

**4118. Adulteration and misbranding of imitation vanilla extract. U. S. \* \* \* v. 1 Barrel of Imitation Vanilla Extract. Default decree of condemnation and forfeiture. Product ordered sold.** (F. & D. No. 5989. I. S. No. 12511-k. S. No. C-92.)

On October 8, 1914, the United States attorney for the Middle District of Tennessee, 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 1 barrel containing 47 gallons, more or less, of imitation vanilla extract, remaining unsold in the original unbroken package at Nashville, Tenn., alleging that the product had been shipped on or about September 12, 1914, and transported from the State of New York into the State of Tennessee, and charging adulteration and misbranding in violation of the Food and Drugs Act. The product was labeled: "Compound Vanilla" "Absolutely the best article made for flavoring Caramels, Chocolate Syrups, Cakes, Crackers, etc. Contains Vanillin and Burnt Sugar. Guaranteed under Food and Drug Act, June 30, 1906. Serial No. 2691."

Adulteration of the product was alleged in the libel for the reason that there had been mixed with said product and packed with it a certain substance or substances so as to reduce or lower its quality or strength; and, further, in that coumarin had been substituted in part for an [the] article or product; and, further, in that another substance to wit, coumarin [caramel], was mixed with said product in a manner whereby damage or inferiority was concealed.

Misbranding was alleged for the reason that the product was labeled "Compound Vanilla," when, in truth and in fact, it was an imitation of another article, to wit, vanilla extract. Misbranding was alleged for the further reason that the package or barrel containing the product was labeled "Compound Vanilla," when in fact said package or barrel contained an imitation vanilla artificially colored so as to deceive or mislead the purchaser.

On May 12, 1915, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product should be labeled "Imitation Vanilla" and so as to plainly show that it contained coumarin, and be sold by the United States marshal.

CARL VROOMAN, *Acting Secretary of Agriculture.*

WASHINGTON, D. C., *December 20, 1915.*