

On May 4, 1939, no claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

HARRY L. BROWN, *Acting Secretary of Agriculture.*

30682. Adulteration of butter. U. S. v. Spring Valley Butter Co. Plea of guilty. Fine, \$75. (F. & D. No. 42691. Sample Nos. 27119-D, 44769-D, 44781-D, 44787-D.)

This product contained less than 80 percent of milk fat.

On April 29, 1939, the United States attorney for the Southern District of Texas, acting upon a report by the Secretary of Agriculture, filed in the district court an information against the Spring Valley Butter Co., a corporation having a place of business at Houston, Tex., alleging shipment by said defendant in violation of the Food and Drugs Act, on or about October 29 and November 19, 1938, from the State of Texas into the State of New York, of quantities of butter which was adulterated.

The article was alleged to be adulterated in that a product which contained less than 80 percent by weight of milk fat had been substituted for butter, a product which should contain not less than 80 percent by weight of milk fat, as prescribed by act of March 4, 1923.

On June 24, 1939, a plea of guilty was entered on behalf of the defendant and the court imposed a fine of \$75.

HARRY L. BROWN, *Acting Secretary of Agriculture.*

30683. Adulteration of canned spinach. U. S. v. 24 Cases of Spinach. Default decree of condemnation and destruction. (F. & D. No. 45240. Sample No. 57529-D.)

Examination of this product showed that it contained insect larvae and fragments.

On April 27, 1939, the United States attorney for the District of Oregon, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 24 cases of canned spinach at Portland, Oreg.; alleging that the article had been shipped in interstate commerce on or about February 23, 1939, by the Larsen Co. from Green Bay, Wis.; and charging adulteration in violation of the Food and Drugs Act. The article was labeled in part: (Can) "Red & White Strained Spinach * * * Red & White Corp'n. Distributors, Chicago, Ill."

It was alleged to be adulterated in that it consisted wholly or in part of a filthy vegetable substance.

On June 20, 1939, no claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

HARRY L. BROWN, *Acting Secretary of Agriculture.*

30684. Adulteration of canned frozen whole eggs. U. S. v. 1,000 Cans of Frozen Whole Eggs. Consent decree of condemnation. Product ordered released under bond. (F. & D. No. 45229. Sample No. 43540-D.)

This product had been shipped in interstate commerce and remained unsold and in the original packages. At the time of examination it was found to be in part decomposed.

On April 22, 1939, the United States attorney for the Northern District of California, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 1,000 cans of frozen whole eggs at Oakland, Calif.; alleging that the article had been shipped on or about April 14, 1939, from Fort Worth, Tex., by Merchants Cold Storage Co., Inc.; and charging adulteration in violation of the Food and Drugs Act.

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

On May 16, 1939, Swift & Co. having appeared as claimant and having consented to the entry of a decree, judgment of condemnation was entered. The product was taken down under bond, conditioned that the good portion be segregated from the bad and that the former only be released.

HARRY L. BROWN, *Acting Secretary of Agriculture.*

30685. Adulteration of frozen fish. U. S. v. 932 Boxes and 375 Boxes of Red Perch Fillets. Consent decree of condemnation. Product ordered released under bond conditioned that unfit portion be destroyed. (F. & D. Nos. 44931, 44957. Sample Nos. 54332-D, 54350-D.)

This product was in part infested with parasitic worms.

On March 2 and 7, 1939, the United States attorney for the Northern District of Illinois, acting upon reports by the Secretary of Agriculture, filed in the