

**5577. Misbranding of "Buckeye Prime Cottonseed Meal." U. S. * * *
 v. The Buckeye Cotton Oil Co., a corporation. Plea of guilty.
 Fine, \$100 and costs. (F. & D. No. 8081. I. S. No. 19908-1.)**

On March 31, 1917, the United States attorney for the Western District of Tennessee, 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 Buckeye Cotton Oil Co., a corporation, doing business at Memphis, Tenn., alleging shipment by said company, in violation of the Food and Drugs Act, on or about April 28, 1916, from the State of Tennessee into the State of Kentucky, of a quantity of an article labeled in part, "Buckeye Prime Cottonseed 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) -----	14.88
Protein (N x 6.25) (per cent) -----	35.0
Nitrogen (per cent) -----	5.60
Ammonia (per cent) -----	6.80

Misbranding of the article was alleged in the information for the reason that the statements regarding the article and the ingredients and substances contained therein appearing on the label, to wit, "Guaranteed Analysis Protein 38.62 per cent minimum * * * Ammonia 7.50 per cent minimum Nitrogen 6.18 per cent minimum Crude Fibre 12 per cent maximum," were false and misleading in that they represented to purchasers that the article contained not less than 38.62 per cent of protein, 7.50 per cent of ammonia, and 6.18 per cent of nitrogen, and not more than 12 per cent crude fiber; and for the further reason that it was labeled as aforesaid so as to deceive and mislead the purchasers into the belief that it contained not less than 38.62 per cent of protein, 7.50 per cent of ammonia, and 6.18 per cent of nitrogen, and not more than 12 per cent of crude fiber, when, in truth and in fact, it contained less than 38.62 per cent of protein, 7.50 per cent of ammonia, and 6.18 per cent of nitrogen, and more than 12 per cent of crude fiber.

On June 18, 1917, the defendant company entered a plea of guilty to the information, and the court imposed a fine of \$100 and costs.

C. F. MARVIN, *Acting Secretary of Agriculture.*