

**5282. Misbranding of cottonseed meal. U. S. \* \* \* v. Tecumseh Oil & Cotton Co., a corporation. Plea of guilty. Fine, \$50. (F. & D. No. 7706. I. S. No. 16082-1.)**

On November 13, 1916, the United States attorney for the Western District of Oklahoma, 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 Tecumseh Oil & Cotton Co., a corporation, doing business at Tecumseh, Okla., alleging shipment by said company, in violation of the Food and Drugs Act, on or about December 12, 1915, from the State of Oklahoma into the State of Iowa, of a quantity of an article labeled in part, "Good Luck Brand Cotton Seed Meal," which was misbranded.

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

Crude fiber (per cent)-----	13.82
Nitrogen (per cent)-----	5.63
Ammonia (per cent)-----	6.82
Protein (per cent)-----	35.19

The above examination shows the article to contain less than 8 per cent ammonia, less than 41 per cent protein, less than 6½ per cent nitrogen, and more than 9 per cent crude fiber.

Misbranding of the article was alleged in substance in the information for the reason that the statement, to wit, "Analysis Ammonia 8 per cent Protein 41 per cent Nitrogen 6½ per cent \* \* \* Crude Fibre Not Over 9 per cent," borne on the tags attached to the sacks regarding the article and the ingredients and substances contained therein, was false and misleading in that it represented that said article contained not less than 8 per cent of ammonia, not less than 41 per cent of protein, not less than 6½ per cent of nitrogen, and not more than 9 per cent of crude fiber; 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 not less than 8 per cent of ammonia, not less than 41 per cent of protein, not less than 6½ per cent of nitrogen, and not more than 9 per cent of crude fiber, when, in truth and in fact, it contained less than 8 per cent of ammonia, less than 41 per cent of protein, less than 6½ per cent of nitrogen, and more than 9 per cent of crude fiber.

On January 30, 1917, the defendant company entered a plea of guilty to the information, and the court imposed a fine of \$50.

R. A. PEARSON, *Acting Secretary of Agriculture.*