

U. S. DEPARTMENT OF AGRICULTURE,
BUREAU OF CHEMISTRY.
C. L. ALSBERG, CHIEF OF BUREAU.

SERVICE AND REGULATORY ANNOUNCEMENTS.¹
SUPPLEMENT.

N. J. 3601-3650.

NOTICES OF JUDGMENT UNDER THE FOOD AND DRUGS ACT.

[Given pursuant to section 4 of the Food and Drugs Act.]

3601. Adulteration of bran. U. S. v. 250 Sacks of Bran, So-Called. Default decree of condemnation and forfeiture. Product ordered released on bond. (F. & D. No. 5663. I. S. No. 20116-h. S. No. E-22.)

On April 6, 1914, the United States attorney for the Northern District of New York, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel for the seizure and condemnation of 250 sacks of so-called bran remaining unsold in the original unbroken packages at Cooperstown, N. Y., alleging that the product had been shipped on or about July 1, 1913, and transported from the State of Missouri into the State of New York, and charging adulteration in violation of the Food and Drugs Act. The product was labeled: "S Bran (Tag) Manufactured for Kemper Mill and Elevator Co., Kansas City, U. S. A. 100 lbs. Diamond Bran K. Guaranteed Analysis: Protein 14.50%. Carbohydrates 53.50%. Fat 4.00%. Crude fibre (not more) 10.00%. Made from Wheat."

Adulteration of the product was alleged in the libel for the reason that it consisted in whole or in part of screenings, weed seeds, broken bits of wheat grains, chaff, dirt, and dust, and unwholesome and unfit vegetable substance,

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and was deleterious and injurious to health,¹ and adulterated within the meaning of said act.

On June 17, 1914, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product should be redelivered to Kirby & Root, Cooperstown, N. Y., upon payment of the costs of the proceedings and the execution of bond in the sum of \$700, in conformity with section 10 of the act.

D. F. HOUSTON, *Secretary of Agriculture.*

WASHINGTON, D. C., *March 23, 1915.*

¹ While adulteration of the product was alleged in the libel, as set forth above, said product, as shown by examination made by the Bureau of Chemistry of this department, consisted of screenings composed of weed seeds, broken bits of wheat grains, and chaff. No dirt, dust, or any unwholesome and unfit vegetable substance was found, and the product was not found to have been injurious to health. When the case was reported for action it was claimed by this department that the product was adulterated in violation of section 7 of the Food and Drugs Act, paragraphs 1 and 2 under food, and misbranded in violation of section 8, first general paragraph, and paragraph 2 under food.