

# United States Department of Agriculture,

OFFICE OF THE SECRETARY.

---

## NOTICE OF JUDGMENT NO. 991.

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

---

### MISBRANDING OF "EG NUTRINE, WHOLE EGG SUBSTITUTE."

On November 21, 1910, the United States Attorney for the Eastern District of Pennsylvania, acting upon the report by the Secretary of Agriculture, filed information in the District Court of the United States against the Henry H. Ottens Manufacturing Co., a corporation, alleging shipment by it, in violation of the Food and Drugs Act, on or about January 5, 1910, from the State of Pennsylvania into the State of New York, of six packages of a food denominated "Eg Nutrine" (Whole Egg Substitute), which was misbranded. The labels on these boxes contained the statements "Eg Nutrine, Whole Egg Substitute", and "1 lb. Eg Nutrine dissolved in one gallon warm or cold water compares in working properties to one gallon or seven or eight dozen fresh eggs."

Analysis made by the Bureau of Chemistry showed that the product is a finely divided powder, consisting of corn starch, gum tragacanth, and considerable proteid substances, and that it has the following chemical properties, to wit, water, 6.89 per cent; proteids, 3.40 per cent; fat, 0.14 per cent; ash, 0.76 per cent; lecithin  $P_2O_5$ , 0.0064 per cent; carbohydrates by difference, 88.81 per cent; sucrose, 30.78 per cent. Qualitative tests with  $CuSO_4$  and  $HNO_3$  for albumin, positive. Misbranding was alleged for the reasons that the statements on the aforesaid label are false and misleading and calculated to deceive and mislead the purchaser into believing that said article contains egg and that "1 lb. of Eg Nutrine dissolved in one gallon of warm or cold water compares in working properties to one gallon or seven or eight dozen fresh eggs", when in fact said article does not contain egg, nor does 1 pound of Eg Nutrine dissolved in one gallon of warm or cold water compare in working properties to one gallon or seven or eight dozen fresh eggs, as claimed on said label.

On May 1, 1911, the defendant entered a plea of guilty, and was fined \$100, which was immediately paid.

JAMES WILSON,  
*Secretary of Agriculture.*

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

