

# United States Department of Agriculture,

OFFICE OF THE SECRETARY.

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## NOTICE OF JUDGMENT NO. 852, FOOD AND DRUGS ACT.

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### ADULTERATION AND MISBRANDING OF VINEGAR.

On or about February 11, 1908, Jones Bros. & Co., a corporation, Louisville, Ky., shipped from the State of Kentucky into the State of Mississippi a consignment of a food product labeled: "Jones Bros. & Co. Bluegrass Belle Pure Apple Cider Vinegar. Fermented. Louisville, Ky." Samples from this shipment were procured and analyzed by the Bureau of Chemistry, United States Department of Agriculture, and the product was found to consist wholly or in part of a solution made by the fermentation of commercial glucose and to be artificially colored. As the findings of the analyst and report thereon indicated that the product was adulterated and misbranded within the meaning of the Food and Drugs Act of June 30, 1906, the said Jones Bros. & Co. and the party from whom the samples were procured were afforded opportunities for hearings. As it appeared after hearings held that 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.

In due course a criminal information was filed in the District Court of the United States for the Western District of Kentucky against the said Jones Bros. & Co. charging the above shipment and alleging that the product so shipped was adulterated because acetic acid and other substances had been mixed and packed therewith so as to injuriously affect its quality, and had been substituted in part for vinegar, and because said article of food had been colored in a manner whereby its inferiority was concealed. The information also alleged that the product was misbranded in that the labels thereon were false and misleading because it was not pure apple cider vinegar, but a mixture consisting essentially of acetic acid and other substances, artificially colored.

On November 17, 1910, the defendant appeared and 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.

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

WASHINGTON, D. C., *April 26, 1911.*