

ALLEGED SHIPMENT: On or about July 3 and August 5, 1944, from the State of Missouri into the State of North Carolina.

LABEL, IN PART: "Jack Rabbit 17% Protein Dehydrated Alfalfa Meal," or "Jack Rabbit Dehydrated Alfalfa Leaf Meal."

NATURE OF CHARGE: Misbranding, Section 403 (a), the label statements, "17% Protein" and "Guaranteed Analysis Crude Protein, Not Less Than 17.0 Percent * * * Crude Fibre, Not More Than 27.0 Percent," in regard to the alfalfa meal, and "Guaranteed Analysis Crude Protein, Not Less Than 20.0 Percent * * * Crude Fibre, Not More Than 18.0 Percent," in regard to the alfalfa leaf meal, were false and misleading since the articles contained, respectively, not more than 11.94 percent and 17.76 percent of crude protein and not less than 29.55 percent and 25.75 percent of crude fiber.

DISPOSITION: October 8, 1945. A plea of guilty having been entered on behalf of the defendant, the court imposed a fine of \$300 on each count.

8589. Misbranding of poultry mash and dairy feed. U. S. v. Whyte Feed Mills. Plea of nolo contendere. Fine, \$250. (F. D. C. No. 16538. Sample Nos. 34201-H, 34202-H.)

INFORMATION FILED: September 13, 1945, Eastern District of Arkansas, against the Whyte Feed Mills, a partnership, Pine Bluff, Ark.

ALLEGED SHIPMENT: On or about December 13, 1944, from the State of Arkansas into the State of Texas.

LABEL, IN PART: "Special Horseshoe Egg Mash," or "Ozark Dairy Feed."

NATURE OF CHARGE: Misbranding, Section 403 (a), the label statement on the egg mash, "Guaranteed Analysis: Crude Protein Not less than—18.00 Percent," was false and misleading since the article contained not more than 15.32 percent of crude protein; and the label statements on the dairy feed, "Guaranteed Analysis: * * * Crude Fiber Not More than—15.00 Percent Nitrogen-Free Extract not less than—45.00 Percent," were false and misleading since the article contained not less than 19.11 percent of crude fiber and not more than 34.25 percent of nitrogen-free extract.

DISPOSITION: September 25, 1945. A plea of nolo contendere having been entered, the court imposed a fine of \$25.

8590. Misbranding of Egg-O-Milk Co.'s Blend (poultry and cattle feed). U. S. v. 45 Bags of Egg-O-Milk Co.'s Blend. Default decree of condemnation. Product ordered distributed to charitable institutions or destroyed. (F. D. C. No. 15703. Sample No. 3414-H.)

LIBEL FILED: March 28, Middle District of Pennsylvania.

ALLEGED SHIPMENT: On or about September 28, 1944, and January 10, 1945, by the Egg-O-Milk Co., from Baltimore, Md.

PRODUCT: 45 100-pound bags of Egg-O-Milk Co.'s Blend at York, Pa. The product consisted essentially of soybean flour, wheat flour, small amounts of whole wheat particles resembling a malted wheat, spray-dried grains resembling those of dried egg, and a trace of yeast.

LABEL, IN PART: "Egg-O-Milk Co.'s Blend Buttermilk, Skim Milk, Malt Flour (Wheat Malt, Barley Malt, Soy Malt), Powdered Egg-Yolk, Yeast."

NATURE OF CHARGE: Misbranding, Section 403 (a), the name "Egg-O-Milk Co.'s Blend" was misleading since the article was formerly sold under the name "Egg-O-Milk," and this name implied that the article consisted essentially of egg and milk. Further misbranding, Section 403 (a), the label statement, "Buttermilk, Skim Milk, Malt Flour (Wheat Malt, Barley Malt, Soy Malt), Powdered Egg-Yolk, Yeast," was false and misleading as applied to an article containing little, if any, buttermilk or skim milk.

DISPOSITION: On October 29, 1945, the Egg-O-Milk Co. having withdrawn its answer to the libel, judgment of condemnation was entered and it was ordered that the product be distributed to such charitable institutions as might use it for the feeding of farm animals. The product was to be destroyed if no charitable institution accepted it for feeding purposes.

8591. Misbranding of Milkmaid Co.'s Blend (poultry and cattle feed). U. S. v. 30 Bags of Milkmaid Co.'s Blend. Default decree of condemnation. Product ordered distributed to charitable institutions or destroyed. (F. D. C. No. 15937. Sample No. 3213-H.)

LIBEL FILED: April 19, 1945, Middle District of Pennsylvania.

ALLEGED SHIPMENT: On or about February 15, 1945, by the Gerard Milk Products Co., from Baltimore, Md.