

which should contain not less than 80 percent of milk fat as provided by the act of March 4, 1923.

On October 3, 1935, no claimant having appeared, judgment of condemnation was entered and it was ordered that the product be destroyed.

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

25237. Misbranding of cottonseed screenings. U. S. v. Humphreys-Godwin Co. Plea of guilty. Fine, \$50 and costs. (F. & D. no. 35895. Sample no. 27407-B.)

This case was based on a shipment of cottonseed screenings that contained less protein than declared on the label.

On October 14, 1935, the United States attorney for the Western District of Tennessee, acting upon a report by the Secretary of Agriculture, filed in the district court an information against Humphreys-Godwin Co., a corporation, trading at Memphis, Tenn., alleging shipment by said company in violation of the Food and Drugs Act on or about November 1, 1934, from the State of Tennessee into the State of Kansas, of a quantity of cottonseed screenings which were misbranded. The product was invoiced as "41% cottonseed scgs" and was labeled in part: "41% Protein-Prime Quality Dixie Brand—100 lbs. net Guaranteed Analysis Min. Protein 41% * * * Guaranteed by Humphreys-Godwin Co., Memphis, Tenn."

The article was alleged to be misbranded in that the statements, "41% Protein * * * Guaranteed Analysis Min. Protein 41%", borne on the tags attached to the bags containing the article, were false and misleading, and for the further reason that the article was labeled so as to deceive and mislead the purchaser, since it contained less than 41 percent of protein.

On December 11, 1935, a plea of guilty was entered on behalf of the defendant company and the court imposed a fine of \$50 and costs.

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

25238. Misbranding of cottonseed meal. U. S. v. Missouri Cotton Oil Co. Plea of guilty. Fine, \$150 and costs. (F. & D. no. 35893. Sample no. 27409-B.)

This case was based on a shipment of cottonseed meal which was short in weight.

On July 22, 1935, the United States attorney for the Eastern District of Illinois, acting upon a report by the Secretary of Agriculture, filed in the district court an information against the Missouri Cotton Oil Co., Cairo, Ill., alleging shipment by said company in violation of the Food and Drugs Act, on or about November 16, 1934, from the State of Illinois into the State of Kansas, of a quantity of cottonseed meal which was misbranded. The article was labeled in part: (Tag) "100 Pounds Net * * * Manufactured For Feeders Supply and Mfg. Co. * * * Kansas City, Mo."

The article was alleged to be misbranded in that the statement "100 Pounds Net", borne on the tag attached to the sack containing the article, was false and misleading, and for the further reason that it was labeled so as to deceive and mislead the purchaser since the sacks did not contain 100 pounds of the article, but did contain in the greater number thereof less than 100 pounds.

On October 9, 1935, a plea of guilty was entered on behalf of the defendant company and the court imposed a fine of \$150 and costs.

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

25239. Adulteration of canned peaches. U. S. v. Roberts Bros., Inc. Plea of guilty. Fine, \$100. (F. & D. no. 35891. Sample nos. 3919-B, 3920-B, 4046-B, 4221-B, 11390-B, 16407-B, 18849-B, 18850-B, 27834-B.)

This case was based on an interstate shipment of canned peaches, samples of which were found to be wormy and worm-eaten.

On November 6, 1935, the United States attorney for the Middle District of Georgia, acting upon a report by the Secretary of Agriculture, filed in the district court an information against Roberts Bros. Inc., trading at Americus, Ga., alleging shipment by said company in violation of the Food and Drugs Act, on or about July 7, July 12, July 21, July 24, and August 1, 1934, from the State of Georgia into the States of Texas, Louisiana, and Tennessee, of quantities of canned peaches which were adulterated. The article was labeled in part: "Indian Hunter Brand * * * Peaches * * * Distributed by Roberts Bros. Inc. Main Office Baltimore, Md."