

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 317, FOOD AND DRUGS ACT.

ADULTERATION AND MISBRANDING OF BUCKWHEAT FLOUR.

On or about March 11, 1908, the King Cereal and Manufacturing Company, of Chicago, Ill., shipped from the State of Illinois to the State of Ohio, a consignment of a food product labeled "King's quick-rising Buckwheat Flour." Samples from this shipment were procured and analyzed by the Bureau of Chemistry, United States Department of Agriculture, and as it appeared from the findings of the analyst and report made that the product was adulterated and misbranded within the meaning of the Food and Drugs Act of June 30, 1906, the Secretary of Agriculture afforded the King Cereal and Manufacturing Company, and the dealer from whom the samples were purchased opportunities for hearings. As it appeared after hearings held that the said shipment was made in violation of the act, the Secretary of Agriculture reported the facts to the Attorney-General, with a statement of the evidence on which to base a prosecution. In due course, a criminal information was filed against the King Cereal and Manufacturing Company in the District Court of the United States for the Northern District of Illinois, charging the above shipment, and alleging that the product was adulterated in that there had been mixed and packed with it, in a manner to reduce, lower, and injuriously affect its quality and strength, a wheat product, and that said wheat product had been substituted in part for the genuine food article, and was misbranded in that it was labeled "Quick-Rising Buckwheat Flour," which statement was false and misleading in that it was not a quick rising buckwheat flour, but a compound of buckwheat flour and a wheat flour. On December 31, 1909, defendant entered a plea of guilty and the court imposed a fine of \$10.

This notice is given pursuant to section 4 of the Food and Drugs Act of June 30, 1906.

JAMES WILSON,
Secretary of Agriculture.

WASHINGTON, D. C., *April 26, 1910.*

