

# United States Department of Agriculture,

OFFICE OF THE SECRETARY.

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## NOTICE OF JUDGMENT NO. 851, FOOD AND DRUGS ACT.

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### MISBRANDING OF "MOHAWK BRAND NEUFCHATEL CREAM CHEESE."

On or about July 11, 1908, The International Milk Products Company, Cooperstown, N. Y., shipped from the State of New York to the District of Columbia a consignment of a food product labeled: "Mohawk Brand Neufchatel Cream Cheese." Samples from this shipment were procured and analyzed by the Bureau of Chemistry, United States Department of Agriculture, and the product was found to be made from partly skimmed milk and to be of the cottage cheese or schmierkase type and not of the Neufchatel type. As the findings of the analyst and report thereon indicated that the product was misbranded within the meaning of the Food and Drugs Act of June 30, 1906, the said International Milk Products Company and the parties from whom the samples were procured were afforded 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 District Court of the United States for the Northern District of New York against the said International Milk Products Company, charging the above shipment and alleging the product so shipped to be misbranded in that the said article of food was represented, by the label above set forth, to be a "Neufchatel" cheese, which is the distinctive name of a foreign product of cheese not manufactured in the United States, and which is commonly known as the distinctive name of a foreign cheese with distinctive form, character, quality, and manufacture, and in that the product so shipped was not a "Neufchatel" cheese of that character but was so falsely and fraudulently labeled with intent to mislead and deceive the purchaser and for the purpose of representing it to be a foreign product when in truth and in fact the article of food was manufactured locally, to wit, at the above-mentioned Cooperstown, in the State of New York.

On December 12, 1910, the defendant, through its president, entered a plea of guilty to the above information, whereupon the court imposed a fine of \$125.

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 25, 1911.*

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