

condemnation of 138 bottles of buttermilk tablets, remaining in the original unbroken packages at New Orleans, La., alleging that the article had been shipped by Parke, Davis & Co., Detroit, Mich., on or about May 28, 1928, and had been transported from the State of Michigan into the State of Louisiana, and charging adulteration and misbranding in violation of the food and drugs act. The article consisted of two lots labeled, respectively: "Lactone or Buttermilk Tablets Parke, Davis & Company Detroit, Mich. (10 tablets) One tablet to pint of milk. Use before March 26, 1929 0898-B" and "Buttermilk Tablets Lactone. One crushed tablet is sufficient for one pint of milk. This product should be used before Feb. 11, 1929 0318-E. \* \* \* Parke, Davis & Co. Detroit, Mich."

It was alleged in the libel that the article was adulterated in that a sterile product inactive in milk 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 "Buttermilk Tablets" was false and misleading and deceived and misled the purchaser when applied to a product incapable of producing buttermilk.

On August 20, 1928, Parke, Davis & Co., Detroit, Mich., having appeared as claimant for the property and having admitted the allegations of the libel, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be released to the said claimant upon payment of costs and the execution of a bond in the sum of \$20, conditioned in part that it be relabeled to comply with the law.

ARTHUR M. HYDE, *Secretary of Agriculture.*

**16024. Misbranding and alleged adulteration of cottonseed meal. U. S. v. 80 Sacks of Cottonseed Meal. Consent decree of condemnation entered. Product released under bond. (F. & D. No. 22315. I. S. No. 20650-x. S. No. 361.)**

On December 19, 1927, the United States attorney for the Western 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 praying seizure and condemnation of 80 sacks of cottonseed meal, remaining in the original unbroken packages at Buffalo, N. Y., alleging that the article had been shipped by the Home Oil Mill Co., Decatur, Ala., September 29, 1927, and had been transported from the State of Alabama into the State of New York, and charging adulteration and misbranding in violation of the food and drugs act. The article was labeled in part: "Guaranteed Analysis Owl Brand 36% Prime Cottonseed Meal \* \* \* Protein (Min.) 36.00%, Nitrogen (Min.) 5.76%, Fibre (Max.) 14.00%."

It was alleged in the libel that the article was adulterated in that a substance deficient in protein and nitrogen and containing excessive crude fiber had been mixed and packed therewith so as to reduce, lower, or injuriously affect its quality or strength.

Misbranding was alleged for the reason that the statements, "Thirty-six per cent Prime Cottonseed Meal, Guaranteed Analysis Protein (Min.) 36 per cent, Nitrogen (Min.) 5.76%, Fibre (Max.) 14 per cent," borne on the label, were false and misleading and deceived and misled the purchaser, and for the further reason that the article was offered for sale under the distinctive name of another article.

On December 30, 1927, the Henry & Missert Feed Co. (Inc.), Buffalo, N. Y., having appeared as claimant for the property and having consented to the entry of a decree, judgment condemning the product as misbranded was entered, and it was ordered by the court that the product be released to the said claimant upon payment of the costs of the proceedings and the execution of a bond in the sum of \$100, conditioned that it should not be sold or otherwise disposed of contrary to law, and if offered for sale it be relabeled under the supervision of this department, in part: "Protein 34.00%, Fat 5.00%, Nitrogen 5.44%, Fibre 16.50%."

ARTHUR M. HYDE, *Secretary of Agriculture.*

**16025. Misbranding of cottonseed meal. U. S. v. 400 Sacks of Cottonseed meal. Consent decree of condemnation entered. Product released under bond. (F. & D. No. 22245. I. S. No. 23229-x. S. No. 297.)**

On December 1, 1927, the United States attorney for the Western District of New York, acting upon a report by the Secretary of Agriculture, filed in the