

Lee Fook, Lee Dat Chow, Lee Wing, Mark Chung Mong, One Wah, Lee Leong, and Lee Young Lew, copartners, trading as the Yat Gaw Min Co., New York, N. Y., alleging shipment by said defendants, in violation of the Food and Drugs Act, on or about March 3, 1920, from the State of New York into the State of Maryland, of a quantity of egg noodles which were adulterated and misbranded.

Adulteration of the article was alleged in the information for the reason that a substance, to wit, water or plain noodles, had been mixed and packed therewith so as to reduce and lower and injuriously affect its quality and strength.

Misbranding of the article was alleged for the reason that statements concerning the said article and the ingredients contained therein, to wit, "Our noodles are made of selected flour and fresh eggs. * * * No others like them," were false and misleading in that they represented to the purchaser thereof that the said article was an egg noodle, containing a sufficient and legal amount of egg, and for the further reason that the article was labeled as aforesaid so as to deceive and mislead the purchaser thereof into the belief that it was real egg noodles, whereas, in truth and in fact, it was not egg noodles but was a plain flour and water noodle containing an insufficient amount of egg, if any egg. Misbranding was alleged for the further reason that the said article was a product composed practically or entirely of flour and water prepared by addition of coloring matter in imitation of egg noodles and was offered for sale under the distinctive name of another article, to wit, egg noodles.

On June 27, 1921, the defendants entered pleas of guilty to the information, and the court imposed a fine of \$10.

C. W. PUGSLEY, *Acting Secretary of Agriculture.*

9760. Adulteration of milk. U. S. * * * v. John F. McAdams. Plea of nolo contendere. Fine, \$50. (F. & D. No. 8491. I. S. Nos. 827-m, 829-m, 830-m, 831-m, 832-m, 865-m, 866-m, 867-m, 868-m, 869-m, 896-m, 897-m, 954-m, 955-m, 968-m, 969-m, 13-p.)

On July 15, 1918, the United States attorney for the District of Vermont, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district an information against John F. McAdams, Newport, Vt., alleging shipment by said defendant, in violation of the Food and Drugs Act, on or about July 19 and 20, August 22, 23, and 24, 1916, and August 23, 1917, respectively, from the State of Vermont into the State of Massachusetts, of quantities of milk which was adulterated.

Examination of samples of the article by the Bureau of Chemistry of this department showed an excessive bacterial count.

Adulteration of the article was alleged in the information for the reason that it consisted in whole or in part of a filthy, decomposed, and putrid animal substance.

On August 15, 1921, the defendant entered a plea of nolo contendere to the information, and the court imposed a fine of \$50.

C. W. PUGSLEY, *Acting Secretary of Agriculture.*

9761. Adulteration of milk. U. S. * * * v. Percy Bradford (A. B. Harris Co.). Plea of nolo contendere. Fine, \$50. (F. & D. No. 8712. I. S. Nos. 12-p, 820-m, 858-m, 821-m, 859-m, 889-m, 948-m, 964-m.)

On July 15, 1918, the United States attorney for the District of Vermont, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district an information against Percy Bradford, trading as the A. B. Harris Co., Newport, Vt., alleging shipment by said defendant, in violation of the Food and Drugs Act, on or about July 19 and 20 and August 22, 23, and 24, 1916, respectively, from the State of Vermont into the State of Massachusetts, of quantities of milk which was adulterated.

Examination of samples of the article by the Bureau of Chemistry of this department showed an excessive bacterial count.

Adulteration of the article was alleged in the information for the reason that it consisted in whole or in part of a filthy, decomposed, and putrid animal substance.

On August 15, 1921, the defendant entered a plea of nolo contendere to the information, and the court imposed a fine of \$50.

C. W. PUGSLEY, *Acting Secretary of Agriculture.*

9762. Adulteration of milk. U. S. * * * v. Westwood Farm Milk Co., a Corporation. Plea of nolo contendere. Fine, \$50. (F. & D. No. 8969. I. S. Nos. 833-m, 834-m, 835-m, 836-m, 838-m, 871-m, 872-m, 874-m, 876-m, 894-m, 957-m, 956-m, 2238-p.)

On November 25, 1918, the United States attorney for the District of Vermont, 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 Westwood Farm Milk Co., a corporation, having a place of business at Newport, Vt., alleging shipment by said company, under the name of the Newport Milk Co., in violation of the Food and Drugs Act, on or about July 19 and 20 and August 17, 22, and 24, 1916, respectively, from the State of Vermont into the State of Massachusetts, of quantities of milk which was adulterated.

Examination of samples of the article by the Bureau of Chemistry of this department showed an excessive bacterial count.

Adulteration of the article was alleged in the information for the reason that it consisted in whole or in part of a filthy, decomposed, and putrid animal substance.

On August 15, 1921, a plea of nolo contendere to the information was entered on behalf of the defendant company, and the court imposed a fine of \$50.

C. W. PUGSLEY, *Acting Secretary of Agriculture.*

9763. Misbranding of cottonseed meal. U. S. * * * v. The Buckeye Cotton Oil Co., a Corporation. Default judgment of \$50. (F. & D. No. 9717. I. S. Nos. 15411-p, 15418-p.)

On April 28, 1919, the United States attorney for the Eastern District of Arkansas, 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 Buckeye Cotton Oil Co., a corporation, having a place of business at Little Rock, Ark., alleging shipment by said company, in violation of the Food and Drugs Act, on or about December 17, 1917, from the State of Arkansas into the State of Michigan, of two consignments of cottonseed meal which was misbranded.

Analyses of samples of the article by the Bureau of Chemistry of this department showed, with respect to one consignment, crude protein 34.81 per cent and ammonia 6.77 per cent, and with respect to the other consignment, crude protein 33.81 per cent, ammonia 6.64 per cent, and crude fiber 14.80 per cent.

Misbranding of the article was alleged in the information for the reason that the respective statements, to wit, "Protein 36.00% * * * Ammonia 7.00%" and "Protein 36.00% * * * Ammonia 7.00% Fibre 14.00%," borne on the tags attached to the sacks containing the article, regarding the article and the ingredients and substances contained therein, were false and misleading in that they represented that the said article contained not less than 36 per cent of protein and not less than 7 per cent of ammonia and that the product involved in one of the shipments contained not more than 14 per cent of fiber, and for the further reason that the article was labeled as aforesaid so as to deceive and mislead the purchaser into the belief that the said article