

Issued July 12, 1913.

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 2421.

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

**U. S. v. 30 Jugs Orangeade Syrup. Decree of condemnation by default.
Goods ordered destroyed.**

ADULTERATION AND MISBRANDING OF ORANGEADE SYRUP.

On February 8, 1912, the United States Attorney for the District of Columbia, acting upon a report by the Secretary of Agriculture, filed in the Supreme Court of said District, holding a district court, a libel for the seizure and condemnation of 30 jugs of orangeade syrup, remaining unsold and in the original unbroken packages in the possession of Charles J. Stein, trading as Stein Bros., Washington, D. C., alleging that the product had been shipped on or about June 14, 1911, from the State of Missouri into the District of Columbia, and charging adulteration and misbranding in violation of the Food and Drugs Act. The product was labeled: "Blanke-Baer's Conc. Syrup. Orangeade. Preserved with 1/10 of 1% Benzoate of Soda & Artificially Colored. Compound. Blanke-Baer Chemical Co., Offices & Laboratories 212-216 S. 7th St., St. Louis, Mo. Concentrated Syrup. Directions. To make Fountain Syrup. Dilute with 3 parts Simple Syrup. Shake Well Before Diluting."

Adulteration of the product was alleged in the libel for the reason that said product was a compound or mixture in which citric acid and sugar had been substituted either in whole or in part for fresh orange juice or syrup, and the product was a preparation which had been colored and mixed by the addition of an artificial coloring matter or substance in a manner whereby damage or inferiority was concealed, and in order to imitate a concentrated syrup of orange, and whereby the product, in fact, imitated and appeared to be a concentrated syrup of orange or orangeade. Misbranding was alleged for the reason that the product was labeled and branded as afore-

said so as to deceive and mislead the purchaser in that the labels and brands signified and imported that the product was concentrated syrup of orange, when, in truth and in fact, it was not a concentrated syrup orangeade but was a mixture or compound of citric acid, sugar, oil of orange, and artificial coloring matter.

On January 20, 1913, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, the court finding the product adulterated and misbranded, and it was further ordered that said product should be destroyed by the United States marshal.

B. T. GALLOWAY,
Acting Secretary of Agriculture.

WASHINGTON, D. C., *May 7, 1913.*

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