

payment of the costs of the proceedings and the execution of a bond in the sum of \$500, in conformity with section 10 of the act, conditioned in part that it be reworked under the supervision of this department.

HOWARD M. GORE, *Secretary of Agriculture.*

**12621. Misbranding of butter. U. S. v. Ravenna Creamery Co., a Corporation. Plea of guilty. Fine, \$10.** (F. & D. No. 18588. I. S. No. 12101-v.)

On July 15, 1924, the United States attorney for the District of Nebraska, 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 Ravenna Creamery Co., a corporation, Ravenna, Nebr., alleging shipment by said company in violation of the food and drugs act as amended, on or about December 15, 1923, from the State of Nebraska into the State of Wyoming, of a quantity of butter which was misbranded. The article was labeled in part: "Standard of Excellence Ravenna Creamery Co. Ravenna, Nebraska \* \* \* One Pound Net Weight."

Examination by the Bureau of Chemistry of this department of 120 packages of the article showed that the average net weight of the product examined was 15.7 ounces.

Misbranding of the article was alleged in the information for the reason that the statement, to wit, "One Pound Net Weight," borne on the packages containing the said article, was false and misleading in that the said statement represented that each of the packages contained 1 pound net weight of butter, and for the further reason that it was labeled as aforesaid so as to deceive and mislead the purchaser into the belief that each of the said packages contained 1 pound net weight of butter, whereas, in truth and in fact, each of said packages did not contain 1 pound net weight of butter but did contain a less amount. Misbranding was alleged for the further reason that the article was food in package form and the quantity of the contents was not plainly and conspicuously marked on the outside of the package.

On August 26, 1924, a plea of guilty to the information was entered on behalf of the defendant company, and the court imposed a fine of \$10.

HOWARD M. GORE, *Secretary of Agriculture.*

**12622. Misbranding of assorted jellies. U. S. v. 58 Cases of Assorted Jellies. Decree of condemnation and forfeiture. Product released under bond.** (F. & D. No. 17372. I. S. Nos. 7685-v, 7686-v, 7687-v, 7688-v, 7689-v. S. No. W-1354.)

On April 4, 1923, the United States attorney for the District of Utah, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel and on September 12, 1923, an amended libel, praying the seizure and condemnation of 58 cases of assorted jellies remaining in the original unbroken packages at Salt Lake City, Utah, alleging that the article had been shipped by the Lakeside Preserving Co., from Chicago, Ill., on or about November 10, 1922, and transported from the State of Illinois into the State of Utah, and charging misbranding in violation of the food and drugs act. The article was labeled in part: (Jar) "Colonial Brand Pure Fruit Jelly Apple And Strawberry" (or "Apple And Currant," or "Apple And Grape," or "Apple And Raspberry," or "Apple").

Misbranding of the article was alleged in the libel as amended for the reason that the statements on the labels, "Pure Fruit Jelly" and "Apple And Strawberry," or "Apple And Currant," or "Apple And Grape," or "Apple," or "Apple And Raspberry," as the case might be, were false and misleading and deceived and misled the purchaser.

On October 4, 1923, the Lakeside Preserving Co., Chicago, Ill., having appeared as claimant for the property and having consented to the entry of a decree, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be released to the said claimant upon payment of the costs of the proceedings and the execution of a bond in the sum of \$300, in conformity with section 10 of the act.

HOWARD M. GORE, *Secretary of Agriculture.*

**12623. Adulteration and misbranding of corn meal. U. S. v. Mayo Milling Co., Inc., a Corporation. Plea of guilty. Fine, \$50.** (F. & D. No. 17911. I. S. Nos. 1040-v, 2728-v.)

On or about January 3, 1924, the United States attorney for the Eastern District of Virginia, acting upon a report by the Secretary of Agriculture, filed