

company, in violation of the Food and Drugs Act, as amended, on or about January 26, 1918 (2 shipments), from the State of Texas into the State of Nevada, of quantities of an article, labeled in part "Cracked Cottonseed Feed Number Four," which was misbranded.

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

	One shipment.	Other shipment.
Average gross weight of 60 sacks (pounds)-----	95.25	89.85
Average net weight per sack (pounds)-----	94.50	89.10

Misbranding of the article in each shipment was alleged in the information for the reason that the statement on the label, to wit, "100 Pounds (net)," borne on the sack containing the article, regarding it, was false and misleading in that it represented that said sack contained 100 pounds net of the article, and for the further reason that it was labeled as aforesaid so as to deceive and mislead the purchaser into the belief that said sack contained 100 pounds net of the article, whereas, in truth and in fact, it did not contain 100 pounds net of the article, but contained a less amount. Misbranding of the article was alleged for the further reason that it was food in package form, and the quantity of the contents was not plainly and conspicuously marked on the outside of the package.

On June 2, 1919, the defendant company entered a plea of nolo contendere to the information, and the court imposed a fine of \$100.

E. D. BALL, *Acting Secretary of Agriculture.*

6980. Adulteration of scallops. U. S. * * * v. Wallace M. Quinn (Wallace M. Quinn Co.). Plea of guilty. Fine, \$25 and costs. (F. & D. No. 9117. I. S. Nos. 1223-p, 1498-p, 3926-p, 6805-p.)

On November 26, 1918, the United States attorney for the Eastern District of North Carolina, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district an information against Wallace M. Quinn, trading as the Wallace M. Quinn Co., Morehead City, N. C., alleging shipment by the said defendant, in violation of the Food and Drugs Act, on or about January 22, 1918, and March 19, 1918, from the State of North Carolina into the State of New York, and on or about February 2, 1918, and January 16, 1918, into the State of Georgia, of quantities of scallops which were adulterated.

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

	Total solids (per cent).
Shipment of January 22-----	11.27
Shipment of March 19-----	12.90
Shipment of February 2-----	10.95
Shipment of January 16-----	11.12

Adulteration of the article in each shipment was alleged in substance in the information for the reason that a substance, to wit, added water, had been mixed therewith so as to lower and reduce and injuriously affect its quality and had been substituted in part for scallops, which the article purported to be.

On November 5, 1919, the defendant entered a plea of guilty to the information, and the court imposed a fine of \$25 and costs.

E. D. BALL, *Acting Secretary of Agriculture.*