

# United States Department of Agriculture,

OFFICE OF THE SECRETARY.

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## NOTICE OF JUDGMENT NO. 1354.

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

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### MISBRANDING OF VERMOUTH.

On October 14, 1911, the United States Attorney for the Western District of Missouri, acting upon a report of the Secretary of Agriculture, filed information in the District Court of the United States for said district against S. Hirsch Distilling Co., doing business under the name of Minuet Cordial Co., alleging shipment by said company, in violation of the Food and Drugs Act, on or about September 20, 1910, from the State of Missouri into the State of Minnesota of a quantity of vermouth which was misbranded. The product was labeled: "Vermouth, Italian Style (Trade Mark), Vermouth, MC Co. Vino Vermouth, Wine of Wormwood, Guaranteed under Food and Drugs Act June 30, 1906."

Analysis of a sample of said product, made by the Bureau of Chemistry of the United States Department of Agriculture, showed the following results:

Specific gravity.....	1. 06233
Alcohol (per cent by volume).....	20. 83
Solids by specific gravity (grams per 100 cc.).....	22. 64
Nonsugar solids (grams per 100 cc.).....	1. 06
Reducing sugars, direct (grams per 100 cc.).....	21. 39
Reducing sugars, invert (grams per 100 cc.).....	21. 58
Ash (grams per 100 cc.).....	. 08
Alkalinity of water-soluble ash (cc. N/10 acid).....	6. 0
Total P <sub>2</sub> O <sub>5</sub> (mg. per 100 cc.).....	7. 4
Glycerol (grams per 100 cc.).....	. 093
Total tartaric acid (grams per 100 cc.) less than.....	. 025

Misbranding was alleged in the information for the reason that the product is labeled so as to represent that the said vermouth was prepared from wine as a base, and that it was prepared from Italian wine, as a base, and was a product of foreign manufacture, whereas in fact said vermouth was not prepared from wine as a base, and was not a product of foreign manufacture, and therefore the said

marking and labels were false and misleading because they deceived the purchaser into believing that the said vermouth was prepared from wine as a base, and was and is a product of foreign manufacture.

On November 11, 1911, the defendant pleaded guilty and was fined \$50 and costs.

JAMES WILSON,  
*Secretary of Agriculture.*

WASHINGTON, D. C., *January 29, 1912.*

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