

500

49793

ap

U. S. DEPARTMENT OF AGRICULTURE,

BUREAU OF CHEMISTRY.

C. L. ALSBERG, CHIEF OF BUREAU.

SERVICE AND REGULATORY ANNOUNCEMENTS.

SUPPLEMENT.

N. J. 4501-4550.

[Approved by the Acting Secretary of Agriculture, Washington, D. C., January 26, 1917.]

NOTICES OF JUDGMENT UNDER THE FOOD AND DRUGS ACT.

[Given pursuant to section 4 of the Food and Drugs Act.]

4501. Adulteration and misbranding of pepper. U. S. * * * v. 5 Gross Packages Ground Black Pepper. Consent order releasing product on bond. (F. & D. No. 6632. I. S. No. 4617-k. S. No. E-297.)

On June 26, 1915, the United States attorney for the Northern District of West Virginia, 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 5 gross packages of ground black pepper, remaining unsold in the original unbroken packages at Parkersburg, W. Va., alleging that the article had been shipped in April, 1915, by Parrish Bros. (Inc.), Baltimore, Md., and transported from the State of Maryland into the State of West Virginia, and charging adulteration and misbranding in violation of the Food and Drugs Act. The retail packages were labeled, in part: "Star Brand Purity Strength Strictly Pure Spices Pepper * * * Purity Strength Strictly Pure Spices Guaranteed by Parrish Bros., Inc. Baltimore, Md. to be absolutely pure and to conform to all pure food laws."

Adulteration of the article was alleged in the libel for the reason that it contained shells and pepper products mixed and packed with the pepper therein and was thus and otherwise adulterated in violation of section 7, Food and Drugs Act, paragraphs 1 and 2, thus being reduced, lowered, and injuriously affected in its quality and strength.

Misbranding was alleged for the reason that the said labels and branding set forth that said pepper which is used as an article of food was absolutely and strictly pure and conformed to all pure food laws, when, in truth and in fact, said pepper as aforesaid had had mixed therein shells and other pepper products, and was not, therefore, strictly and absolutely pure within the meaning of said act.

On September 21, 1915, the said Parrish Bros. (Inc.), having appeared as claimants and having paid the costs of the proceedings, and filed a good and sufficient bond in conformity with section 10 of the act, conditioned that the article would not be sold or in any manner whatsoever disposed of, or permitted to be sold or in any way whatsoever disposed of, it was ordered by the court that the property should be released to said claimant.

CARL VROOMAN, *Acting Secretary of Agriculture.*