

**5107. Misbranding of lithia water. U. S. \* \* \* v. Henry Schoolbred (Coppahaunk Lithia Springs Co.). Plea of guilty. Fine, \$25. (F. & D. No. 7374. I. S. No. 5171-k.)**

On October 2, 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 States for said district an information against Henry Schoolbred, trading as the Coppahaunk Lithia Springs Co., New York, N. Y., alleging shipment by said defendant, in violation of the Food and Drugs Act, on July 15, 1915, from the State of New York into the State of New Jersey, of a quantity of lithia water which was misbranded. The article was labeled in part: "Coppahaunk Lithia Water \* \* \*"

Analysis of a sample of the article by the Bureau of Chemistry of this department showed the following results, expressed as milligrams per liter:

Silica (SiO <sub>2</sub> )	31.7
Sulphuric acid (SO <sub>4</sub> )	1.7
Carbonic acid (CO <sub>2</sub> ): None.	
Bicarbonic acid (HCO <sub>3</sub> )	244.6
Chlorin (Cl)	6.5
Calcium (Ca)	76.8
Magnesium (Mg)	1.3
Sodium (Na) (by difference)	6.6
	369.2

No weighable amount of lithium in 2 liters.

Hypothetical combinations expressed as milligrams per liter:

Sodium chlorid (NaCl)	10.7
Sodium sulphate (Na <sub>2</sub> SO <sub>4</sub> )	2.5
Sodium bicarbonate (NaHCO <sub>3</sub> )	5.8
Magnesium bicarbonate (Mg(HCO <sub>3</sub> ) <sub>2</sub> )	7.8
Calcium bicarbonate (Ca(HCO <sub>3</sub> ) <sub>2</sub> )	310.7
Silica (SiO <sub>2</sub> )	31.7
	369.2

Misbranding of the article was alleged in the information for the reason that the statement, to wit, lithia water, borne on the label regarding it and the ingredients and substances contained therein, was false and misleading in that it indicated that said article was lithia water; and for the further reason that the article was labeled as aforesaid so as to deceive and mislead purchasers into the belief that it was lithia water, whereas, in truth and in fact, it was not.

On November 20, 1916, the defendant entered a plea of guilty to the information, and the court imposed a fine of \$25.

CARL VROOMAN, *Acting Secretary of Agriculture*.