

5805. Misbranding of sardines. U. S. * * * v. Otto H. Dickman (O. H. Dickman Fish Co.). Plea of guilty. Fine, \$50. (F. & D. No. 8267. I. S. Nos. 11385-m, 11395-m.)

On July 2, 1917, the United States attorney for the Southern District of Ohio, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district an information against Otto H. Dickman, doing business as the O. H. Dickman Fish Co., Cincinnati, Ohio, alleging shipment by said defendant, in violation of the Food and Drugs Act, as amended, on or about January 26, 1917, and February 2, 1917, from the State of Ohio into the State of Indiana, of quantities of an article labeled, "Imported Russian Sardines," which was misbranded.

Misbranding of the article in each shipment was alleged in the information for the reason that it was food in package form, and the quantity of the contents was not plainly and conspicuously marked on the outside of the package in terms of weight, measure, or numerical count.

On October 9, 1917, the defendant entered a plea of guilty to the information, and the court imposed a fine of \$50.

CARL VROOMAN, *Acting Secretary of Agriculture.*