

# United States Department of Agriculture,

## OFFICE OF THE SECRETARY.

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### NOTICE OF JUDGMENT NO. 1066.

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

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#### ADULTERATION AND MISBRANDING OF PAPRIKA.

On December 9, 1910, the United States Attorney for the District of New Jersey, acting upon the report by the Secretary of Agriculture, filed information in the District Court of the United States for said district, against the Atlantic & Pacific Tea Co., a corporation, alleging shipment by it, in violation of the Food and Drugs Act, on or about December 7, 1909, from the State of New Jersey into the State of Georgia, of a consignment of a certain product denominated "Paprika" which was adulterated and misbranded. The product was labeled: "A. & P. Paprika, packed by the great Atlantic & Pacific Tea Co., New York. Label Guar. Serial No. 9244."

Analysis made by the Bureau of Chemistry of the United States Department of Agriculture of a sample of said product showed it to contain added oil. Adulteration was alleged for the reason that a substance, to wit, oil, had been substituted wholly or in part for the paprika, and was mixed with it so as to conceal the inferiority of the article. Misbranding was alleged for the reason that the name "A. & P. Paprika" was false and misleading, and calculated to mislead and deceive the purchaser, in that it represented the article to consist of paprika when in fact there had been added or packed with said article a foreign oil.

On May 29, 1911, the defendant corporation entered a plea of non vult, and a fine of \$50 was imposed against it.

JAMES WILSON,  
*Secretary of Agriculture.*

WASHINGTON, D. C., *August 15, 1911.*

