

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 1514.

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

ADULTERATION AND MISBRANDING OF GLUTEN PASTE.

On April 28, 1911, the United States Attorney for the Southern District of New York, acting upon a report from the Secretary of Agriculture, filed in the Circuit Court of the United States for said district an information against Parodi, Erminio & Co., a corporation, New York, N. Y., alleging shipment by it, in violation of the Food and Drugs Act, on or about November 9, 1909, from the State of New York into the State of Colorado of a consignment of gluten paste which was adulterated and misbranded. The product was labeled: "Trade Mark Societa Pastificio Tommasini Milano Italy Cream Gluten Paste Made Expressly for United States and Canada."

Examination by the Bureau of Chemistry of this Department showed the following results: "Nitrogen, 1.93 per cent; protein ($N \times 6.25$), 12.06 per cent; total ash, 0.56 per cent. Microscopical examination shows the substance to be a product prepared from wheat flour." Adulteration of the product was alleged in the information for the reason that there was substituted in part for gluten paste a considerable quantity of wheat flour. Misbranding was charged for the reason that the label upon the package in which the foregoing product was shipped, regarding its contents, was false and misleading and likely to deceive and mislead the purchaser, in that said food was not gluten paste, but a product consisting chiefly of wheat flour.

On February 19, 1912, the company entered a plea of guilty to the information and the court imposed a fine of \$25.

W. M. HAYS,
Acting Secretary of Agriculture.

WASHINGTON, D. C., *May 3, 1912.*

