

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 561, FOOD AND DRUGS ACT.

MISBRANDING OF VINEGAR.

On or about August 7, 1908, The Baltimore Manufacturing Company, a corporation, Baltimore, Md., shipped from the State of Maryland into the State of Virginia a consignment of 25 barrels of vinegar, each of which barrels was labeled "Albemarle Pure Vinegar, H. P. Harrison & Co., Wholesale Fancy Grocery, Petersburg, Va." Analysis of samples of this product made in the Bureau of Chemistry, United States Department of Agriculture, showed it to be misbranded within the meaning of the Food and Drugs Act of June 30, 1906. As it appeared from the findings of the analyst and report made that the shipment was liable to seizure under section 10 of the act, the Secretary of Agriculture reported the facts to the United States attorney for the Eastern District of Virginia.

In due course a libel was filed in the District Court of the United States for said district against said 25 barrels of vinegar, charging the above shipment and alleging that the product shipped as aforesaid was misbranded within the meaning of the act, in that each of said barrels of vinegar was falsely labeled as to the State in which it was manufactured; in that each of said barrels of vinegar was labeled so as to mislead and deceive the purchaser thereof, because said label purported to show that the vinegar in question was manufactured in the State of Virginia, when in truth and in fact it was manufactured in the State of Maryland.

The case came on for hearing on April 22, 1909, and no claim to the product having been interposed, a decree of condemnation was entered and the product was, after being properly branded, sold by the marshal of said district.

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

W. M. HAYS,
Acting Secretary of Agriculture.

WASHINGTON, D. C., *August 11, 1910.*

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