

**5048. Adulteration and misbranding of cottonseed meal. U. S. * * *
 v. The Bartlett Co., a corporation. Plea of guilty. Fine, \$50.
 (F. & D. No. 7032. I. S. No. 13514-k.)**

On March 24, 1916, the United States attorney for the Eastern District of Michigan, 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 Bartlett Co., a corporation, Jackson, Mich., alleging shipment by said company, in violation of the Food and Drugs Act, on or about September 10, 1914, from the State of Michigan into the State of Indiana, of a quantity of cottonseed meal which was adulterated and misbranded. The article was labeled in part: "Bartlett Creamo Brand Cotton Seed Meal * * *. Protein 25 to 35 per cent, Carbohydrates (Sugar and Starch) 35 per cent * * * Guaranteed not less than 20 per cent protein * * * J. E. Bartlett Co., Jackson, Mich."

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

Protein (per cent)_____	19.63
Sugar and starch (per cent)_____	3.45
At least 56 per cent of hulls present.	

Adulteration of the article was alleged in the information, for the reason that a certain substance—to wit, cottonseed hulls—had been mixed and packed therewith, so as to reduce, lower, and injuriously affect its quality and strength, and had been substituted in part for cottonseed meal, which the article purported to be.

It was charged in substance in the information that the article was misbranded, for the reason that the statements regarding the article and the ingredients, and substances contained therein, appearing on the labels, to wit, "* * * Cottonseed Meal," "Protein 25 to 35 per cent," "Guaranteed not less than 20 per cent Protein" and "Carbohydrates (Sugar and Starch), 35 per cent," were false and misleading, in that they represented to purchasers thereof that article consisted wholly of cottonseed meal; that it contained between 20 and 35 per cent of protein and 35 per cent of sugar and starch; and for the further reason that it was labeled as aforesaid so as to deceive and mislead the purchasers into the belief that it consisted wholly of cottonseed meal; that it contained between 20 and 35 per cent of protein and 35 per cent of sugar and starch, when, in truth and in fact, it did not, but consisted of, to wit, a mixture of cottonseed meal and hulls, in approximately equal proportions, and contained 19.63 per cent of protein and contained 3.45 per cent of sugar and starch.

On January 5, 1917, the defendant company entered a plea of guilty to the information, and the court imposed a fine of \$50.

CARL VROOMAN, *Acting Secretary of Agriculture.*