

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 February 4, 1941, C. G. Heyd & 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 the Food and Drug Administration.

1247. Adulteration of butter. U. S. v. 10 Cartons of Butter. Consent decree of condemnation. Product ordered released under bond for reworking. (F. D. C. No. 3239. Sample No. 34177-E.)

On October 9, 1940, the United States attorney for the Southern District of New York filed a libel against 10 cartons of butter at New York, N. Y. (consigned by the New England Creamery from New England, N. Dak.), alleging that the article had been shipped in interstate commerce on or about September 21 and 24, 1940; 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: "Fortgang Bros. * * * N. Y."

On October 21, 1940, Fortgang Bros., Inc., New York, N. Y., claimants, 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 contain not less than 80 percent of milk fat.

1248. Adulteration and misbranding of butter. U. S. v. 21 Boxes of Butter. Consent decree of condemnation. Product ordered released under bond to be reworked. (F. D. C. No. 3012. Sample No. 2680-E.)

On September 4, 1940, the United States attorney for the District of Massachusetts filed a libel against 21 boxes of butter at Springfield, Mass., alleging that the article had been shipped in interstate commerce on or about August 23, 1940, by the Northwest Dairy Forwarding Co. from Sandstone, Minn.; and charging that it was adulterated and misbranded. The article was labeled in part: "Butter G A & P Tea Co., N. Y. Distributors."

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 as it contained less than 80 percent of milk fat.

On October 7, 1940, the Freeport Cooperative Creamery, Freeport, Minn., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was released under bond conditioned that it be reworked so that it contain at least 80 percent by weight of milk fat.

1249. Adulteration and misbranding of butter. U. S. v. 15 Cartons of Butter. Consent decree of condemnation. Product released under bond to be reworked. (F. D. C. No. 3034. Sample No. 36096-E.)

On September 7, 1940, the United States attorney for the District of Massachusetts filed a libel against 15 cartons of butter at Somerville, Mass., alleging that the article had been shipped in interstate commerce on or about August 29, 1940, for the Oak Park Cooperative Creamery, Oak Park, Minn.; and charging that it was adulterated.

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.

1250. Adulteration of butter. U. S. v. 28 Tubs of Butter. Consent decree of condemnation. Product released under bond to be reworked. (F. D. C. No. 2257. Sample No. 30507-E.)

On or about June 7, 1940, the United States attorney for the Northern District of Illinois filed a libel against 28 tubs of butter at Chicago, Ill., alleging that the article had been shipped in interstate commerce on or about May 19, 1940, by Frank Pilley & Sons from Sioux City, 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.