

17507. Adulteration and misbranding of cottonseed meal. U. S. v. 300 Sacks of Cottonseed Meal. Default decree of destruction. (F. & D. No. 24584. I. S. No. 016939. S. 2925.)

Samples of cottonseed meal from the herein-described interstate shipment having been found to contain less ammonia and protein than declared on the label, the Secretary of Agriculture reported the facts to the United States attorney for the Eastern District of Tennessee.

On March 3, 1930, the United States attorney 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 Athens, Tenn., alleging that the article had been shipped by the Rome Oil Mill, Rome, Ga., on or about January 21, 1930, and transported from the State of Georgia into the State of Tennessee, and charging adulteration and misbranding in violation of the food and drugs act. The article was labeled in part: "Etowah Brand Cottonseed Meal, Manufactured by Rome Oil Mill, Rome, Ga. Guaranteed Analysis Ammonia 7% Crude Protein 36%."

It was alleged in the libel that the article was adulterated in violation of section 7 of the act in that it was deficient in protein and ammonia.

Misbranding was alleged for the reason that the statements on the label, "Cottonseed Meal Guaranteed Analysis Ammonia 7.00%, Crude Protein 36.00%," were false and misleading and deceived and misled the purchaser since the ammonia content was less than 7 per cent, and the protein content was less than 36 per cent.

On March 24, 1930, no claimant having appeared for the property and the Rome Oil Mills of Rome, Ga., having agreed that judgment of condemnation and forfeiture be entered in the case, it was ordered by the court that the product be destroyed by the United States marshal.

ARTHUR M. HYDE, *Secretary of Agriculture.*

17508. Adulteration of canned spinach. U. S. v. 9½ Cases of Canned Spinach. Default order of destruction entered. (F. & D. No. 23787. I. S. No. 04162. S. 1997.)

Samples of canned spinach from the herein-described shipment having been found to contain decomposed material, the Secretary of Agriculture reported the matter to the United States attorney for the Southern District of West Virginia.

On August 15, 1929, the United States attorney filed in the District Court of the United States for the said district a libel praying seizure and condemnation of 9½ cases of canned spinach at Huntington, W. Va., alleging that the article had been shipped by the Comstock Canneries (Inc.), from Marion, N. Y., on or about March 16, 1929, and transported from the State of New York into the State of West Virginia, and charging adulteration in violation of the food and drugs act. The article was labeled in part: "Sweet Violet Brand Extra Fine Spinach * * * Mt. Morris Canning Co., Mt. Morris, N. Y."

It was alleged in the libel that the article was adulterated in that it consisted wholly or in part of a filthy, putrid, decomposed vegetable substance.

On October 7, 1929, no claimant having appeared for the property, judgment was entered ordering that the product be destroyed by the United States marshal.

ARTHUR M. HYDE, *Secretary of Agriculture.*

17509. Adulteration and misbranding of coffee. U. S. v. 4 Cases of Coffee. Default decree of condemnation and destruction. (F. & D. No. 24525. I. S. No. 029941. S. No. 2807.)

Samples of coffee from the herein-described interstate shipment having been found to contain chaff, the Secretary of Agriculture reported the matter to the United States attorney for the Southern District of Mississippi.

On February 13, 1930, the United States attorney filed in the District Court of the United States for said district a libel praying seizure and condemnation of 4 cases of coffee at Jackson, Miss., alleging that the article had been shipped by the Maury Cole Co, from Memphis, Tenn., on or about August 16, 1929, and transported from the state of Tennessee into the State of Mississippi, and charging adulteration and misbranding in violation of the food and drugs act. The article was labeled in part: (Cans) "Mar Co Brand * * * a Scientific Blend of Coffee and Chicory * * * packed by Maury Cole Co."