

court a libel praying seizure and condemnation of three cans of butter at Baltimore, Md., alleging that the article had been shipped in interstate commerce, on or about September 21, 1934, by George H. Hatfield, from Sneedville, Tenn., and charging adulteration in violation of the Food and Drugs Act.

The article was alleged to be adulterated in that it consisted in whole or in part of a filthy, decomposed, or putrid animal substance.

On November 3, 1934, no claimant having appeared, judgment of condemnation was entered and it was ordered that the product be destroyed.

M. L. WILSON, *Acting Secretary of Agriculture.*

23332. Adulteration of butter. U. S. v. 2 Cans of Butter. Default decree of condemnation and destruction. (F. & D. no. 33671. Sample no. 4885-B.)

This case involved a shipment of butter, samples of which were found to contain parts of insects, animal hairs, maggots, paper, mold, and other filth.

On September 24, 1934, the United States attorney for the District of Maryland, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of two cans of butter at Baltimore, Md., alleging that the article had been shipped in interstate commerce, on or about September 20, 1934, by J. E. Smith, from King, N. C., and charging adulteration in violation of the Food and Drugs Act. The article was labeled in part: "J. E. Smith, King, N. C."

The article was alleged to be adulterated in that it consisted in whole or in part of a filthy, decomposed, or putrid animal substance.

On November 3, 1934, no claimant having appeared, judgment of condemnation was entered and it was ordered that the product be destroyed.

M. L. WILSON, *Acting Secretary of Agriculture.*

23333. Adulteration and misbranding of butter. U. S. v. 7 Cases of Butter. Default decree of condemnation and destruction. (F. & D. no. 33672. Sample no. 11359-B.)

This case involved a shipment of butter that was low in milk fat, and that was short weight and decomposed.

On September 24, 1934, the United States attorney for the Eastern District of Louisiana, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of seven cases of butter at New Orleans, La., alleging that the article had been shipped in interstate commerce, on or about September 15, 1934, by the Jerpe Dairy Products Corporation, from Fayetteville, Ark., and charging adulteration and misbranding in violation of the Food and Drugs Act as amended. The article was labeled in part: (Wrapper) "Country Roll Butter * * * Wilson & Co. Distributors General Offices Chicago, Ill., U. S. A. 1 Lb. Net Weight."

The article was alleged to be adulterated in that a product containing less than 80 percent by weight of milk fat had been substituted for butter, a product which should contain not less than 80 percent of milk fat as provided by the act of Congress of March 4, 1923. Adulteration was alleged for the further reason that the article consisted in whole or in part of a decomposed animal substance.

Misbranding was alleged for the reason that the statement "Butter", on the label, was false and misleading; and for the further 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, since the statement made was incorrect.

On October 16, 1934, no claimant having appeared, judgment of condemnation was entered and it was ordered that the product be destroyed.

M. L. WILSON, *Acting Secretary of Agriculture.*

23334. Adulteration and misbranding of beef and bone scrap, and fish meal. U. S. v. 30 Bags of Beef and Bone Scrap, et al. Default decrees of condemnation and destruction. (F. & D. nos. 33674, 34103, 34191. Sample nos. 8332-B, 8333-B, 8335-B, 8336-B.)

These cases involved interstate shipments of 2 lots of beef and bone scrap and 1 lot of fish meal. Examination showed that both products contained less protein than declared on the label, that 1 lot of beef and bone scrap contained