

from the State of Florida into the State of New York, and charging adulteration in violation of the food and drugs act.

Examination of the articles by this department showed that they consisted in whole or in part of frost-damaged fruit.

It was alleged in the libel that the articles were adulterated in that they consisted in whole or in part of decomposed vegetable substances.

On April 2, 1927, F. N. Hicks, Thonatosassa, Fla., the owner of the property, having consented to the entry of a decree, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the products be destroyed by the United States marshal.

W. M. JARDINE, *Secretary of Agriculture.*

15281. Misbranding of cottonseed meal. U. S. v. 100 Sacks of Cottonseed Meal. Decree of condemnation and forfeiture entered. Product released under bond. (F. & D. No. 21426. I. S. No. 13587-x. S. No. E-5677.)

On or about December 7, 1926, the United States attorney for the Southern District of Florida, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying seizure and condemnation of 100 sacks of cottonseed meal, remaining in the original unbroken packages at Tampa, Fla., alleging that the article had been shipped by the Georgia Cotton Oil Co., from Macon, Ga., on or about October 30, 1926, and transported from the State of Georgia into the State of Florida, and charging misbranding in violation of the food and drugs act. The article was labeled in part: "Cotton Seed Meal, Manufactured by Georgia Cotton Oil Company, Macon, Georgia. Guaranteed Analysis: Ammonia * * * 8.00% (equivalent to 41.12% protein)."

Misbranding of the article was alleged in the libel for the reason that the statement "Guaranteed Analysis: Ammonia 8.00% (equivalent to 41.12% protein)," borne on the label, was false and misleading and deceived and misled the purchaser.

On December 13, 1926, the Georgia Cotton Oil Co., Macon, Ga., having appeared as claimant for the property, and having admitted the allegations of the libel, 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 \$200, conditioned in part that it be relabeled to conform with the law.

W. M. JARDINE, *Secretary of Agriculture.*

15282. Adulteration and misbranding of butter. U. S. v. 29 Tubs of Butter. Decree of condemnation and forfeiture entered. Product released under bond. (F. & D. No. 22015. I. S. No. 20016-x. S. No. 32.)

On July 19, 1927, the United States attorney for the Eastern District of Pennsylvania, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying seizure and condemnation of 29 tubs of butter, remaining in the original unbroken packages at Philadelphia, Pa., consigned by the Wytheville Creamery, Wytheville, Va., alleging that the article had been shipped from Wytheville, Va., on or about July 16, 1927, and transported from the State of Virginia, into the State of Pennsylvania, and charging adulteration and misbranding in violation of the food and drugs act.

It was alleged in the libel that the article was adulterated, in that a substance containing less than 80 per cent of butterfat had been mixed and packed therewith so as to reduce, lower, and injuriously affect its quality and strength, and had been substituted wholly or in part for the said article.

Misbranding was alleged for the reason that the article was an imitation of or offered for sale under the distinctive name of another article.

On August 3, 1927, M. Wildstein, Philadelphia, Pa., having appeared as claimant for the property, 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 \$1,800, conditioned in part that it be reconditioned under the supervision of this department.

W. M. JARDINE, *Secretary of Agriculture.*