

# United States Department of Agriculture,

OFFICE OF THE SECRETARY.

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## NOTICE OF JUDGMENT NO. 1323.

(Given pursuant to section 4 of the Food and Drugs Act.)

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### MISBRANDING OF EVAPORATED APPLES.

On February 25, 1911, the United States Attorney for the Western District of Arkansas, acting upon a report by the Secretary of Agriculture, filed information in the District Court of the United States for said district against the Teasdale Fruit & Nut Products Co., of Rogers, Ark., alleging shipment by said company, in violation of the Food and Drugs Act, on or about August 10, 1910, from the State of Arkansas into the State of Texas of a quantity of evaporated apples which were misbranded. The product was labeled: "50 lbs. Net. Choice Evaporated Apples. New Crop. Sulphur Bleached."

Microscopical examination of a sample of said product, made by the Bureau of Chemistry of the United States Department of Agriculture, was as follows: Low grade; either culls or made from poor quality apples. Many seeds, skins, cores, stems, blossom ends, and wormholes containing excreta. 500 grams showed 5 live worms, 1 live beetle. No large, perfect slices, and only 64.4 per cent passable. Misbranding was alleged for the reason that the label represented said product to be "choice evaporated apples, new crop," which was false and misleading because it was not such, but was a low-grade product, consisting principally of either culls or poor quality apples, containing many seeds, skins, cores, stems, wormholes, and excreta.

On March 10, 1911, the defendant company pleaded guilty and was fined \$10 and costs.

JAMES WILSON,  
*Secretary of Agriculture.*

WASHINGTON, D. C., *January 24, 1912.*  
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