

Issued January 10, 1912.

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 1208.

(Given pursuant to section 4 of the Food and Drugs Act.)

ADULTERATION AND MISBRANDING OF OATS.

On October 4, 1910, the United States Attorney for the Southern District of Iowa, acting upon a report by the Secretary of Agriculture, filed information in the District Court of the United States for said district against D. Rothschild Grain Co., a corporation, alleging shipment by it, in violation of the Food and Drugs Act, on or about December 15, 1909, from the State of Iowa into the State of Arkansas of a carload of oats which were adulterated and misbranded. The product bore no label, but was invoiced and sold as "No. 3 white oats."

Examination of a sample of said oats by the Bureau of Chemistry of the United States Department of Agriculture showed the following results: Oats 72 per cent, barley 20 per cent, débris 8 per cent. Adulteration was alleged for the reason that substances, to wit, barley and débris, had been mixed and packed with the oats so as to lower and reduce their quality and had been substituted in part therefor; misbranding was alleged because the product was represented "No. 3 white oats," when, in fact, it was a mixture of oats, barley, and débris, and the representation was, therefore, false and misleading.

On April 25, 1911, the defendant was arraigned and pleaded guilty, and the next day was fined \$50.

JAMES WILSON,
Secretary of Agriculture.

WASHINGTON, D. C., *November 16, 1911.*

