

6357. Misbranding of cottonseed meal. U. S. * * * v. Roberts Cotton Oil Co., a corporation. Plea of guilty. Fine, \$50 and costs. (F. & D. No. 8307. I. S. No. 19652-m.)

On August 8, 1917, the United States attorney for the Eastern District of Illinois, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district an information against the Roberts Cotton Oil Co., a corporation, doing business at Cairo, Ill., alleging shipment by said company, in violation of the Food and Drugs Act, on or about December 11, 1916, from the State of Illinois into the State of Indiana, of a quantity of an article labeled in part, "Memphis Brand Cottonseed Meal," which was misbranded.

Analysis of a sample of the article by the Bureau of Chemistry of this department showed 37.1 per cent crude protein.

Misbranding of the article was alleged in the information for the reason that the statement, to wit, "Guarantee * * * 38.6 per cent. of crude protein," borne on the tags attached to the sacks, regarding the article and the ingredients and substances contained therein, was false and misleading in that it represented that the article contained not less than 38.6 per cent of crude protein; and for the further reason that it was labeled as aforesaid so as to deceive and mislead the purchaser into the belief that it contained not less than 38.6 per cent of crude protein, whereas, in truth and fact, it contained less than 38.6 per cent of crude protein, to wit, 37.1 per cent of crude protein.

On August 3, 1918, the defendant company entered a plea of guilty to the information, and the court imposed a fine of \$50 and costs.

C. F. MARVIN, *Acting Secretary of Agriculture.*