

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 583, FOOD AND DRUGS ACT.

MISBRANDING OF ASAFETIDA.

On or about January 21, 1909, Albert Bruen, William P. Ritchey, and Charles C. Bruen, doing business under the firm name of Bruen, Ritchey & Co., New York City, shipped from the State of New York to the State of New Jersey a quantity of a drug product contained in a package labeled: "Gum Asafetida (Fœtida ferula) 1 pound Bruen, Ritchey & Co., New York Guaranteed under the Food and Drugs Act, June 30, 1906 Serial No. 1063."

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 made indicated that the product was misbranded within the meaning of the Food and Drugs Act of June 30, 1906, the said Bruen, Ritchey & Co. and the party from whom the samples were procured were afforded opportunities for hearings. As it appeared after hearings held that the 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 upon which to base a prosecution.

In due course a criminal information was filed in the Circuit Court of the United States for the Southern District of New York against the said Bruen, Ritchey & Co., charging the above shipment and alleging that the product was misbranded, in that the label above set forth was false and misleading because it represented the product to be "asafetida" when, as a matter of fact, it contained much foreign material.

On April 5, 1910, the defendants entered a plea of guilty to the above information and the court imposed a fine of \$50.

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 27, 1910.*

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