

**6052. Misbranding of cottonseed meal. U. S. \* \* \* v. Union Seed & Fertilizer Co., a corporation. Plea of guilty. Fine, \$25 and costs. F. & D. No. 8606. I. S. No. 20069-m.)**

On January 12, 1918, the United States attorney for the Eastern District of Missouri, 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 Union Seed & Fertilizer Co., a corporation, doing business at St. Louis, Mo., alleging shipment by said company, in violation of the Food and Drugs Act, on or about March 20, 1916, from the State of Missouri into the State of Illinois, of a quantity of an article labeled in part, "American Red Tag 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)-----	13.0
Nitrogen (per cent)-----	5.81
Ammonia (NH <sub>3</sub> ) (per cent)-----	7.06
Protein (N×6.25) (per cent)-----	36.3

The above analysis shows that this product contains less nitrogen, ammonia, and protein, and more crude fiber than declared on the label.

Misbranding of the article was alleged in substance in the information for the reason that the statement, to-wit, "Guarantee Ammonia not less than 7.50 Nitrogen not less than 6.17 Protein not less than 38.55 \* \* \* Crude fiber not more than 11.50 Per Cent," borne on the tags attached to the sacks containing the article, regarding it and the ingredients and substances contained therein, was false and misleading in that it represented that the article contained not less than 7.50 per cent of ammonia, not less than 6.17 per cent of nitrogen, not less than 38.55 per cent of protein, and not more than 11.50 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 7.50 per cent of ammonia, not less than 6.17 per cent of nitrogen, not less than 38.55 per cent of protein, and not more than 11.50 per cent of crude fiber, whereas, in truth and in fact, it contained less ammonia, nitrogen, and protein, and more crude fiber than was declared on the label, to-wit, approximately 7.06 per cent of ammonia, approximately 5.81 per cent of nitrogen, approximately 36.3 per cent of protein, and approximately 13.0 per cent of crude fiber.

On March 5, 1918, the defendant company entered a plea of guilty to the information, and the court imposed a fine of \$25 and costs.

CARL VROOMAN, *Acting Secretary of Agriculture.*