

6665. Adulteration of butter. U. S. v. 14½ Cases of Butter. Default decree of condemnation. Product ordered delivered to a charitable institution. (F. D. C. No. 12801. Sample No. 79448-F.)

LIBEL FILED: On or about June 6, 1944, Southern District of West Virginia.

ALLEGED SHIPMENT: On or about May 23, 1944, by the Beatrice Creamery Co., from Cincinnati, Ohio.

PRODUCT: Butter: 14½ cases, each containing 32 1-pound cartons, at Charleston, W. Va.

This product contained mold.

LABEL, IN PART: (Cartons) "Meadow Gold Butter."

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy or decomposed animal substance.

DISPOSITION: September 12, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to a charitable organization, after being denatured so that it could not be disposed of for human consumption.

6666. Adulteration of butter. U. S. v. 10 Cases of Butter. Decree of forfeiture. Product ordered delivered to a rendering plant. (F. D. C. No. 13149. Sample No. 67939-F.)

LIBEL FILED: On or about July 1, 1944, Southern District of Indiana.

ALLEGED SHIPMENT: On or about June 14, 1944, by the Blue Valley Creamery Co., from Louisville, Ky.

PRODUCT: Butter: 10 cases, each containing 32 pounds, at Madison, Ind.

Examination of a sample showed that the product contained mold.

LABEL, IN PART: "Pearl Brand Creamery Butter [or "Fairmount Roll Creamery Butter"] * * * Packed for Pearl Packing Company, Incorporated, Madison, Indiana."

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy or decomposed animal substance.

DISPOSITION: August 21, 1944. No claimant having appeared, judgment of forfeiture was entered and the product was ordered delivered to a rendering plant for salvaging of the fats for use in the war effort.

6667. Adulteration of butter. U. S. v. 46 Tubs of Butter. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 12066. Sample Nos. 67107-F, 76145-F, 76511-F.)

LIBEL FILED: February 24, 1944, Southern District of New York.

ALLEGED SHIPMENT: On or about February 4, 1944, by the Lyons Cooperative Creamery, Lyons, Nebr.

PRODUCT: 46 tubs, each containing approximately 64 pounds, of butter at New York, N. Y.

LABEL, IN PART: "Breakstone Bros Inc., Distributors, New York, N. Y."

VIOLATION CHARGED: Adulteration, Section 402 (b) (2), a product containing less than 80 percent by weight of milk fat had been substituted for butter.

DISPOSITION: March 7, 1944. The Lyons Cooperative Creamery, claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond to be reworked under the supervision of the Food and Drug Administration.

6668. Adulteration of butter. U. S. v. 13 Cubes and 6 Cubes (1,330 pounds) of Butter. Decrees of condemnation. Product ordered released under bond for reworking. (F. D. C. Nos. 13131, 13134. Sample Nos. 39296-F, 54279-F to 54281-F, incl.)

LIBELS FILED: June 16 and 26, 1944, Southern District of California.

ALLEGED SHIPMENT: On or about May 31 and June 7, 1944, by the T. & O. Sales Co., from Hereford and Lubbock, Tex.

PRODUCT: 19 cubes, each containing 70 pounds, of butter.

LABEL, IN PART: "Cream-O-Plains Butter Made by Hereford Creamery Co. Hereford, Texas," or "Made by Wellington Creamery Wellington, Texas."

VIOLATION CHARGED: Adulteration, Section 402 (b) (2), a product which contained less than 80 percent by weight of milk fat had been substituted for butter.

DISPOSITION: July 5, 1944. The Arden Farms Co., Los Angeles, Calif., claimant, having admitted the allegations of the libel, judgments of condemnation were entered and the product was ordered released under bond for reworking under the supervision of the Food and Drug Administration.

6669. Adulteration of butter. U. S. v. 95 Cartons (2,850 pounds) of Butter (and 1 other seizure action against butter). Decrees of condemnation. Product ordered released under bond to be reworked. (F. D. C. Nos. 12065, 12202. Sample Nos. 53966-F, 53968-F, 54266-F to 54268-F, incl.)

LIBELS FILED: March 3 and 10, 1944, Southern District of California.

ALLEGED SHIPMENT: On or about February 12 and 29, 1944, by the San Juan Creamery, from Durango, Colo.

PRODUCT: 120 cartons and cases, each containing 30 pounds, and 14 pounds of butter at Los Angeles, Calif.

LABEL, IN PART: "Carty's Brand Butter Distributed by Carty's Los Angeles California."

VIOLATION CHARGED: Adulteration, Section 402 (b) (2), a product containing less than 80 percent by weight of milk fat had been substituted for butter.

DISPOSITION: March 22 and 23, 1944. Carty Bros., claimant, having admitted the allegations of the libels, judgments of condemnation were entered and the product was ordered released under bond to be reworked under the supervision of the Food and Drug Administration.

6670. Adulteration of butter. U. S. v. 17 Cubes and 16 Cubes (2,672 pounds) of Butter. Decree of condemnation. Product ordered released under bond. (F. D. C. No. 12394. Sample No. 60286-F.)

LIBEL FILED: March 30, 1944, Northern District of California.

ALLEGED SHIPMENT: On or about March 6, 1944, by H. Kittelson from Veblen, S. Dak.

PRODUCT: 33 64-pound cubes of butter at San Francisco, Calif.

VIOLATION CHARGED: Adulteration, Section 402 (b) (2), a product containing less than 80 percent by weight of milk fat had been substituted for butter.

DISPOSITION: April 14, 1944. Nye & Nissen, Inc., San Francisco, Calif., having appeared as claimant, judgment of condemnation was entered and the product was ordered released under bond to be brought into compliance with the law under the supervision of the Food and Drug Administration. The product was returned to the legal standard.

6671. Adulteration of butter. U. S. v. 98 Packages of Butter. Default decree of condemnation. Product ordered delivered to charitable institutions. (F. D. C. No. 12794. Sample No. 75607-F.)

LIBEL FILED: May 18, 1944, Northern District of West Virginia.

ALLEGED SHIPMENT: On or about May 11, 1944, by the Quaker City Co-Operative Creamery Co., from Quaker City, Ohio.

PRODUCT: 98 packages, each containing 1 pound, of butter at Wheeling, W. Va.

LABEL, IN PART: "Quaker City Butter."

VIOLATION CHARGED: Adulteration, Section 402 (b) (2), salt water, a substance containing less than 80 percent by weight of milk fat, had been substituted for butter.

DISPOSITION: June 3, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to charitable institutions.

6672. Adulteration and misbranding of butter. U. S. v. Benson Produce Co. and Howard M. Rose. Pleas of guilty. Fine, \$100. (F. D. C. No. 11371. Sample Nos. 20629-F, 21921-F, 21922-F, 51225-F.)

INFORMATION FILED: On April 10, 1944, in the District of Minnesota, against the Benson Produce Co., a partnership, Benson, Minn., and Howard M. Rose, a member of the partnership.

ALLEGED SHIPMENT: From on or about June 12 to September 4, 1943, from the State of Minnesota into the States of Massachusetts and New York.

LABEL, IN PART: (Wrappers on portion of prints) "Fancy Creamery Butter One Pound Net."

VIOLATIONS CHARGED: Adulteration, Section 402 (b) (1), a valuable constituent, milk fat, had been in part omitted from the article; and, Section 402 (b) (2),