

5803. Adulteration and misbranding of vinegar. U. S. * * * v. 4 Tanks * * * of Vinegar. Consent decree of condemnation and forfeiture. Product released on bond. ((F. & D. No. 8264. I. S. No. 20186-m. S. No. C-691.)

On May 21, 1917, the United States attorney for the Northern District of Texas, 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 4 tanks of vinegar, remaining unsold in the original unbroken packages at Dallas, Tex., alleging that the article had been shipped on or about April 27, 1917, by the Gist-Leo Vinegar Co., Springfield, Mo., and transported from the State of Missouri into the State of Texas, and charging adulteration and misbranding in violation of the Food and Drugs Act. The article was invoiced as pure cider vinegar.

Adulteration of the article was alleged in the libel for the reason that distilled vinegar or dilute acetic acid had been mixed and packed therewith so as to reduce and lower and injuriously affect its quality and strength, and had been substituted in part for pure cider vinegar.

Misbranding of the article was alleged for the reason that it was an imitation of, and was offered for sale under the distinctive name of, another article, to wit, pure cider vinegar, whereas, in truth and in fact, it was not pure cider vinegar.

On June 13, 1917, the said Gist-Leo Vinegar Co., claimant, having consented to a decree, judgment for condemnation and forfeiture was entered, and it was ordered by the court that the product should be delivered to the said claimant upon payment of the costs of the proceedings and the execution of bond in the sum of \$1,000, in conformity with section 10 of the act.

CARL VROOMAN, *Acting Secretary of Agriculture.*