

tion of the food and drugs act. The article was labeled in part: "Golden Rod 43 Per Cent Protein Cottonseed Meal, Prime Quality, Manufactured by Planters Cottonseed Products Company, Dallas, Texas, Guaranteed Analysis, Crude Protein not less than 43 per cent."

Misbranding of the article was alleged in the libel for the reason that the statements "43 Per Cent Protein," and "Crude Protein not less than 43 per cent," borne on the label, were false and misleading and deceived and misled the purchaser.

On January 23, 1928, the Planters Cottonseed Products Co., Dallas, Tex., claimant, having admitted the allegations of the libel 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 \$500, conditioned in part that it not be sold or otherwise disposed of contrary to law, and be relabeled to show the true contents of the article before being sold and placed on the market.

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

**15479. Adulteration and misbranding of cottonseed meal and cottonseed cake. U. S. v. Richard K. Wootten, Effie D. Wootten, James W. Simmons, George A. Simmons, and Robert R. Gilliland (Quanah Cotton Oil Co.). Pleas of guilty. Fine, \$120. (F. & D. No. 21565. I. S. Nos. 423-x, 424-x, 431-x, 441-x, 442-x, 443-x, 452-x.)**

On November 2, 1927, the United States attorney for the Northern District of Texas, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district an information against Richard K. Wootten, Effie D. Wootten, James W. Simmons, George A. Simmons, and Robert R. Gilliland, copartners trading as the Quanah Cotton Oil Co., Quanah, Tex., alleging shipment by said defendants, in violation of the food and drugs act, in various consignments on or about February 1, February 12, March 6, and March 8, 1926, respectively, in part into the State of Colorado and in part into the State of New Mexico, of quantities of cottonseed meal and cottonseed cake, which were adulterated and misbranded. The articles were labeled in part: "43% Protein Cottonseed Cake (or 'Meal') \* \* \* Manufactured by Quanah Cotton Oil Company, Quanah, Texas, Guaranteed Analysis Crude Protein not less than 43.00 Per Cent."

Analysis by this department of samples of the products from the various shipments showed a protein content of from 39.31 to 41.05 per cent.

Adulteration of the articles was alleged in the information for the reason that products which contained less than 43 per cent of protein had been substituted for 43 per cent protein cottonseed cake or meal, which the articles purported to be.

Misbranding was alleged for the reason that the statements, to wit, "43% Protein Cottonseed Cake Prime Quality," or "43% Protein Cottonseed Meal Prime Quality," borne on the labels, were false and misleading in that the said statements represented that the articles contained 43 per cent of protein, and for the further reason that the said articles were labeled as aforesaid so as to deceive and mislead the purchaser into the belief that they contained 43 per cent of protein, whereas they did not, but did contain a less amount.

On February 9, 1928, the defendants entered pleas of guilty to the information, and the court imposed a fine of \$120.

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

**15480. Misbranding of cottonseed cake and cottonseed meal. U. S. v. Planters Cottonseed Products Co. Plea of guilty. Fine, \$320. (F. & D. No. 22527. I. S. Nos. 4135-x, 4144-x, 4145-x, 4147-x, 4163-x, 15035-x, 15428-x, 15430-x.)**

On November 10, 1927, the United States attorney for the Northern District of Texas, 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 Planters Cottonseed Products Co., a corporation, Dallas, Tex., alleging shipment by said company, in various consignments between the dates of November 15, 1926, and January 14, 1927, from the State of Texas into the States of Kansas, Nebraska, and Montana, respectively, of quantities of cottonseed cake and meal, which were misbranded. The article was labeled in part: "Guaranteed Analysis Protein Not less than 43 per cent," or "Guaranteed Analysis: Crude Protein not less than 43.00 Per Cent."