

17232. Adulteration of dressed chickens. U. S. v. 3 Barrels, et al., of Dressed Chickens. Default decrees of condemnation, forfeiture, and destruction. (F. & D. Nos. 24463, 24464. I. S. Nos. 033632, 033633. S. Nos. 2732, 2733.)

On January 22, 1930, the United States attorney for the Northern District of Illinois, acting upon reports by the Secretary of Agriculture, filed in the District Court of the United States for said district libels praying seizure and condemnation of 4 barrels of dressed chickens at Chicago, Ill., alleging that the article had been shipped by the Harlan Produce Co. from Harlan, Iowa, in part on October 8, 1929, and in part on October 22, 1929, and transported from the State of Iowa into the State of Illinois, and charging adulteration in violation of the food and drugs act.

It was alleged in the libels that the article was adulterated in that it consisted in part of a filthy and decomposed animal substance; in that it contained decomposed, emaciated, and tubercular birds; and in that it was the product of diseased animals.

On April 10, 1930, no claimant having appeared for the property, judgments of condemnation and forfeiture were entered, and it was ordered by the court that the product be destroyed by the United States marshal.

ARTHUR M. HYDE, *Secretary of Agriculture.*

17233. Misbranding of lemon snaps, vanilla snaps, peanut snaps, chocolate snaps, and cocoanut macaroon snaps. U. S. v. Roland P. Bishop, William T. Bishop, and Joseph O. Koefli (Bishop & Co.). Pleas of guilty. Fine, \$550. (F. & D. No. 22591. I. S. Nos. 17596-x, 17597-x, 17738-x, 17741-x, 17750-x, 22428-x, 22431-x, 22432-x, 22435-x, 22436-x, 22458-x.)

On January 10, 1929, the United States attorney for the Southern District of California, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district an information against Roland P. Bishop, William T. Bishop, and Joseph O. Koefli, copartners, trading as Bishop & Co., Los Angeles, Calif., alleging shipment by said defendants, in violation of the food and drugs act as amended, in various consignments, on or about February 2, April 3, April 13, April 16, April 19, and May 7, 1928, respectively, from the State of California into the State of Arizona, of quantities of bakers' products which were misbranded. The articles were labeled in part: "Bishop's Lemon Snaps (or "Vanilla Snaps" or "Peanut Snaps" or "Chocolate Snaps" or "Cocoanut Macaroon Snaps") Bishop & Company Los Angeles California * * * Net Weight 3½ Oz."

It was alleged in the information that the articles were misbranded in that the statement, to wit, "Net Weight 3½ Oz.," borne on the packages containing the said articles, was false and misleading in that the said statement represented that the packages each contained 3½ ounces of the articles; and for the further reason that they were labeled as aforesaid so as to deceive and mislead the purchaser into the belief that the said packages each contained 3½ ounces of the articles, whereas the said packages did not each contain 3½ ounces of the articles, but did contain, in each of a number thereof, a less amount. Misbranding was alleged for the further reason that the articles were food in package form and the quantity of the contents was not plainly and conspicuously marked on the outside of the package, since the quantity stated was not correct.

On April 18, 1930, the defendants entered pleas of guilty to the information, and the court imposed a fine of \$550.

ARTHUR M. HYDE, *Secretary of Agriculture.*

17234. Misbranding of cottonseed cake. U. S. v. 200 Sacks of Cottonseed Cake. Consent decree of condemnation and forfeiture. Product released under bond. (F. & D. No. 24549. I. S. No. 033606. S. No. 2864.)

On or about February 20, 1930, the United States attorney for the Western District of Missouri, 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 200 sacks of cottonseed cake, remaining in the original unbroken packages at Trenton, Mo., alleging that the article had been shipped by the Graco Milling Co., Cairo, Ill., on or about February 14, 1930, and transported from the State of Illinois into the State of Missouri, and charging misbranding in violation of the food and drugs act. The article was labeled in part: "Guaranteed Analysis Protein not less than 43% * * * Choctaw Sales Company."