

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 311, FOOD AND DRUGS ACT.

MISBRANDING OF VINEGAR.

On or about May 15, 1909, and June 23, 1909, Board, Armstrong & Co., of Alexandria, Va., shipped from the State of Virginia to the State of Georgia consignments of vinegar consisting of 28 packages and 26 packages, respectively. Analysis of samples of these shipments made in the Bureau of Chemistry, United States Department of Agriculture, showed the product to be misbranded within the meaning of the Food and Drugs Act of June 30, 1906. As it appeared from the findings of the analyst and report made that the shipments were liable to seizure under section 10 of the act, the Secretary of Agriculture reported the facts to the United States attorney for the Northern District of Georgia.

In due course a libel was filed against the said 54 packages of vinegar, charging misbranding of the product, in that the contents are stated in terms of measure on the end of each package in figures indicating the number of gallons which they purport to contain and said packages do not contain the number of gallons of vinegar which they purport to contain, as stated by the figures thereon. Thereupon Board, Armstrong & Co. entered an appearance and set up claim to the goods.

On September 20, 1909, the case came on for hearing and the court rendered its decree of condemnation and forfeiture and directed that the goods be released to the claimant upon payment of the costs and filing of a bond conditioned that the said goods shall not be sold or otherwise disposed of in violation of the laws of the United States or the laws of any State, Territory, District, or insular possession of the United States.

This notice is given pursuant to section 4 of the Food and Drugs Act of June 30, 1906.

JAMES WILSON,
Secretary of Agriculture.

WASHINGTON, D. C., *April 26, 1910.*

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