

**4978 (Supplement to Notice of Judgment 4330.) Adulteration and misbranding of cider. U. S. v. Jacob Shucart (National Bottling Co.). Retrial to the court and a jury. Verdict of guilty. Fine, \$400 and costs. (F. & D. No. 5486. I. S. No. 36262-e.)**

On May 8, 1916, the case of the United States *v.* Jacob Shucart, doing business under the name of the National Bottling Co., St. Louis, Mo., involving the shipment of a quantity of cider, which was alleged to be adulterated and misbranded, having come on for retrial by the court and jury, after the submission of evidence and arguments by counsel, the court delivered its charge to the jury and a verdict of guilty was returned, whereupon the court imposed a fine of \$200 on each of two counts of the information, making an aggregate fine of \$400 with the costs of the proceedings.

On May 9, 1916, defendant by his counsel filed his motion for a new trial and in arrest of judgment, which was overruled by the court, whereupon the defendant filed his petition for a writ of error and assignment of errors, which writ was allowed, and the case was carried on said writ of error in the United States Circuit Court of Appeals for the Eighth Circuit. On May 10, 1917, the writ of error was dismissed by stipulation of the parties, and thus the judgment of the lower court stands confirmed.

CARL VROOMAN, *Acting Secretary of Agriculture.*