

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 2364.

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

MISBRANDING OF ALFALFA MEAL.

On September 24, 1912, the United States Attorney for the District of New Mexico, 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 Roswell Wool & Hide Co., Roswell, N. Mex., alleging shipment by said company, in violation of the Food and Drugs Act, on June 26, 1911, from the Territory (now State) of New Mexico into the State of Texas of a quantity of alfalfa meal which was misbranded. The product was labeled: "Choice Alfalfa Meal, Roswell Wool & H. Co., Mfr. (tag) 100 lbs. Pure Pecos Valley Alfalfa Meal from Roswell Wool & Hide Company, Roswell, N. M. Guaranteed analysis: Protein 16%; Fat 2 per cent; Crude fibre 28%; Nitrogen Free Extract 35 per cent." (Reverse side of tag): "Good for 100 pounds, H. H. Harrington, Director. The inspection tax has been paid on this feed, J. W. Carson, State Food Inspector, College Station, Texas."

Analysis of a sample of the product by the Bureau of Chemistry of this Department showed the following results: Moisture, 6.61 per cent; ether extract, 2.00 per cent; protein, 14.29 per cent; crude fiber, 30.33 per cent. Misbranding of the product was alleged in the information for the reason that the label thereon bore certain statements regarding it and the ingredients and substances contained therein which were false and misleading, and the product was labeled and branded so as to deceive and mislead the purchaser thereof, in that the label bore a statement and the product was labeled and branded with the statement in substance and effect that said product by analysis contained 16 per cent of protein and only 28 per cent of crude fiber, whereas, in truth and in fact, it did not contain 16 per cent of protein but a considerably less percentage thereof, and did contain a much greater percentage of crude fiber than 28 per cent.

On October 16, 1912, the defendant company entered a plea of guilty to the information and the court imposed a fine of \$25 and costs.

W. M. HAYS,
Acting Secretary of Agriculture.

WASHINGTON, D. C., *March 3, 1913.*