

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 464, FOOD AND DRUGS ACT.

MISBRANDING OF MIXED FEED.

On or about March 8, 1909, Jesse B. Huff, doing business under the firm name and style "Bridgeport Mills", Bridgeport, Tenn., with L. H. Kelly as manager, shipped from the State of Tennessee to the State of North Carolina a consignment of stock feed. Samples from the above shipment were procured and analyzed by the Bureau of Chemistry, United States Department of Agriculture, and as the findings of the analyst and report made indicated that the product was misbranded within the meaning of the Food and Drugs Act of June 30, 1906, the said Jesse B. Huff and L. H. Kelly, and the party from whom the samples were procured, were afforded opportunities for hearings. As it appeared after hearings held that said shipment was made in violation of the act, the Secretary of Agriculture reported the facts to the Attorney-General, with a statement of the evidence upon which to base a prosecution.

In due course a criminal information was filed in the District Court of the United States for the Eastern District of Tennessee, charging the above shipment and alleging that the product was misbranded within the meaning of the act in that it was labeled "Mixed Feed, manufactured by the Bridgeport Mills Bridgeport, Tenn., Guar. Analysis: Protein 13.00 per cent.; Fat 4.00 per cent.; Fibre 8.00 per cent.—80 lbs.", whereas in fact said product contained but 8.71 per cent. protein, and no fat at all.

The case coming on for hearing, the United States attorney discontinued as to defendant Jesse B. Huff, and thereupon defendant L. H. Kelly entered a plea of guilty to the information and the court imposed a fine of \$25 and costs of prosecution.

This notice is given pursuant to section 4 of the Food and Drugs Act of June 30, 1906.

W. M. HAYS,
Acting Secretary of Agriculture.

WASHINGTON, D. C., *July 1, 1910.*

