

## United States Department of Agriculture,

### OFFICE OF THE SECRETARY.

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#### **NOTICE OF JUDGMENT NO. 841, FOOD AND DRUGS ACT.**

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#### **ADULTERATION AND MISBRANDING OF COFFEE.**

On or about May 6, 1910, the Thomson & Taylor Spice Company, a corporation, Chicago, Ill., shipped from the State of Illinois into the State of Colorado a consignment of coffee labeled: "One pound Siems Genuine Java and Mocha 40¢ Roasted Coffee Roasted and Packed for H. J. Siems & Sons, corner Clayton and E. 3rd Avenue, Denver, Colorado." Samples from this shipment were procured and examined by the Bureau of Chemistry, United States Department of Agriculture, and the product was found to be a blend of about one-half Dutch East Indian, probably Padang, and one-half Bogota, and to contain no Mocha coffee. As it appeared from the above examination and report 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 Thomson & Taylor Spice Company, Incorporated, and the party from whom the samples were procured opportunities for hearings. As it appeared after hearings held that the 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.

In due course a criminal information was filed in the District Court of the United States for the Northern District of Illinois against the said Thomson & Taylor Spice Company, Incorporated, charging the above shipment and alleging that the product so shipped was adulterated, in that a certain substance, to wit, Dutch East Indian coffee, known as Padang, and Bogota coffee, had been mixed

and packed with the product so as to reduce, lower, and injuriously affect its quality and strength, and in that a certain article, to wit, Dutch East Indian coffee, known as Padang, and Bogota coffee, had been substituted wholly or in part for the article. The information also alleged that the product was misbranded, in that it was labeled as aforesaid, which said label purported to state that the article was composed of genuine Java and Mocha coffee, but was false and misleading in that the product contained no Mocha coffee, but contained Dutch East Indian coffee, known as Padang, and Bogota coffee; and in that said product was an imitation of another article, to wit, genuine Java and Mocha coffee, and was offered for sale under the distinctive name of another article, to wit, genuine Java and Mocha coffee.

On December 13, 1910, the defendant entered a plea of guilty to the above information, whereupon the court imposed a fine of \$200 and costs.

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

W. M. HAYS,  
*Acting Secretary of Agriculture.*

WASHINGTON, D. C., *April 14, 1911.*

