

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 572, FOOD AND DRUGS ACT.

ADULTERATION AND MISBRANDING OF GUM TRAGACANTH.

On or about September 3, 1909, The National Aniline and Chemical Company, a corporation of the Borough of Brooklyn, New York City, shipped from the State of New York to the State of New Jersey a quantity of a drug product labeled "Powdered Gum Tragacanth."

Samples from this shipment were procured and analyzed by the Bureau of Chemistry, United States Department of Agriculture, and as the findings of the analyst and report thereon indicated that the product was adulterated and misbranded within the meaning of the Food and Drugs Act of June 30, 1906, the Secretary of Agriculture afforded said National Aniline and Chemical Company and the dealer from whom the samples were procured opportunities for hearings. As it appeared after hearings held that said shipment was made in violation of the act, the Secretary of Agriculture reported the facts to the Attorney-General, with a statement of the evidence upon which to base a prosecution.

In due course a criminal information was filed in the Circuit Court of the United States for the Eastern District of New York against the said National Aniline and Chemical Company, charging the above shipment and alleging that the product so shipped was adulterated, in that it differed from the standard of strength, quality, and purity of gum tragacanth as determined by the test laid down in the United States Pharmacopœia or National Formulary official at the time of investigation, and further alleging that said product was misbranded, in that it was sold and shipped under and by the name of "Powdered Gum Tragacanth" when in truth and in fact it was not "Powdered Gum Tragacanth" but a different article, to wit, "Powdered Indian Gum."

On June 1, 1910, the defendant entered a plea of guilty and the court imposed a fine of \$25.

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

W. M. HAYS,
Acting Secretary of Agriculture.

WASHINGTON, D. C., *August 20, 1910.*

