLA EXTRACT.

On or about August 3, 1907, the Ennis-Hanly-Blackburn Coffee Co., a corporation, Kansas City, Mo., shipped from the State of Missouri to the State of Kansas a consignment of a food product labeled "Golden Rod Brand Flavoring Extract Vanilla." Samples from this shipment were procured and analyzed by 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 Ennis-Hanly-Blackburn Coffee Co., and the dealer from whom the samples were purchased, opportunities for hearings. As it appeared after hearings held that said shipment was made in violation of the act, the Secretary reported the facts to the Attorney-General, with a statement of the evidence upon which to base a prosecution.

In due course an indictment was brought against the said Ennis-Hanly-Blackburn Coffee Co. by the grand jurors of the United States in and for the District Court of the United States for the Western District of Missouri, charging the above shipment and alleging that the product was adulterated within the meaning of the act, in that it consisted of a solution of vanillin and coumarin, colored in a manner to conceal the inferiority of said article, and further alleging the product to be misbranded, in that the label thereon was false and misleading and calculated and intended to deceive and mislead the purchaser, as the product in question did not contain any appreciable extract of the vanilla bean but was merely an imitation of vanilla flavoring extract.

On May 28, 1909, the defendant entered a plea of guilty to the indictment and the court imposed a fine of \$25 and costs of prosecution.

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., *June 25, 1910.*

