

article had been shipped by the Rogers By-Products Co., Aurora, Ill., on or about January 8, 1924, and transported from the State of Illinois into the State of Iowa, and charging adulteration and misbranding in violation of the food and drugs act. The article was labeled in part: "Hyklass * * * Digester Tankage Guaranteed Analysis Protein 60% Fat 7% Crude Fibre 8% Made By Rogers By-Products Co. Aurora, Ill."

Adulteration of the article was alleged in the libel for the reason that a substance, to wit, hoof meal, had been mixed and packed with and substituted wholly or in part for the said article.

Misbranding was alleged for the reason that the designation "Digester Tankage" and the statements, "Analysis Protein 60%," "Fat 7%," were false and misleading, and deceived and misled the purchaser, since the product was a mixture of tankage and hoof meal. Misbranding was alleged for the further reason that the article was offered for sale under the distinctive name of another article.

On May 1, 1924, 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.

HOWARD M. GORE, *Acting Secretary of Agriculture.*

12339. Misbranding of tomatoes. U. S. v. Farmers Co-Operative Society, a Corporation. Plea of guilty. Fine, \$1. (F. & D. No. 18308. I. S. No. 394-v.)

On February 27, 1924, the United States attorney for the Eastern 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 Farmers' Co-Operative Society, a corporation, Bullard, Texas, alleging shipment by said company, in violation of the food and drugs act as amended, on or about June 15, 1923, from the State of Texas into the State of New York, of a quantity of tomatoes which were misbranded. The article was labeled in part: "Blue Bonnet Brand East Texas Tomatoes Shed Packed * * * Grown and Packed By Farmers Co-Operative Society Bullard, Texas."

Misbranding of the article was alleged in the information for the reason that the article was food in package form and the quantity of the contents was not plainly and conspicuously marked on the outside of the package.

On April 28, 1924, a plea of guilty to the information was entered on behalf of the defendant company, and the court imposed a fine of \$1.

HOWARD M. GORE, *Acting Secretary of Agriculture.*

12340. Adulteration of raspberry jam. U. S. v. 99 Cases of Raspberry Jam. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 17726. I. S. No. 8429-v. S. No. W-1406.)

On August 16, 1923, the United States attorney for the Northern District of California, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying the seizure and condemnation of 99 cases of raspberry jam remaining in the original unbroken packages at San Francisco, Calif., consigned by the Oregon Packing Co., Vancouver, Wash., alleging that the article had been shipped from Vancouver, Wash., August 1, 1923, and transported from the State of Washington into the State of California, and charging adulteration in violation of the food and drugs act.

Adulteration of the article was alleged in the libel for the reason that it consisted wholly or in part of a filthy, decomposed, and putrid vegetable substance.

On May 2, 1924, 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.

HOWARD M. GORE, *Acting Secretary of Agriculture.*

12341. Adulteration of canned corn. U. S. v. 13 Cases of Canned Corn. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 18699. I. S. No. 15192-v. S. No. E-4837.)

On May 19, 1924, the United States attorney for the District of Maryland, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying the seizure and condemnation of 13 cases of canned corn, consigned on or about February 14, 1924, re-