12520. Adulteration of shell eggs. U. S. v. 400 Cases of Shell Eggs. Decree entered, ordering product released. (F. & D. No. 18296. I. S. No. 7030-v. S. No. C-4119.)

On or about September 13, 1923, the United States attorney for the Northern District of Illinois, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying the seizure and condemnation of 400 cases of shell eggs, at Chicago, Ill., alleging that the article had been shipped by Vanderford Co. from Weaubleau, Mo., August 31, 1923, and transported from the State of Missouri into the State of Illinois, and charging adulteration in violation of the food and drugs act.

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

On November 23, 1923, Harry H. Field & Co. having appeared as claimant for the property, an order of the court was entered, providing that the product be candled under the supervision of this department and that the claimant pay the costs of the proceedings, including the cost of candling, or execute a bond in the sum of $1,000, in conformity with section 10 of the act.

HOWARD M. GORE, *Secretary of Agriculture.*

12521. Adulteration and misbranding of cottonseed meal. U. S. v. Eufaula Cotton Oil Co., a Corporation. Plea of guilty. Fine, $40. (F. & D. No. 17137. I. S. No. 9375-t.)

On April 17, 1923, the United States attorney for the Middle District of Alabama, 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 Eufaula Cotton Oil Co., a corporation, Eufaula, Ala., alleging shipment by said company, in violation of the food and drugs act, on or about November 25, 1921, from the State of Alabama into the State of Florida, of a quantity of cottonseed meal which was adulterated and misbranded. The article was labeled in part: (Tag) "100 Lbs. Standard Cotton Seed Meal Ammonia 7 per cent Protein 36 per cent Fat 6 per cent Carbohydrates 30 per cent Fibre 14 per cent * * * Manufactured by Eufaula Cotton Oil Co., Eufaula, Ala."

Analysis of a sample of the article by the Bureau of Chemistry of this department showed that it contained 6.47 per cent of ammonia, 33.25 per cent of protein, 5.70 per cent of fat, and 16.02 per cent of fiber. Examination by said bureau showed that the article contained about 27 per cent of cottonseed hulls and at least 5 per cent of peanut hulls.

Adulteration of the article was alleged in the information for the reason that an excessive amount of cottonseed hulls and peanut hulls had been mixed and packed therewith so as to lower and reduce and injuriously affect its quality and strength and had been substituted in part for cottonseed meal which the article purported to be.

Misbranding was alleged for the reason that the statements, to wit, "Standard Cotton Seed Meal," "Ammonia 7 per cent Protein 36 per cent Fat 6 per cent * * * Fibre 14 per cent," borne on the tags attached to the sacks containing the article, regarding the said article and the ingredients and substances contained therein, were false and misleading in that the said statements represented that the article was standard cottonseed meal and contained not less than 7 per cent of ammonia, not less than 36 per cent of protein, not less than 6 per cent of fat, and not more than 14 per cent of fiber, and for the further reason that it was labeled as aforesaid so as to deceive and mislead the purchaser into the belief that it was standard cottonseed meal and contained not less than 7 per cent of ammonia, not less than 36 per cent of protein, not less than 6 per cent of fat, and not more than 14 per cent of fiber, whereas, in truth and in fact, it was not standard cottonseed meal but was a product which contained an excessive amount of cottonseed hulls and which contained peanut hulls and contained less ammonia, less protein, less fat, and more fiber than was declared on the label.

On May 7, 1924, a plea of guilty to the information was entered on behalf of the defendant company, and the court imposed a fine of $40.

HOWARD M. GORE, *Secretary of Agriculture.*

12522. Misbranding of cottonseed meal. U. S. v. Southern Cotton Oil Co., a Corporation. Plea of guilty. Fine, $50. (F. & D. No. 17799. I. S. No. 3403-v.)

On December 5, 1923, the United States attorney for the Southern District of Georgia, acting upon a report by the Secretary of Agriculture, filed in the