

4230. Adulteration and misbranding of vinegar. U. S. v. 10 Barrels and 10 Half-Barrels of Vinegar * * *. Consent decree of condemnation and forfeiture. Product ordered released on bond. (F. & D. No. 6518. I. S. Nos. 13844-k, 13845-k. S. No. C-214.)

On May 8, 1915, the United States attorney for the Eastern District of Arkansas, 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 10 barrels and 10 half-barrels of vinegar, remaining unsold in the original unbroken packages at Pine Bluff, Ark., alleging that the product had been shipped and transported from the State of Tennessee into the State of Arkansas, and charging adulteration and misbranding in violation of the Food and Drugs Act. The product was labeled: "Dawson Bros. Mfg. Co., Inc., Memphis, Tenn. Southern Beauty Brand Pure Apple Vinegar Reduced to 4% Acetic Strength."

It was alleged in the libel that the barrels of vinegar were misbranded in violation of the Food and Drugs Act of June 30, 1906, the label upon said barrels being "Southern Beauty Brand Pure Apple Vinegar Reduced to 4% Acetic Strength," whereas an analysis showed that the product was not pure apple vinegar as labeled, but consisted wholly or in part of distilled vinegar or of dilute acetic acid which had been substituted for, and mixed with, said apple vinegar so as to reduce and lower and injuriously affect its quality and strength, whereby the said product was adulterated and misbranded in violation of the Food and Drugs Act above mentioned.

On June 15, 1915, the Dawson Bros. Manufacturing Co., Memphis, Tenn., claimant, having consented to a decree, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product should be delivered to said claimant company, upon payment of the costs of the proceedings and the execution of bond in the sum of \$500, in conformity with section 10 of the act.

C. F. MARVIN, *Acting Secretary of Agriculture.*