

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 2103.

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

ADULTERATION AND MISBRANDING OF LEMON EXTRACT.

At the November, 1908, term of the District Court of the United States for the Eastern District of Virginia the grand jurors of the United States within and for said district, acting upon a report by the Secretary of Agriculture, returned an indictment against the Haynor Manufacturing Co. (Inc.), Norfolk, Va., alleging shipment by said company, in violation of the Food and Drugs Act, on July 27, 1907, from the State of Virginia into the State of North Carolina, of a quantity of lemon extract which was adulterated and misbranded. The product was labeled: "Extract Lemon. The Haynor Mfg. Co., Norfolk, Va., New York, Chicago, &c."

Analysis of a sample of the product by the Bureau of Chemistry of this Department showed the following results: Specific gravity, 0.9364; alcohol by volume 48.2 per cent; lemon oil, absent; citral, trace only; artificial coloring matter present. Adulteration of the product was alleged in the indictment for the reason that a substance containing no lemon oil had been mixed and packed with the product so as to reduce, lower, and injuriously affect its quality and strength, and a substance containing no lemon oil had been substituted in part for the product and was colored in a manner whereby inferiority was concealed. Misbranding was charged for the reason that the product was labeled and branded so as to deceive and mislead the purchaser, being labeled "Extract lemon," when in truth and in fact it contained no lemon oil, and for the further reason that it was shipped and consigned in a package marked "soap," and was adulterated in that it contained no lemon oil but in lieu thereof a foreign substance, and that it was artificially colored and was misbranded in that it had been falsely labeled "Extract lemon."

On June 16, 1909, the defendant company entered a plea of guilty to the indictment and the court imposed a fine of \$50, without costs.

W. M. HAYS,

Acting Secretary of Agriculture.

WASHINGTON, D. C., *December 12, 1912.*