

5961. Misbranding of dairy feed. U. S. * * * v. Golden Grain Milling Co., a corporation. Plea of guilty. Fine, \$50 and costs. (F. & D. No. 8291. I. S. No. 4404-1.)

On July 12, 1917, the United States attorney for the Eastern District of Illinois, 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 Golden Grain Milling Co., a corporation, doing business at East St. Louis, Ill., alleging shipment by said company, in violation of the Food and Drugs Act, on or about January 17, 1916, from the State of Illinois into the State of Georgia, of a quantity of an article labeled in part, "Golden Grain Dairy Feed," which was misbranded.

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

Ether extract (per cent)-----	2.08
Crude fiber (per cent)-----	20.2
Protein (N×6.25) (per cent)-----	15.5

These results show that the product contains less fat, less protein, and more fiber than is guaranteed upon the label.

Misbranding of the article was alleged in the information for the reason that the statement borne on the sacks and on the tags attached thereto, regarding the article and the ingredients and the substances contained therein, to wit, "Guaranteed Analysis: Protein 16½%, Fat 3½%, Fibre 12%," was false and misleading in that it represented that the article contained not less than 16½ per cent of protein, not less than 3½ per cent of fat, and not more than 12 per cent of 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 16½ per cent of protein, not less than 3½ per cent of fat, and not more than 12 per cent of fiber, whereas, in truth and in fact, it contained less than the amounts indicated of protein and fat and more than 12 per cent of fiber, to wit, approximately 15.5 per cent of protein, approximately 2.08 per cent of fat, and approximately 20.2 per cent of fiber.

On November 19, 1917, the defendant company entered a plea of guilty to the information, and the court imposed a fine of \$50 and costs.

CARL VROOMAN, *Acting Secretary of Agriculture.*