

5802. Misbranding of cottonseed meal or cake. U. S. * * * v. Chickasha Cotton Oil Co. (The Hobart Cotton Oil Mill). Plea of guilty. Fine, \$50 and costs. (F. & D. No. 8260. I. S. No. 19700-m.)

On August 8, 1917, the United States attorney for the Western District of Oklahoma, 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 Chickasha Cotton Oil Co., a corporation, Chickasha, Okla., doing business under the trade name of The Hobart Cotton Oil Mill, Hobart, Okla., alleging shipment by said company, in violation of the Food and Drugs Act, on or about October 19, 1916, from the State of Oklahoma into the State of Iowa, of a quantity of an article labeled in part, "Standard Choice Cotton Seed Meal or Cake," which was misbranded.

Analysis of a sample of the article by the Bureau of Chemistry of this department showed the following results:

Crude fiber (per cent)-----	13.8
Protein (Nx6.25) (per cent)-----	38.1

These results show that the product contains less protein and more fiber than is guaranteed upon the label.

Misbranding of the article was alleged in the information for the reason that the statement borne on the tags attached to the sacks, regarding it and the ingredients and substances contained therein, to wit, "Guaranteed Analysis * * * Protein * * * not less than 41 to 43 per cent * * * Crude Fibre * * * not more than 10½ to 12 per cent," was false and misleading in that it represented that the article contained not less than 41 per cent of protein and not more than 12 per cent of crude fiber, and for the further reason that it was labeled as aforesaid so as to deceive and mislead the purchaser into the belief that it contained not less than 41 per cent of protein and not more than 12 per cent of crude fiber, whereas, in truth and in fact, it contained less than 41 per cent of protein and more than 12 per cent of crude fiber, to wit, approximately 38.1 per cent of protein and approximately 13.8 per cent of crude fiber.

On September 19, 1917, the defendant company entered a plea of guilty to the information, and the court imposed a fine of \$50 and costs.

CARL VROOMAN, *Acting Secretary of Agriculture.*