

Issued March 5, 1914.

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 2715.

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

U. S. v. Loose-Wiles Biscuit Co. Plea of nolo contendere. Fine, \$50. and costs.

ADULTERATION OF CHOCOLATE CIGARS.

On October 24, 1911, the United States Attorney for the Western District of Missouri, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district an information against the Loose-Wiles Biscuit Co., a corporation, Kansas City, Mo., alleging shipment by said defendant, in violation of the Food and Drugs Act, on January 16, 1911, from the State of Missouri into the State of Colorado of a quantity of chocolate cigars which were adulterated. The product was labeled: "100 L-W Chocolate Cigars. No. 7321 Guaranteed by the Loose-Wiles Biscuit Co., under the Food and Drugs Act, June 30, 1906. Manufactured for Chas. W. Lee, Wholesale Confectioner."

Analysis of a sample of the product by the Bureau of Chemistry of this Department showed the following results: Arsenic as As_2O_3 (modified Gutzeit), parts per million, 4.0; arsenic as As_2O_3 (Marsh), parts per million, 4.0. Adulteration of the product was alleged in the information for the reason that it contained arsenic in the proportion of 4 parts per million, which arsenic so contained in the said product was deleterious and detrimental to health.

On March 29, 1913, the defendant company entered a plea of nolo contendere to the information and the court imposed a fine of \$50 and costs.

C. F. MARVIN,
Acting Secretary of Agriculture.

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

