

article had been shipped in interstate commerce on or about January 16, 1940, by the Flittie Creamery from Washington Springs [Wessington Springs], S. Dak., and charging that it was adulterated in that a product containing less than 80 percent by weight of milk fat had been substituted for butter.

On February 14, 1940, G. E. Flittie, of the Flittie Creamery, 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 returned to the legal standard.

**373. Adulteration of butter. U. S. v. 10 Tubs of Butter. Decree of condemnation. Product released under bond for reconditioning.** (F. D. C. No. 1708. Sample No. 14623-E.)

On March 15, 1940, the United States attorney for the Eastern District of Pennsylvania filed a libel against 10 tubs of butter at Philadelphia, Pa., alleging that it had been shipped in interstate commerce on or about March 9, 1940, by the Central West Shippers from Manchester, Iowa; and charging that it was adulterated in that a product containing less than 80 percent by weight of milk fat had been substituted for butter.

On March 19, 1940, judgment of condemnation was entered, and the product was ordered delivered to the Central West Shippers, claimant, under bond for reconditioning.

**374. Adulteration of butter. U. S. v. 3 Tubs and 14 Tubs of Butter. Consent decree of condemnation. Product ordered released under bond to be reworked.** (F. D. C. No. 1569. Sample No. 85875-D.)

On February 26, 1940, the United States attorney for the Southern District of New York filed a libel against 17 tubs of butter at New York, N. Y., alleging that the article had been shipped in interstate commerce on or about February 15, 1940, by Stanton Cooperative Creamery from Stanton, Nebr.; 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 March 11, 1940, Dairy & Poultry Cooperatives, Inc., New York, 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 80 percent of butterfat.

**375. Adulteration and misbranding of butter. U. S. v. 10 Cubes of Butter. Consent decree of condemnation. Product ordered released under bond.** (F. D. C. No. 1657. Sample Nos. 13501-E, 13502-E.)

On March 6, 1940, the United States attorney for the Western District of Washington filed a libel against 10 cubes of butter at Seattle, Wash., alleging that the article had been shipped in interstate commerce on or about February 26, 1940, by Carbon County Creamery Co. from Red Lodge, Mont.; and charging that it was adulterated and misbranded.

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. 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 March 12, 1940, Carbon County 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 brought into compliance with the law under the supervision of this Department.

**376. Adulteration of butter, U. S. v. 19 Tubs of Butter. Consent decree of condemnation. Product ordered released under bond to be reworked.** (F. D. C. No. 1682. Sample No. 89420-D.)

On or about March 7, 1940, the United States attorney for the Northern District of Illinois filed a libel against 19 tubs of butter at Chicago, Ill., alleging that the article had been shipped in interstate commerce on or about February 17, 1940, by the Galva Creamery Co. from Kansas City, Mo.; 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 March 12, 1940, Marwyn Dairy Products Corporation, Chicago, Ill., 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 to the legal standard.