10130. Adulteration of saccharin. U. S. * * * v. W. B. Wood Mfg. Co., a Corporation, and W. B. Wood. Dismissed as to W. B. Wood individually. Plea of nolo contendere as to corporation. Fine, $250 and costs. (F. & D. No. 10763. I. S. Nos. 2439–r, 5126–r, 6262–r, 6264–r, 6270–r, 11355–r, 15354–r, 15620–r, 15621–r, 16066–r.)

On September 14, 1920, the United States attorney for the Eastern District of Missouri, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district an information against the W. B. Wood Mfg. Co., a corporation, and W. B. Wood, St. Louis, Mo., alleging shipment by said defendants, in violation of the Food and Drugs Act, between the dates August 15 and August 24, 1918, from the State of Missouri into the States of Utah, Montana, Texas, Ohio, West Virginia, Virginia, and South Carolina, respectively, of quantities of saccharin which was adulterated.

Analyses of samples of the article by the Bureau of Chemistry of this department showed that it contained from 47 per cent to 60 per cent of sugar.

Adulteration of the article was alleged in the information for the reason that it was sold under a name recognized in the United States Pharmacopœia, and differed from the standard of strength, quality, and purity prescribed and laid down therefor in the said Pharmacopœia. Adulteration was alleged for the further reason that the strength and purity of the said article fell below the professed standard and quality under which it was sold.

On November 1, 1921, the action having been dismissed as to W. B. Wood individually, a plea of nolo contendere was entered on behalf of the defendant company, and the court imposed a fine of $250 and costs.

C. W. PUGSLEY, *Acting Secretary of Agriculture.*

10131. Adulteration and misbranding of canned red kidney beans. U. S. * * * v. 999 Cases * * * of Red Kidney Beans * * *. Judgment by consent ordering release of product under bond. (F. & D. No. 12279. I. S. No. 9019–r. S. No. C–1821.)

On March 8, 1920, the United States attorney for the Eastern District of Illinois, 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 999 cases of alleged red kidney beans, consigned by the Central States Canning Co., Indianapolis, Ind., remaining unsold in the original unbroken packages at East St. Louis, Ill., alleging that the article had been shipped from Indianapolis, Ind., on or about February 2, 1920, and transported from the State of Indiana into the State of Illinois, and charging adulteration and misbranding in violation of the Food and Drugs Act. The article was labeled in part: "Central States Brand Red Kidney Beans * * * Packed by the Central States Canning Co., Indianapolis, Ind."

Adulteration of the article was alleged in the libel for the reason that long cranberry beans had been mixed and packed with, and substituted wholly or in part for, red kidney beans.

Misbranding was alleged in substance for the reason that the statement on the cases and cans containing the article, to wit, "Red Kidney Beans," was false and misleading and deceived and misled the purchaser. Misbranding was alleged for the further reason that the said article was an imitation of, and was offered for sale under the distinctive name of, another article.

On August 30, 1921, the Central States Canning Co., Indianapolis, Ind., having admitted the allegations of the libel, having consented to a decree, and having agreed to eliminate the words "Red Kidney" and to substitute therefor the label "Naga Uzura Beans," judgment was entered finding the product to be unlawfully and improperly labeled, and it was ordered by the court that the said product be released to the claimant upon payment of the costs of the proceedings and the execution of a bond in the sum of $3,000, in conformity with section 10 of the act, conditioned in part that the words "Red Kidney" be not used in the labeling thereof.

C. W. PUGSLEY, *Acting Secretary of Agriculture.*

10132. Adulteration of flavor of lemon, vanilla and vanillin, extract of vanilla, extract of lemon, flavor of vanilla, and peppermint, almond, and orange flavors. U. S. * * * v. Clay L. Schroeder (National Food Mfg. Co.). Fine, $300 and costs. (F. & D. No. 13079. I. S. Nos. 8449–r, 8450–r, 8777–r, 8778–r, 8781–r, 8782–r, 8783–r, 8784–r, 8785–r, 8789–r, 8790–r, 8792–r.)

On April 5, 1921, the United States attorney for the Eastern District of Missouri, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district an information against Clay L.