

Issued September 23, 1911.

# United States Department of Agriculture,

OFFICE OF THE SECRETARY.

---

## NOTICE OF JUDGMENT NO. 1036.

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

---

### ADULTERATION AND MISBRANDING OF CIDER VINEGAR.

On January 3, 1911, the United States Attorney for the Western District of Missouri, acting upon the report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying condemnation and forfeiture of 80 barrels of cider vinegar in the possession of the Security Warehouse Co., Kansas City, Mo.

Examination of samples from said consignment by the Bureau of Chemistry of the United States Department of Agriculture showed the following results: "Solids 1.54%; sugar 0.4%; ash 0.26%; alkalinity of ash 23.8%; acid 6.23%." The libel alleged that the vinegar after transportation from Illinois into the State of Missouri remained in the original unbroken packages, and was adulterated and misbranded in violation of the Food and Drugs Act of June 30, 1906, and was therefore liable to seizure for confiscation. Adulteration was alleged because acetic acid or distilled vinegar had been mixed with the product so as to reduce, lower, and injuriously affect its quality or strength. Misbranding was alleged because the statement on the label, to wit, "Cider Vinegar," was false and misleading and calculated to deceive the purchaser.

On May 24, 1911, no person appearing as claimant of said vinegar, it was ordered by the court that the libel be taken pro confesso for default of answer thereto, and that the product be condemned and forfeited to the United States; and the marshal was directed to properly brand said 80 barrels of cider vinegar, indorsing on the label of said barrels the word "imitation" three times as large in size as the words "cider vinegar", and after relabelling to sell the goods at public auction to the highest bidder.

WILLIS L. MOORE,  
*Acting Secretary of Agriculture.*

WASHINGTON, D. C., August 3, 1911.

