

VIOLATIONS CHARGED: Adulteration, Section 402 (b) (2), an article deficient in milk fat had been substituted in whole or in part for Cheddar cheese.

Misbranding, Section 403 (g) (1), it purported to be and was represented as Cheddar cheese, a food for which a definition and standard of identity has been prescribed by regulations promulgated pursuant to law, but it failed to conform to such definition and standard since it contained, in its solids, less than 50 percent of milk fat.

DISPOSITION: September 13, 1944. Swift & Co., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond, to be manufactured into processed cheese under the supervision of the Food and Drug Administration.

6903. Adulteration and misbranding of Cheddar Cheese. U. S. v. 74 Daisies of Cheddar Cheese. Decree of condemnation. Product ordered released under bond. (F. D. C. No. 13167. Sample Nos. 60988-F, 61517-F.)

LIBEL FILED: August 5, 1944, Eastern District of Louisiana.

ALLEGED SHIPMENT: On or about June 1, 1944, by the Tuell Dairy Co., from Columbia, Tenn.

PRODUCT: 74 daisies of Cheddar cheese at New Orleans, La.

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), an article deficient in milk fat had been substituted in whole or in part for Cheddar cheese, which the article purported and was represented to be.

Misbranding, Section 403 (e) (1), it was food in package form and failed to bear a label stating the name and place of business of the manufacturer, packer or distributor; and, Section 403 (g) (1), it purported to be and was represented as Cheddar cheese, a food for which a definition and standard of identity has been prescribed by regulations, but it failed to conform to such definition and standard since its solids contained less than 50 percent of milk fat.

DISPOSITION: September 2, 1944. The Tuell Dairy Co., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond, to be used in the manufacture of legal process cheese, under the supervision of the Food and Drug Administration.

OLEOMARGARINE

6904. Adulteration of oleomargarine. U. S. v. 201 Cases and 300 Cases of Oleomargarine. Consent decrees of condemnation. Product ordered released under bond. (F. D. C. No. 11967. Sample No. 49651-F.)

LIBELS FILED: March 6, 1944, Western District of New York.

ALLEGED SHIPMENT: On or about February 2, 1943, by the Cudahy Packing Co., Wichita, Kans.

PRODUCT: 501 cases, each containing 32 1-pound packages, of oleomargarine at Rochester, N. Y.

LABEL, IN PART: "Cudahy's Maybelle * * * Oleomargarine."

VIOLATIONS CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance by reason of the presence of rancid oleomargarine.

DISPOSITION: July 20, 1944. Wegman's Food Markets, Inc., Rochester, N. Y., claimant, having consented to the entry of decrees, judgments of condemnation were entered and the product was ordered released under bond, to be sold to a rendering plant for use as waste fat under the supervision of the Food and Drug Administration.

6905. Adulteration and misbranding of oleomargarine. U. S. v. 32 Cases of Oleomargarine. Default decree of condemnation. Product ordered delivered to an Army hospital. (F. D. C. No. 11140. Sample No. 61022-F.)

LIBEL FILED: November 18, 1943, Eastern District of Louisiana.

ALLEGED SHIPMENT: On or about October 13, 1943, by the Interstate Cotton Oil Refining Co., from Sherman, Tex.

PRODUCT: 32 cases, each containing 12 1-pound cartons, of oleomargarine at New Orleans, La.

LABEL, IN PART: (Cartons) "BLUE PLATE * * * Vegetable OLEOMARGARINE. Prepared For Blue Plate Foods, Inc. New Orleans, La."