

15662. Misbranding of cottonseed meal. U. S. v. 19 Tons of Cottonseed Meal. Decree of condemnation and forfeiture entered. Product released under bond. (F. & D. No. 22182. I. S. No. 11871-x. S. No. 231.)

On November 21, 1927, the United States attorney for the District of Maryland, 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 19 tons of cottonseed meal, remaining in the original unbroken packages at Thurmont, Md., alleging that the article had been shipped by R. N. Neal & Co., from Tiptonville, Tenn., on or about October 10, 1927, and had been transported from the State of Tennessee into the State of Maryland, and charging misbranding in violation of the food and drugs act. The article was labeled in part: "41% * * * Triangle Brand Cotton Seed Meal Manufactured for R. N. Neal & Company, Memphis, Tenn. Guaranteed Analysis Protein (Equivalent to 8% Ammonia) 41.00% Nitrogen 6.58%."

It was alleged in the libel that the article was misbranded in that the statements "41% (in triangle) * * * Guaranteed Analysis Protein (Equivalent to 8% Ammonia): 41.00% Nitrogen 6.58%," borne on the label, were false and misleading and deceived and misled the purchaser. Misbranding was alleged for the further reason that the article was offered for sale under the distinctive name of another article.

On January 9, 1928, the Lake County Oil Mills, Tiptonville, Tenn., having appeared as claimant for the property, 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 \$2,000, conditioned in part that it not be sold or disposed of until relabeled to conform with the law.

W. M. JARDINE, *Secretary of Agriculture.*

15663. Misbranding of catsup, U. S. v. 150 Cases of Catsup. Decree of condemnation and forfeiture entered. Product released under bond. (F. & D. No. 22485. I. S. No. 20239-x. S. No. 612.)

On February 25, 1928, the United States attorney for the Eastern District of Pennsylvania, 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 150 cases of catsup, remaining in the original unbroken packages at Philadelphia, Pa., consigned by W. M. Harris & Sons Co., Wyoming, Del., alleging that the article had been shipped from Wyoming, Del., on or about February 16, 1928, and had been transported from the State of Delaware into the State of Pennsylvania, and charging misbranding in violation of the food and drugs act. The article was labeled in part: "Harris Star Brand Catsup * * * Packed by W. M. Harris & Sons Co., Wyoming, Del."

Analysis of a sample of the article showed the presence of artificial coloring.

It was alleged in the libel that the article was misbranded in that the designation on the label, "Catsup," was false and misleading and deceived and misled the purchaser.

On March 15, 1928, the W. M. Harris & Sons Co., Wyoming, Del., having appeared as claimant for the property, 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 \$600, conditioned in part that it not be sold or otherwise disposed of contrary to law, and be relabeled under the supervision of this department.

W. M. JARDINE, *Secretary of Agriculture.*

15664. Misbranding of cottonseed meal. U. S. v. 500 Sacks of Cottonseed Meal. Decree of condemnation and forfeiture entered. Product released under bond. (F. & D. No. 22187. I. S. No. 19207-x. S. No. 229.)

On or about November 26, 1927, the United States attorney for the District of Vermont, 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 500 sacks of cottonseed meal at Winooski, Vt., alleging that the article had been shipped by Humphreys Godwin Co., from Uniontown, Ala., November 10, 1927, and transported from the State of Alabama into the State of Vermont, and charging misbranding in violation of the food and drugs act. The article was labeled in part: "The Dixie Brand Cottonseed Meal Choice Prime * * * Guaranteed Analysis Minimum Protein 41.12%. Guaranteed by Humphreys Godwin Company, Memphis, Tenn."