

# United States Department of Agriculture,

OFFICE OF THE SECRETARY.

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## NOTICE OF JUDGMENT NO. 868, FOOD AND DRUGS ACT.

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### MISBRANDING OF STOCK FEEDS—"ALFARINE" AND "TRUEBLOOD'S HARVEST QUEEN FEED."

On or about January 25 and April 3, 1909, the Alfalfa Milling Company, a corporation, Hobart, Okla., shipped from the State of Oklahoma to the State of Georgia two consignments of stock feed, the former of which was labeled: "This sack contains 100 lbs. Alfarine. Analysis, protein, 13.75%; fat, 3.69%; crude fiber, 15.46%. From Alfalfa Milling Company, Hobart, Oklahoma," and the latter of which was labeled: "Alfalfa Milling Co. Trueblood's, mixed for horses, cattle and hogs. Hobart, Okla. Harvest Queen Feed. This sack contains 100 lbs. Trueblood's mixed feed. Analysis; protein, 13.75%; fat, 3.69%; crude fiber, 15.46%." Samples of these shipments were procured by the Bureau of Chemistry, United States Department of Agriculture, and the former was found to contain moisture, 9.08 per cent; ether extract (fat), 3.83 per cent; protein, 10.44 per cent; and crude fiber, 15.17 per cent, while the latter was found to contain protein, 12.13 per cent, and ether extract (fat), 2.68 per cent. As the findings of the analyst and reports made thereon indicated that the products were misbranded within the meaning of the Food and Drugs Act of June 30, 1906, the said Alfalfa Milling Company and the parties from whom the samples were procured were afforded opportunities for hearings. As it appeared after hearings held that said shipments were made in violation of the act, the Secretary of Agriculture reported the facts to the Attorney General with statements of fact upon which to base prosecutions.

In due course two criminal informations were filed in the District Court of the United States for the Western District of Oklahoma against the said Alfalfa Milling Company, one for each of said shipments, charging the same and alleging that the products so shipped were misbranded in that they were labeled as above set forth, which

labels bore the false and misleading statements that the products each contained 13.75 per cent protein and that the latter product contained 3.69 per cent fat, when in truth and in fact the former did not contain to exceed 10.44 per cent protein, while the latter did not contain to exceed 12.13 per cent protein and 2.68 per cent fat.

On January 9, 1911, the causes came on for hearing, and the defendant entered a plea of guilty to each of the above informations, whereupon the court imposed a fine of \$25 in each case.

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., *May 5, 1911.*