

12160. Adulteration of shell eggs. U. S. v. Thomas Dodson Meador (T. D. Meador Grocery Co.). Plea of guilty. Fine, \$25. (F. & D. No. 17079. I. S. No. 1102-v.)

On July 17, 1922, the United States attorney for the Western District of North Carolina, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district an information against Thomas Dodson Meador, trading as the T. D. Meador Grocery Co., Madison, N. C., alleging shipment by said defendant, in violation of the Food and Drugs Act, on or about July 17, 1922, from the State of North Carolina into the District of Columbia, of a quantity of shell eggs which were adulterated.

Examination by the Bureau of Chemistry of this department of 1,080 eggs from the consignment showed that 90, or 8.3 per cent of those examined, were inedible eggs, consisting of black rots, mixed rots, moldy eggs, and heavy blood rings.

Adulteration of the article was alleged in the information for the reason that it consisted in whole or in part of a filthy, decomposed, and putrid animal substance.

On or about January 1, 1924, the defendant entered a plea of guilty to the information, and the court imposed a fine of \$25.

HOWARD M. GORE, *Acting Secretary of Agriculture.*

12161. Adulteration of shell eggs. U. S. v. 10 Cases of Eggs. Consent decree of condemnation and forfeiture. Product released under bond to be candled. (F. & D. No. 17748. I. S. No. 4619-v. S. No. C-4109.)

On or about August 15, 1923, 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 a libel praying the seizure and condemnation of 10 cases of eggs, at Cincinnati, Ohio, consigned by E. H. Lamkin, Patriot, Ind., on or about August 14, 1923, alleging that the article had been shipped from Patriot, Ind., and transported from the State of Indiana into the State of Ohio, and charging adulteration in violation of the Food and Drugs Act.

Adulteration of the article was alleged in the libel for the reason that it consisted in part of a filthy, decomposed, and putrid animal substance.

On September 26, 1923, E. Hobart Lamkin, Patriot, Ind., having appeared as claimant for the property and having consented to the entry of a decree, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be released to the said claimant upon payment of the costs of the proceedings and the execution of a bond in the sum of \$50, in conformity with section 10 of the act, conditioned in part that it be candled under the supervision of this department, the good portion delivered to the claimant and the bad portion destroyed.

HOWARD M. GORE, *Acting Secretary of Agriculture.*

12162. Misbranding of butter. U. S. v. Mooresville Cooperative Creamery Co., a Corporation. Plea of guilty. Fine, \$50. (F. & D. No. 17062. I. S. Nos. 3032-v, 3033-v.)

On April 16, 1923, the United States attorney for the Western District of North Carolina, 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 Mooresville Cooperative Creamery Co., a corporation, Mooresville, N. C., alleging shipment by said company, in violation of the Food and Drugs Act, as amended, on or about September 11, 1922, from the State of North Carolina into the State of South Carolina, of quantities of butter which was misbranded. The article was labeled in part: (Carton) "Autumn Leaf Creamery Butter The Mooresville Co-Operative Creamery Co. Mooresville, N. Carolina."

Examination by the Bureau of Chemistry of this department of a sample from each of the two consignments of the article showed that the average net weight of 40 and 16 packages was 15.27 and 15.61 ounces, respectively.

Misbranding of the article was alleged in the information for the reason that the statement, to wit, "One Pound Net," borne on the packages containing the article, regarding the said article, was false and misleading, in that it represented that each of the said packages contained 1 pound net of the article, and for the further reason that the article was labeled as afore-