

6674. Adulteration and misbranding of cottonseed meal. U. S. * * * v. Ripley Oil Mills, a corporation. Plea of guilty. Fine, \$50 and costs. (F. & D. No. 8929. I. S. No. 19660-m.)

On May 23, 1918, the United States attorney for the Western District of Tennessee, 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 Ripley Oil Mills, a corporation, Ripley, Tenn., alleging shipment by said company, in violation of the Food and Drugs Act, on February 2, 1917, from the State of Tennessee into the State of Illinois, of a quantity of an article labeled in part, "Star Brand Cottonseed Meal * * * Protein 36 per cent," which was adulterated and misbranded.

Analysis of a sample of the article by the Bureau of Chemistry of this department showed the following result:

Protein (per cent)----- 33.1

Adulteration of the article was alleged in the information for the reason that a substance containing less than 36 per cent of protein had been substituted for cottonseed meal containing 36 per cent of protein, which the article purported to be.

Misbranding of the article was alleged for the reason that the statement, to wit, "Protein 36 per cent," borne on the label, concerning the article and the ingredients and substances contained therein, was false and misleading in that it represented that the article contained not less than 36 per cent of protein, and for the further reason that it was labeled as aforesaid so as to deceive and mislead the purchaser into the belief that it contained not less than 36 per cent of protein, whereas, in truth and in fact, it contained less than 36 per cent of protein—to wit, approximately 33 per cent of protein.

On November 7, 1918, the defendant company entered a plea of guilty to the information, and the court imposed a fine of \$50 and costs.

C. F. MARVIN, *Acting Secretary of Agriculture.*