

# United States Department of Agriculture,

OFFICE OF THE SECRETARY.

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## NOTICE OF JUDGMENT NO. 637, FOOD AND DRUGS ACT.

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### ADULTERATION AND MISBRANDING OF LEMON EXTRACT.

On or about December 7, 1909, the Symns-Utah Grocery Company, Salt Lake City, Utah, shipped from the State of Utah to the State of Nevada a quantity of an alleged extract of lemon in bottles labeled "Double Strength, Concentrated Extract of Lemon, Symns-Utah Grocery Company, Salt Lake City, Utah." Samples of 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 thereon 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 said Symns-Utah Grocery Company and the party from whom the samples were procured 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 upon which to base a prosecution.

On July 25, 1910, a criminal information was filed against the said Symns-Utah Grocery Company in the District Court of the United States for the District of Utah, charging the above shipment, and alleging the product so shipped to be adulterated and misbranded, in that the contents of each of said bottles was not extract of lemon, as represented by said label, but was a dilute terpeneless extract of lemon, artificially colored with a yellow dye so as to simulate the color of genuine lemon extract, and so as to conceal the fact that it was a dilute terpeneless extract of lemon; in that said substance had been mixed and packed with the other contents of said bottles so as to reduce, lower, and injuriously affect the quality and strength of the product; in that a dilute terpeneless extract of lemon had been substituted for lemon extract, and in that each of said bottles contained

only a trace of oil of lemon, whereby the strength and purity of the product were below the professed standard and quality for which it was sold.

On August 6, 1910, the cause came on for hearing, and defendant entered a plea of guilty to the above information, whereupon the court imposed a fine of \$25 and costs.

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., *October 6, 1910.*

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