

# United States Department of Agriculture,

OFFICE OF THE SECRETARY.

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## NOTICE OF JUDGMENT NO. 1341.

SUPPLEMENTARY TO NOTICE OF JUDGMENT NO. 1153.

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

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### MISBRANDING OF PAPRIKA.

In Notice of Judgment No. 1153 report was made of the judgment of the District Court of the United States for the District of Maryland, entered in the case of the United States *v.* McCormick & Co. The information filed against the defendant corporation alleged the shipment, on or about March 11, 1910, from the State of Maryland into the State of Pennsylvania, in violation of the Food and Drugs Act, of a quantity of so-called pure paprika, which was misbranded. This Department had not been informed, when Notice of Judgment No. 1153 was issued, that the court accompanied the judgment by a statement setting forth its reasons for imposing a fine of 50 cents. The statement of the court, communicated by the United States attorney, under date of November 20, 1911, which is self-explanatory, was as follows:

The Court, being satisfied in this case that the failure to designate on the label the fact that the paprika was ground in oil was a mere omission of a subordinate employee, contrary to the instructions of the defendant, imposes a fine of fifty cents and requests that this statement be embodied in any publication of the sentence which may be made by the Department of Agriculture.

JAMES WILSON,  
*Secretary of Agriculture.*

WASHINGTON, D. C., *November 28, 1911.*