

The Good-Ness brand was alleged to be misbranded in that the statement "One Pound Net," borne on the carton, was false and misleading since the cartons contained a smaller amount. This brand was alleged to be misbranded further in that it was in package form and did not bear an accurate statement of the quantity of the contents in terms of weight.

On November 30, 1940, a plea of guilty having been entered on behalf of the defendant, the court imposed a fine of \$25.

1239. Adulteration of butter. U. S. v. Saline County Milk Producers Association. Plea of guilty. Fine, \$5. (F. D. C. No. 2372. Sample Nos. 4887-E, 30522-E, 30527-E.)

On November 29, 1940, the United States attorney for the Western District of Missouri filed an information against the Saline County Milk Producers Association, a corporation, Marshall, Mo., alleging shipment on or about May 4, 1940, from the State of Missouri into the State of Illinois, of a quantity of butter that was adulterated. The article was labeled in part: "Creamery Butter S. S. Borden Co. Chicago Distributor."

It was alleged to be adulterated in that a valuable constituent, milk fat, had been in part omitted therefrom; and in that a product which contained less than 80 percent by weight of milk fat had been substituted for butter.

On December 19, 1940, a plea of guilty having been entered on behalf of the defendant, the court imposed a fine of \$5.

Nos. 1240 to 1253, inclusive, of this publication report seizure and disposition of butter which contained less than 80 percent of milk fat.

1240. Misbranding and alleged adulteration of butter. U. S. v. 20 Cases of Creamery Butter. Default decree of condemnation. Product ordered distributed to charitable institutions. (F. D. C. No. 2206. Sample Nos. 15109-E, 15112-E.)

On June 3, 1940, the United States attorney for the Western District of Tennessee filed a libel against 20 cases of creamery butter at Memphis, Tenn., alleging that the article had been shipped in interstate commerce on or about May 13, 1940, by the Carthage Creamery Co. from Carthage, Mo.; and charging that it was adulterated and misbranded. It was labeled in part: "Sunlight Creamery Butter * * * The Cudahy Packing Company, Chicago, Ill., Distributors."

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. 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 June 27, 1940, no claimant having appeared, judgment was entered finding the product misbranded and ordering that it be condemned but providing that it might be distributed to charitable institutions for use of such institutions.

1241. Adulteration and misbranding of butter. U. S. v. 26 Tubs of Butter. Consent decree of condemnation. Product released under bond to be reworked. (F. D. C. No. 3035. Sample No. 36098-E.)

On September 10, 1940, the United States attorney for the District of Massachusetts filed a libel against 26 tubs of butter at Somerville, Mass., alleging that the article had been shipped in interstate commerce on or about September 1, 1940, by the Farmers Cooperative Creamery Association from Hull, Iowa; and charging that it was adulterated and misbranded.

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. 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 September 19, 1940, the Pipestone Produce Co., Somerville, Mass., 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 by weight of milk fat.

1242. Adulteration of butter. U. S. v. 30 Tubs of Butter. Consent decree of condemnation. Product ordered released under bond to be reworked. (F. D. C. No. 2274. Sample No. 30501-E.)

On June 6, 1940, the United States attorney for the Northern District of Illinois filed a libel against 30 tubs of butter at Chicago, Ill., alleging that the article had been shipped in interstate commerce on or about May 9, 1940, by Fuller, Rodney & Co., from Omaha, Nebr.; 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. The article was labeled in part: "Manufactured by Frank Pilley & Sons * * * Miles Friedman, Inc., Chicago, Illinois, Distributors."

On June 7, 1940, Miles Friedman, 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 not less than 80 percent by weight of milk fat.

1243. Adulteration of butter. U. S. v. 14 Tubs of Butter. Consent decree of condemnation. Product released under bond to be reworked. (F. D. C. No. 2195. Sample No. 30504-E.)

On or about May 28, 1940, the United States attorney for the Northern District of Illinois filed a libel (subsequently amended) against 14 tubs of butter at Chicago, Ill., alleging that the article had been shipped in interstate commerce on or about May 17, 1940, by the Harrow-Taylor Butter Co. from Kansas City, Mo.; 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 June 4, 1940, the Harrow-Taylor Butter Co., claimant, having admitted the allegations of the libel, judgment of condemnation was entered, and the product was ordered released under bond to be reworked so that it contain at least 80 percent of milk fat.

1244. Adulteration and misbranding of butter. U. S. v. 16 Cartons of Butter. Consent decree of condemnation. Product ordered released under bond to be reworked. (F. D. C. No. 3033. Sample No. 34455-E.)

On September 7, 1940, the United States attorney for the Southern District of New York filed a libel against 16 cartons of butter at New York, N. Y., alleging that the article had been shipped in interstate commerce on or about August 27, 1940, by the Landsberger Creamery & Produce Co. from Sisseton, S. Dak.; and charging that it was adulterated and misbranded. The article was labeled in part: "Creamery Butter Distributed by Gude Bros. Kieffer Co. * * * New York."

It was alleged to be adulterated in that a product containing 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 October 24, 1940, the Landsberger Creamery & Produce 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 not less than 80 percent by weight of milk fat.

1245. Adulteration and misbranding of butter. U. S. v. 13 Tubs of Butter. Consent decree of condemnation. Product released under bond to be reworked. (F. D. C. No. 3059. Sample No. 36099-E.)

On September 10, 1940, the United States attorney for the District of Massachusetts filed a libel against 13 tubs of butter at Somerville, Mass., alleging that the article had been shipped in interstate commerce on or about August 30, 1940, from Duluth, Minn., for the Luverne Cooperative Creamery, Luverne, Minn.; and charging that it was adulterated and misbranded.

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

On September 19, 1940, the Pipestone Produce Co., Somerville, Mass., 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 by weight of milk fat.

1246. Adulteration and misbranding of butter. U. S. v. Twelve 60-Pound Cubes of Butter. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 3803. Sample No. 40251-E.)

On January 31, 1941, the United States attorney for the Eastern District of Pennsylvania filed a libel against twelve 60-pound cubes of butter at Philadelphia, Pa., alleging that the article had been shipped in interstate commerce on or about January 21, 1941, by the Manannah Creamery from Manannah, Minn.; and charging that it was adulterated and misbranded. It was labeled in part: "Bulk Butter Distributed by C. G. Heyd and Co. of Phila., Pa."