

United States Department of Agriculture,

BUREAU OF CHEMISTRY.

C. L. ALSBERG, CHIEF OF BUREAU.

SERVICE AND REGULATORY ANNOUNCEMENTS. SUPPLEMENT.

N. J. 4851—4900.

[Approved by the Acting Secretary of Agriculture, Washington, D. C. Sept. 18, 1917.]

NOTICES OF JUDGMENT UNDER THE FOOD AND DRUGS ACT.

[Given pursuant to section 4 of the Food and Drugs Act.]

4851. Misbranding of shorts. U. S. * * * v. The Blaker Milling Co., a corporation. Plea of guilty. Fine, \$25 and costs. (F. & D. No. 6445. I. S. No. 9774-e.)

On December 15, 1915, the United States attorney for the district of Kansas, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district an information against the Blaker Milling Co., a corporation, Pleasanton, Kans., alleging shipment by said company, in violation of the Food and Drugs Act, on or about April 22, 1913, from the State of Kansas into the State of Missouri, of a quantity of shorts, which article was misbranded. The article was labeled: "100 Pounds Pure Wheat Shorts. Made by The Blaker Milling Co., Pleasanton Kans. Guaranteed Analysis: Crude Protein not less than 17.50%; Crude fat not less than 4.00%; Carbohydrates not less than 58.00%; Crude Fiber not over 6.50%. Ingredients, Wheat Product Only."

Analysis of a sample of the article by the Bureau of Chemistry of this department showed the following results:

Crude protein (per cent)-----	15.88
Ether extract (crude fat) (per cent)-----	3.00

Misbranding of the article was alleged in the information for the reason that the statement, to wit, "Crude protein not less than 17.50%; Crude fat not less than 4.00%," borne on the sack containing the article, was false and misleading, in that it represented that the article contained not less than 17.50 per cent of crude protein and not less than 4 per cent of crude fat; and for the further reason that it was labeled as aforesaid so as to deceive and mislead the purchaser into the belief that it contained 17.50 per cent of crude protein and 4 per cent of crude fat, whereas, in truth and in fact, it did not contain said amounts of crude protein and crude fat, but contained less amounts, to wit, 15.88 per cent of crude protein and 3 per cent of crude fat.

On January 21, 1916, the defendant company entered a plea of guilty to the information, and the court imposed a fine of \$25 and costs.

CART VROOMAN, *Acting Secretary of Agriculture.*