

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 1039.

(Given pursuant to section 4 of the Food and Drugs Act.)

ADULTERATION OF "CREME WAFELS."

On May 15, 1911, the United States Attorney for the Northern District of Illinois, acting upon the report by the Secretary of Agriculture, filed information in the District Court of the United States for said district against Reinder De Boer and John H. Dik, doing business as De Boer & Dik, alleging shipment by them, in violation of the Food and Drugs Act, on July 26, 1910, from the State of Illinois into the State of Pennsylvania of "Creme Wafels" which were adulterated. The product was labeled: (On shipping case): "Made in Holland. Stow away from the boilers. Perishable." (On can): "Non Plus ultra IJS Wafels." (Top of can): "Non plus ultra I. J. S. Wafels. Creme Wafels." (On side of can): "Made in Holland. Creme Wafels, 2.25 K. Sole distributors for the U. S. A. De Boer & Dik, Importers, Chicago, Ill."

Analysis by the Bureau of Chemistry of the United States Department of Agriculture showed the product to contain 0.043 per cent of boric acid. Adulteration was, therefore, alleged for the reason that the said product contained an added deleterious ingredient, to wit, boric acid, which rendered such product injurious to health.

On May 19, 1911, the defendants entered a plea of guilty and were fined \$10 and costs.

JAMES WILSON,
Secretary of Agriculture.

WASHINGTON, D. C., *August 4, 1911.*

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