

Issued February 4, 1913.

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 1886.

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

MISBRANDING OF COTTONSEED MEAL.

On April 19, 1912, the United States Attorney for the Western District of Missouri, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel for the seizure and condemnation of 300 sacks of cottonseed feed meal, remaining unsold in the original unbroken packages and in possession of the Stockyards Cotton & Linseed Meal Co., a corporation, Kansas City, Mo., alleging that the product had been shipped on or about March 11, 1912, by the Tennessee Fiber Co. (Inc.), Memphis, Tenn., and transported from the State of Tennessee into the State of Missouri and charging misbranding in violation of the Food and Drugs Act. The product was invoiced as follows: "300 Sx 15 tons Creamo Bran C/S Feed Meal" (the word "Bran" in invoice evidently intended for "Brand").

Misbranding was alleged in the libel for the reason that the product was invoiced as set forth above, whereas each of the sacks contained but 21.27 per cent protein, and for the further reason that the product was an imitation of and offered for sale under the distinctive name of choice cottonseed meal, a product which contains not less than 41 per cent of protein.

On July 27, 1912, the Stockyards Cotton & Linseed Meal Co., claimant, having filed its answer admitting the allegations of the libel, a decree of condemnation and forfeiture was entered and it was further ordered that upon payment of costs of the proceedings by said claimant, amounting to \$22.15, and the execution of bond in conformity with section 10 of the Act, fixed by the court at \$500, the product should be released and delivered to said claimant.

W. M. HAYS,
Acting Secretary of Agriculture.

WASHINGTON, D. C., *October 29, 1912.*