

204. Adulteration of butter. U. S. v. 12 Tubs of Butter. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 1093. Sample No. 68216-D.)

On November 20, 1939, the United States attorney for the Southern District of New York filed a libel against 12 tubs of butter at New York, N. Y., alleging that the article had been shipped in interstate commerce on or about November 14, 1939, by the South Mountain Creamery, Inc., from Middletown, Md.; and charging that it was adulterated in that a product which contained less than 80 percent by weight of milk fat had been substituted for butter.

On December 4, 1939, South Mountain Creamery, Inc., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond conditioned that it be reworked so that it contain at least 80 percent butterfat.

205. Adulteration of butter. U. S. v. 12 Tubs and 1 Tub of Butter. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 1092. Sample Nos. 68069-D, 68070-D.)

On November 17, 1939, the United States attorney for the Southern District of New York filed a libel against 13 tubs of butter at New York, N. Y., alleging that the article had been shipped in interstate commerce on or about November 3, 1939, by Linton Creamery Co. from Linton, N. Dak.; and charging that it was adulterated in that a product which contained less than 80 percent by weight of milk fat had been substituted for butter.

On November 29, 1939, Linton Creamery Co., claimant, having admitted the allegations of the libel, judgment of condemnation was entered, and the product was ordered released under bond conditioned that it be reworked so that it contain at least 80 percent butterfat.

206. Adulteration and misbranding of butter. U. S. v. 249 32-Pound Cartons of Butter. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 846. Sample No. 81138-D.)

On October 17, 1939, the United States attorney for the Western District of New York filed a libel against 249 32-pound cartons of butter at Rochester, N. Y., alleging that the article had been shipped in interstate commerce on or about October 7, 1939, by Beatrice Creamery Co. from Champaign, Ill.; and charging that it was adulterated and misbranded. The article was labeled in part: (Wrapper) "Pasteurized, The Peak of Perfection, Arpeako Butter, Country Roll, Packed Exclusively for Rochester Packing Co., Inc., Rochester, N. Y."

It 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.

It was alleged to be misbranded in that it was labeled "Butter," which was false and misleading since it contained less than 80 percent of milk fat.

On December 4, 1939, the Beatrice Creamery Co., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond conditioned that it be reworked so that it comply with the law.

207. Adulteration of butter. U. S. v. 10 Cases of Creamery Butter. Default decree of condemnation. Product ordered delivered to public welfare agency. (F. D. C. No. 820. Sample No. 82937-D.)

On or about October 21, 1939, the United States attorney for the Northern District of Georgia filed a libel against 10 cases of butter at Atlanta, Ga., alleging that the article had been shipped in interstate commerce on or about October 13, 1939, by the Borden Co. from Nashville, Tenn., and charging that it was adulterated in that a product which contained less than 80 percent by weight of milk fat, had been substituted for butter. The article was labeled in part: (Carton) "Morning Glory Creamery Butter."

On November 15, 1939, no claimant having appeared, judgment of condemnation was entered and the product was ordered released to a public welfare agency.

208. Adulteration of butter. U. S. v. 16 Cases of Butter. Consent decree of condemnation. Product ordered released under bond to be reworked. (F. D. C. No. 788. Sample No. 79060-D.)

On October 14, 1939, the United States attorney for the Northern District of Georgia filed a libel against 16 cases of butter at Atlanta, Ga., alleging that the article had been shipped in interstate commerce on or about October 9, 1939, by Borden & Co. from Nashville, Tenn.; and charging that it was adulterated in that a product which contained less than 80 percent by weight of