

On December 1, 1920, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be destroyed by the United States marshal.

E. D. BALL, *Acting Secretary of Agriculture.*

8757. Adulteration of eggs. U. S. * * * v. Anna Finneseth, Ida B. Finneseth, J. Lawrence Finneseth (A. Finneseth Co.). Pleas of guilty. Fine, \$250. (F. & D. No. 12361. I. S. No. 8487-r.)

On July 20, 1920, the United States attorney for the District of North Dakota, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district an information against Anna Finneseth, Ida B. Finneseth, and J. Lawrence Finneseth, trading as the A. Finneseth Co., Park River, N. Dak., alleging shipment by said defendants, in violation of the Food and Drugs Act, on or about July 19, 1919, from the State of North Dakota into the State of Minnesota, of a quantity of shell eggs which were adulterated.

Examination of a sample of the article by the Bureau of Chemistry of this department showed, in 2 half cases, the presence of 8.33 per cent of inedible eggs consisting of black rots, mixed or white rots, and moldy eggs.

Adulteration of the article was alleged in the information for the reason that it consisted in whole or in part of a filthy, putrid, and decomposed animal substance.

On November 18, 1920, the defendants entered pleas of guilty to the information, and the court imposed a fine of \$250.

E. D. BALL, *Acting Secretary of Agriculture.*

8758. Adulteration and misbranding of hominy feed. U. S. * * * v. Chapman-Doake Co., a Corporation. Plea of nolo contendere. Fine, \$50 and costs. (F. & D. No. 12363. I. S. No. 10678-r)

On August 20, 1920, the United States attorney for the Southern District of Illinois, 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 Chapman-Doake Co., a corporation, Decatur, Ill., alleging shipment by said company, in violation of the Food and Drugs Act, on or about September 16, 1918, from the State of Illinois into the State of Indiana, of a quantity of hominy feed which was adulterated and misbranded. The article was labeled in part, "The Chapman-Doake Company * * * Hominy Feed * * * Corn Product."

Analysis of a sample of the article by the Bureau of Chemistry of this department showed that it contained 4.61 per cent of crude fat as ether extract. Examination of a sample of the article showed that it contained oat hulls.

Adulteration of the article was alleged in the information for the reason that a substance, to wit, oat hulls, had been mixed and packed therewith so as to lower and reduce and injuriously affect its quality and strength, and had been substituted in part for hominy feed, which the article purported to be.

Misbranding was alleged for the reason that the statements, "The Chapman-Doake Company of Decatur, Ill., Guarantee this Hominy Feed to contain not less than 7.0 per cent of crude fat," and "Compounded from the following ingredients: Corn Product," borne on the tags attached to the sacks containing the article, regarding it and the ingredients and substances contained therein, were false and misleading in that they represented that the article contained not less than 7 per cent of crude fat, and that it was compounded wholly from corn, and for the further reason that the article was labeled as aforesaid so as to