

15381. Adulteration and misbranding of cottonseed meal. U. S. v. 30 Sacks of Cottonseed Meal. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 21498. I. S. No. 13604-x. S. N. E-5919.)

On or about January 3, 1927, the United States attorney for the Southern District of Florida, acting upon a report by the Secretary of Agriculture filed in the District Court of the United States for said district a libel praying seizure and condemnation of 300 sacks of cottonseed meal, remaining in the original unbroken packages at Miami, Fla., alleging that the article had been shipped by the Empire Cotton Oil Mills, from Valdosta, Ga., on or about November 2, 1926, and transported from the State of Georgia into the State of Florida, and charging adulteration and misbranding in violation of the food and drugs act. The article was labeled in part: "100 Lbs. * * * Second Class Cottonseed Meal * * * Guaranteed Analysis Ammonia * * * 7.00%."

Adulteration of the article was alleged in the libel for the reason that a substance, cottonseed feed which contained less than 7 per cent ammonia, had been mixed and packed therewith so as to reduce, lower, and injuriously affect its quality and strength, and had been substituted wholly or in part for the said article.

Misbranding was alleged for the reason that the statement "Ammonia * * * 7.00%," borne on the label, was false and misleading and deceived and misled the purchaser.

On March 26, 1927, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the 9 sacks of the product actually seized be destroyed by the United States marshal.

R. W. DUNLAP, *Acting Secretary of Agriculture*

15382. Adulteration of butter. U. S. v. 10 Boxes of Butter. Product reworked and ordered released. (F. & D. No. 21274. I. S. No. 11031. S. No. W-2002.)

On or about August 3, 1926, the United States attorney for the Southern District of California, acting upon a report by the Secretary of Agriculture filed in the District Court of the United States for said district a libel praying seizure and condemnation of 10 boxes of butter, remaining in the original unbroken packages at Los Angeles, Calif., alleging that the article had been shipped by the Farmers Union Cooperative Creamery, from Billings, Mont., on or about July 15, 1926, and transported from the State of Montana into the State of California, and charging adulteration in violation of the food and drugs act. The article was labeled in part: "Sweet Grass Creamery, Big Timber, Mont."

It was alleged in the libel that the article was adulterated, in that a product deficient in milk fat had been substituted wholly or in part for butter, and in that a valuable constituent, namely, milk fat, had been partially abstracted from the said article.

On September 30, 1926, the Sweet Grass County Creamery and J. H. Troy, Big Timber, Mont., having appeared as claimants for the property, and the court having found that the product had been reworked and made to conform with the requirements of the law, a decree was entered ordering that it be released to the said claimants upon payment of the costs of the proceedings, and that the bond theretofore filed be exonerated.

R. W. DUNLAP, *Acting Secretary of Agriculture*

15383. Adulteration of butter. U. S. v. 51 Tubs of Butter. Decree of condemnation and forfeiture entered. Product released under bond. (F. & D. No. 21162. I. S. No. 5541-x. S. No. E-5781.)

On June 24, 1926, the United States attorney for the District of Massachusetts, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying seizure and condemnation of 51 tubs of butter, remaining in the original unbroken packages at Boston, Mass., consigned about June 5, 1926, alleging that the article had been shipped by the Miles Friedman Co., Chicago, Ill., and transported from the State of Illinois into the State of Massachusetts, and charging adulteration in violation of the food and drugs act.

It was alleged in the libel that the article was adulterated, in that it was deficient in butterfat.