

5094. Adulteration of fernet. U. S. * * * v. John Puziello et al. (Puziello, Luccaro & Co.). Plea of guilty. Fine, \$25. (F. & D. No. 7331. I. S. No. 3864-h.)

On July 18, 1916, the United States attorney for the Southern District of New York, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United State for said district an information against John Puziello, Raphael Puziello, and Antonio Luccaro, trading as Puziello, Luccaro & Co., Borough of Brooklyn, New York, N. Y., alleging shipment by said defendants, in violation of the Food and Drugs Act, on June 18, 1914, from the State of New York into the State of Massachusetts, of a quantity of fernet which was adulterated. The article was labeled in part: "Fernet * * *."

Analysis of a sample of the article by the Bureau of Chemistry of this department showed the following results:

Alcohol (per cent by volume)-----	43.30
Methyl alcohol (Leach & Lythgoe method) (per cent by volume)-----	1.4
Methyl alcohol (Denige's method) (per cent by volume)---	1.3
Methyl alcohol (Riche & Bardy test) : Positive.	

Adulteration of the article was alleged in the information for the reason that it contained an added poisonous and deleterious ingredient, to wit, methyl alcohol, which might render it injurious to health.

On December 11, 1916, the defendants entered pleas of guilty to the information, and the court imposed a fine of \$25.

CLARENCE OUSLEY, *Acting Secretary of Agriculture.*