

## United States Department of Agriculture,

OFFICE OF THE SECRETARY.

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### NOTICE OF JUDGMENT NO. 511, FOOD AND DRUGS ACT.

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#### MISBRANDING OF CANNED CORN.

(SHORT WEIGHT.)

On or about April 24, 1908, the Iowa Canning Company, of Vinton, Iowa, shipped for sale from Garrison, Iowa, to Arkansas City, Kans., a consignment consisting of 325 cases, more or less, of canned corn. An examination of samples of this product made by the Bureau of Chemistry, United States Department of Agriculture, showed that it was misbranded within the meaning of the Food and Drugs Act of June 30, 1906. As it appeared from the findings of the analyst and the report made that the shipment was liable to seizure under section 10 of the act, the Secretary of Agriculture reported the facts to the United States attorney for the District of Kansas.

In due course a libel was filed in the District Court of the United States for the District of Kansas, charging the shipment, as aforesaid, and alleging that the product was misbranded, in that the said cases were labeled, "2 Doz. 2-lb. Pride of Garrison Extra Quality Sugar Corn. Packed by the Garrison Canning Co., Garrison, Iowa," when in truth the said cases, instead of containing 2 dozen cans of 2 pounds each, contained 2 dozen cans of much less than 2 pounds each, said cans being about 21 ounces in weight.

The libel also prayed seizure and condemnation of the product aforesaid for the reasons therein set forth. Thereafter the Ranney-Davis Mercantile Company appeared as claimant to the property seized and moved the court to discharge said property. Whereupon the court decreed that the goods be delivered to said claimants, upon the payment of all costs by the said Ranney-Davis Mercantile Com-

pany, and upon the execution by said company of a good and sufficient bond in the sum of one thousand dollars, to be approved by the court, conditioned that said goods seized, as aforesaid, should not be sold or otherwise disposed of contrary to law, state or national.

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., *July 6, 1910.*

