

# United States Department of Agriculture,

OFFICE OF THE SECRETARY.

## NOTICE OF JUDGMENT NO. 1480.

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

### MISBRANDING OF BUCHU GIN.

On November 6, 1911, the United States Attorney for the District of Maryland, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel for the seizure and condemnation of 10 cases of Royal Crest Buchu Gin remaining unsold in the original unbroken packages and in possession of Phillip Lobe & Son, Baltimore, Md., alleging that the product had been transported from the State of Illinois into the State of Maryland, date of shipment not shown, and charging misbranding in violation of the Food and Drugs Act. Each case of the product was branded: "Royal Crest Brand Buchu Gin, Phillip Lobe and Son, Baltimore," and the retail packages of the product in said cases were branded: "Royal Crest Brand Buchu Gin With Herbs, Phillip Lobe and Son, Distributors, Baltimore, Md."

Analysis of the product by the Bureau of Chemistry of this Department showed the following results:

Alcohol (per cent by volume).....	38.8
Non-volatile material (per cent).....	1.75
Sucrose (per cent).....	1.40
Non-sugar solids, by difference (per cent).....	.35
Volatile oil.....	Present.

Misbranding was alleged for the reason that the product consisted of approximately 38 per cent alcohol, and the statement on the containers of the same failed to show the quantity or proportion of the alcoholic content.

On November 27, 1911, judgment of condemnation and forfeiture was entered and it was further decreed that upon payment of all costs by the claimants, Harry G. Lobe and Ferd P. Lobe, co-partners, trading as Phillip Lobe & Son, Baltimore, Md., and the execution of a bond by the claimants in conformity with section 10 of the Act, fixed by the court at \$200, the product should be released and delivered to the claimants.

W. M. HAYS,

*Acting Secretary of Agriculture.*

WASHINGTON, D. C., April 23, 1912.

