

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 1873.

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

MISBRANDING OF SYRUP.

On March 29, 1912, the United States Attorney for the District of Idaho, 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 210 cases, more or less, of syrup remaining unsold in the original unbroken packages and in possession of the Lewiston Mercantile Co., a corporation, Lewiston, Idaho, alleging that the product had been shipped on or about November 29, 1911, by the Pacific Coast Syrup Co., Seattle, Wash., and transported from the State of Washington into the State of Idaho, and charging misbranding in violation of the Food and Drugs Act. The product was labeled: "Full Measure Tea Garden Drips—74% Sugar Cane Syrup—26% Corn Syrup Sugar—Sugar Cane and Corn Syrup—Pacific Coast Syrup Co."

Misbranding was alleged in the libel for the reason that the statements on the outside of the cases of the product were not plainly and correctly stated as to the contents thereof, that whereas said cases and each of them were labeled as set forth above, in truth and in fact the contained units of said cases and each thereof were not tea garden drips, as indicated on each of said units, but a mixture of sugar cane syrup and glucose, and each of said units did not contain 26 per cent of corn syrup, but contained a larger amount, to wit, 30 per cent of corn syrup.

On May 22, 1912, the said Pacific Coast Syrup Co., claimant, having paid all costs of the proceedings and executed bond in conformity with section 10 of the Act, judgment of condemnation and forfeiture was entered and it was further ordered that the product should be released and delivered to said claimant.

W. M. HAYS,
Acting Secretary of Agriculture.

WASHINGTON, D. C., *October 28, 1912.*

