15549. Misbranding of cottonseed meal. U. S. v. 160 Sacks of Cottonseed Meal. Consent decree of condemnation and forfeiture. Product released under bond. (F. & D. No. 22167. I. S. No. 23053-x. S. No. 218.)

On November 15, 1927, the United States attorney for the District of Colorado, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying seizure and condemnation of 160 sacks of cottonseed meal, remaining in the original unbroken packages at Gunnison, Colo., consigned by the Memphis Cotton Oil Co., Memphis, Tex., alleging that the article had been shipped from Memphis, Tex., on or about November 4, 1927, and transported from the State of Texas into the State of Colorado, and charging misbranding in violation of the food and drugs act. The article was labeled in part: "43% Protein Cottonseed Meal. Prime Quality. Manufactured by Memphis Cotton Oil Company, Memphis, Texas. Guaranteed Analysis: Crude Protein Not Less than 43.00 Per Cent."

Misbranding of the article was alleged in the libel for the reason that the statements "43% Protein" and "Crude Protein Not Less than 43.00 Per Cent" were false and misleading and deceived and misled the purchaser, since the said cottonseed meal did not contain 43 per cent of protein.

On January 16, 1928, the Memphis Cotton Oil Co., Memphis, Tex., claimant, having admitted the allegations of the libel and having consented to the entry of a decree, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be released to the said claimant upon payment of the costs of the proceedings and the execution of a bond in the sum of $500, conditioned in part that it not be sold or otherwise disposed of contrary to law.

W. M. JARDINE, *Secretary of Agriculture.*

15550. Adulteration of fig bars. U. S. v. 35 Boxes of Fig Bars. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 22320. I. S. No. 17342-x. S. No. 367.)

On December 21, 1927, the United States attorney for the District of Oregon, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying seizure and condemnation of 35 boxes of fig bars, remaining in the original unbroken packages at Portland, Ore., alleging that the article had been shipped by the Andrews-Wilmans Biscuit Co., from San Francisco, Calif., on or about October 20, 1927, and had been shipped from the State of California into the State of Oregon, and charging adulteration in violation of the food and drugs act.

It was alleged in the libel that the article was adulterated, in that it consisted in part of a filthy, decomposed, or putrid vegetable substance.

On February 13, 1928, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be destroyed by the United States marshal.

W. M. JARDINE, *Secretary of Agriculture.*