

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 1448.

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

ADULTERATION AND MISBRANDING OF VANILLA EXTRACT.

On March 14, 1911, the United States Attorney for the District of New Jersey, acting upon a report from the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying condemnation and forfeiture of a barrel of vanilla extract in the possession of Psichos & Psichos, Orange, N. J. The product was labeled: "XXXX Vanilla—Guaranteed under the Food and Drugs Act, June 30, 1906, Serial No. 6632—Highly concentrated extracts, Fruit Juices, etc. Vanilla, Vanilla Oil, Vanilla Sugar, Vanilla Beans, Vegetable Colors—The William Haigh Co. Manufacturing Chemists, 128 Calvert St., Baltimore, Md."

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

Alcohol (per cent by volume).....	12.4
Methyl alcohol.....	Absent.
Vanillin (per cent).....	.48
Coumarin (per cent).....	.03
Vanilla resins.....	Trace only.
Coloring matter.....	Caramel.

The libel alleged that the product, after shipment by William Haigh Co., Baltimore, Md., from the State of Maryland into the State of New Jersey, remained in the original unbroken package 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 and misbranding was alleged in the libel as follows: "That the said alleged vanilla extract so contained in the said barrel is labeled 'XXXX Vanilla Guaranteed under the Food and Drugs Act June 30, 1906 Serial No. 6632—Highly concentrated extracts fruit juices, etc. vanilla, vanilla oil, vanilla sugar, vanilla beans vegetable colors—The William Haigh Co. Manufacturing Chemists, 128 Calvert St., Baltimore, Md.' which

labels, inscriptions, delineations, and language were then and there intended by their terms and style of display to indicate that the contents of said barrel were pure vanilla extracts, when in truth and in fact the alleged vanilla extract so contained in said barrel was not the product indicated by the terms displayed on the said label thereon, but contained added vanillin, coumarin, and caramel, which were mixed with and substituted for vanilla extract, and was also colored to conceal its inferiority. Your libellant represents that the said alleged vanilla extracts particularly described as aforesaid was intended for consumption as food, and that said article of food, to wit, alleged vanilla extract aforesaid, was adulterated and misbranded and the said labels were intended and calculated to deceive and mislead the purchaser thereof."

On October 25, 1911, the case coming on for hearing, the court found the product adulterated and misbranded as alleged in the libel and entered a decree condemning and forfeiting it to the United States and ordering its destruction by the marshal.

W. M. HAYS,

Acting Secretary of Agriculture.

WASHINGTON, D. C., *April 10, 1912.*

