

of fiber; and the latter contained not more than 8.78 percent of protein, not more than 1.29 percent of fat, and not less than 43.54 percent of fiber.

DISPOSITION: May 1, 1944. Pleas of guilty having been entered, each defendant was fined \$25 on count 1. Sentence was suspended on count 2, and the defendants were placed on 1 year's probation.

6683. Misbranding of cow and hog feed. U. S. v. Mountain City Mill Co., Inc. Plea of guilty. Fine, \$500. (F. D. C. No. 11348. Sample Nos. 34403-F to 34405-F, incl.)

INFORMATION FILED: On February 19, 1944, in the Eastern District of Tennessee, against the Mountain City Mill Co., Inc., Chattanooga, Tenn.

ALLEGED SHIPMENT: On or about May 11 and July 6, 1943, from the State of Tennessee into the State of North Carolina.

LABEL, IN PART: (Tags) "Blue Cow 16% Feed," or "Prize Winner Hog Feed."

VIOLATIONS CHARGED: Misbranding, Section 403 (a), the statements in the labeling of the products, (cow feed) "Guaranteed Analysis Crude Protein, not less than 16.00% Crude Fat, not less than 3.00% [or "3.50%"]," and (hog feed) "Guaranteed Analysis Crude Protein, not less than 14% Crude Fat, not less than 3½%," were false and misleading since the cow feed contained in one shipment not more than 13.10 percent of crude protein and 1.99 percent of crude fat, and in the other shipment not more than 13.04 percent of crude protein and 2.11 percent of crude fat; and the hog feed contained not more than 11.85 percent of crude protein and 2.71 percent of crude fat; in addition, the statements (portion of cow feed) "Made From * * * Ground Barley * * * Soy Bean Oil Meal," (remainder of cow feed) "Made From * * * Soy Bean Oil Meal," and (hog feed) "Ingredients * * * Soy Bean Oil Meal," were false and misleading since the articles did not contain soy bean oil meal, and one lot of the cow feed did not contain ground barley; and, Section 403 (i) (2), the articles were fabricated from two or more ingredients and their labels failed to bear the common or usual name of each such ingredient since they contained ground wheat and rye, and their labels did not declare ground wheat and rye in the list of ingredients.

DISPOSITION: April 17, 1944. A plea of guilty having been entered, a fine of \$500 was imposed.

6684. Misbranding of dairy feed. U. S. v. Moore Milling Co., Inc. Plea of guilty. Fine, \$200. (F. D. C. No. 10538. Sample No. 37078-F.)

INFORMATION FILED: On January 3, 1944, in the Western District of Virginia, against the Moore Milling Co., Inc., Salem, Va.

ALLEGED SHIPMENT: On or about March 18, 1943, from the State of Virginia into the State of West Virginia.

LABEL, IN PART: (Bag) "Momico * * * Milk Maker," or (tag) "Milk Maker Dairy Feed."

VIOLATION CHARGED: Misbranding, Section 403 (a), the statements, "24% * * * Guaranteed Analysis Protein Min. 24.00% * * *," and "Guaranteed Analysis: Crude Protein, not less than 24.00%," in the labeling, were false and misleading as applied to the article, which contained 21.96 percent of crude protein.

DISPOSITION: January 12, 1944. The defendant having entered a plea of guilty, a fine of \$200 was imposed.

6685. Misbranding of dairy and farm feed. U. S. v. Roanoke City Mills, Inc. Plea of guilty. Fine, \$50. (F. D. C. No. 10555. Sample Nos. 27662-F, 27665-F.)

INFORMATION FILED: On January 3, 1944, in the Western District of Virginia, against the Roanoke City Mills, Inc., Roanoke, Va.

ALLEGED SHIPMENT: Or or about February 2 and March 23, 1943, from the State of Virginia into the State of West Virginia.

LABEL, IN PART: "Rings Producto 24% Dairy Feed * * * Crude Protein 24.00%," and "Old Dominion Farm Feed * * * Protein 13.00%."

VIOLATION CHARGED: Misbranding, Section 403 (a), the statements "24% Dairy Feed Crude Protein 24.00%," on the labeling of the dairy feed, and "Protein 13.00%," on the labeling of the farm feed, were false and misleading since the

dairy feed contained not more than 22.22 percent and the farm feed contained not more than 11.82 percent of crude protein.

DISPOSITION: January 12, 1944. The defendant having entered a plea of guilty, a fine of \$50 was imposed.

6686. Misbranding of Omalass. U. S. v. VyLactos Laboratories, Inc. Plea of guilty. Fine, \$20 and costs. (F. D. C. No. 11341. Sample Nos. 26289-F, 26290-F.)

INFORMATION FILED: On February 24, 1944, in the Southern District of Iowa, against the VyLactos Laboratories, Inc., Des Moines, Iowa.

ALLEGED SHIPMENT: On or about March 11 and 27, 1943, from the State of Iowa into the State of Kansas.

LABEL, IN PART: "Omalass Is * * * Guaranteed Analysis * * * Total Sugars 42. %."

VIOLATION CHARGED: Misbranding, Section 403 (a), the statement on the label, "Guaranteed Analysis * * * Total Sugars 42. %," was false and misleading since the article contained, in one shipment, not more than 39.94 and, in the other shipment, not more than 35.04 percent of total sugars.

DISPOSITION: April 26, 1944. The defendant having entered a plea of guilty, a fine of \$10 was imposed on each of 2 counts, plus costs.

FISH AND SHELLFISH

6687. Adulteration of frozen carp and frozen buffalo fish. U. S. v. 104 Boxes of Frozen Carp and 949 Pounds of Frozen Buffalo Fish. Default decrees of condemnation and destruction. (F. D. C. Nos. 11975, 12087. Sample Nos. 65956-F, 76404-F.)

LIBELS FILED: March 10 and 28, 1944, Southern District of New York.

ALLEGED SHIPMENT: On or about February 4 and March 11, 1944, by the Stoller Fisheries, Spirit Lake, Iowa.

PRODUCT: 104 boxes, each containing 100 pounds, of frozen carp, and 949 pounds of frozen buffalo fish at New York, N. Y.

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance.

DISPOSITION: April 3 and 14, 1944. No claimant having appeared, judgments of condemnation were entered and the products were ordered destroyed.

6688. Adulteration of crawfish tails: U. S. v. 15 Cartons of Crawfish Tails. Default decree of condemnation and destruction. (F. D. C. No. 12016. Sample Nos. 50347-F, 50350-F.)

LIBEL FILED: March 16, 1944, Western District of Pennsylvania.

ALLEGED SHIPMENT: On or about January 14, 1944, by Jarrell & Rea, from Chicago, Ill.

PRODUCT: 15 cartons, each containing 5 10-pound packages, of crawfish tails at Pittsburgh, Pa.

LABEL IN PART: (Packages) "Frozen Fresh Florida Sea Food distributed by Florida Quick Freeze and Cold Storage Co. Miami, Fla."

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance.

DISPOSITION: April 3, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

6689. Adulteration of frozen eel pout fillets. U. S. v. 35 Cartons of Frozen Eel Pout Fillets. Default decree of condemnation and destruction. (F. D. C. No. 12071. Sample No. 76402-F.)

LIBEL FILED: March 25, 1944, Southern District of New York.

ALLEGED SHIPMENT: On or about January 20, 1944, from Stonington, Conn.

PRODUCT: 35 cartons, each containing 20 pounds, of frozen eel pout fillets at New York, N. Y.

VIOLATIONS CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of parasitized fish; and, Section 402 (a) (5), it was in whole or in part the product of a diseased animal.

DISPOSITION: April 13, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.