

**5519. Adulteration and misbranding of oil of wintergreen. U. S. * * *
v. Valentine B. Bowers. Plea of nolo contendere. Fine, \$200 and
costs. (F. & D. No. 5113. I. S. No. 2659-h.)**

On June 8, 1916, the United States attorney for the Western District of North Carolina, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district an information against Valentine B. Bowers, Spruce Pine, N. C., alleging shipment by said defendant, in violation of the Food and Drugs Act, on or about February 5, 1914, from the State of North Carolina into the State of Michigan, of a quantity of oil of wintergreen which was adulterated and misbranded.

Analysis of a sample of the article by the Bureau of Chemistry of this department showed the following results:

Rotation in 100-mm tube at 20°C (degrees circular)----- 0.0

Odor is not characteristic of oil of wintergreen and article contains little if any natural oil of wintergreen.

Adulteration of the article was alleged in the information for the reason that a substance, to wit, methyl salicylate, derived from a source other than wintergreen, had been substituted in whole or in part for oil of wintergreen, which the article purported to be.

Misbranding was alleged for the reason that the article was an imitation oil of wintergreen prepared in whole or in part from methyl salicylate, derived from a source other than wintergreen, and was offered for sale under the distinctive name of another article, to wit, "Oil of Wintergreen."

On April 18, 1917, the defendant entered a plea of nolo contendere to the information, and the court imposed a fine of \$200 and costs.

CARL VROOMAN, *Acting Secretary of Agriculture.*