F. & D. No. 184-c. Issued March 5, 1914.

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 2759.

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

U. S. v. Henry Walters. Plea of guilty. Fine, $10.

ADULTERATION AND MISBRANDING OF DILUTE HYDROCHLORIC ACID.

On June 19, 1913, the United States Attorney for the District of Columbia, acting upon a report by the Health Officer of said District, authorized by the Secretary of Agriculture, filed in the Police Court of the District aforesaid an information against Henry Walters, Washington, D. C., alleging the sale by said defendant, on March 8, 1913, at the District aforesaid, in violation of the Food and Drugs Act, of a quantity of dilute hydrochloric acid which was adulterated and misbranded. The product was labeled: "Dilute Hydrochloric Acid."

Adulteration of the product was alleged in the information for the reason that it was offered for sale and sold under and by a name, to wit, dilute hydrochloric acid, which said name was recognized in the United States Pharmacopœia official at the time of investigation, and said drug differed from the standard of strength and purity as determined by the test laid down in said Pharmacopœia official at the time of investigation. Misbranding was alleged for the reason that the product was labeled so as to mislead and deceive the purchaser thereof, in that the label bore the words and phrase "Dilute Hydrochloric Acid," meaning and importing to the purchaser thereof that said product was a dilute hydrochloric acid conforming to the standard set forth in the United States Pharmacopœia, whereas, in truth and in fact, it was not a dilute hydrochloric acid conforming to the standard set forth in said Pharmacopœia.

On June 19, 1913, the defendant entered a plea of guilty to the information, and the court imposed a fine of $10.

B. T. Galloway,
Acting Secretary of Agriculture.

Washington, D. C., *December 22, 1913.*

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