

7083. Adulteration of butter. U. S. v. 22 Boxes (1,320 pounds) of Butter. Consent decree of condemnation. Product ordered released under bond to be reworked. (F. D. C. No. 12799. Sample No. 49672-F.)

LIBEL FILED: May 29, 1944, Western District of New York.

ALLEGED SHIPMENT: On or about May 10 and 16, 1944, by Benson Produce Co., from Benson, Minn.

PRODUCT: 22 60-pound boxes of butter at Buffalo, 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: July 24, 1944. Benson Produce Co., claimant, having consented to the entry of a decree, 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.

7084. Adulteration of butter. U. S. v. 12 Boxes (about 956 pounds) of Butter. Consent decree of condemnation. Product ordered released under bond to be reworked. (F. D. C. No. 13988. Sample No. 82316-F.)

LIBEL FILED: August 21, 1944, Southern District of New York.

ALLEGED SHIPMENT: On or about August 10, 1944, by Crofton Cooperative Creamery, Crofton, Nebr.

PRODUCT: 12 boxes, each containing approximately 63 pounds, of butter at New York, N. Y.

LABEL, IN PART: "Butter William Menzer Inc. * * * Distributor New York."

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: September 7, 1944. William Menzer, Inc., New York, N. Y., 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.

7085. Adulteration of butter. U. S. v. 1,500 Prints and 832 Rolls of Butter. Decree of condemnation. Product ordered released under bond to be reworked. (F. D. C. No. 14569. Sample Nos. 78228-F, 78229-F.)

LIBEL FILED: June 27, 1944, Eastern District of Pennsylvania.

ALLEGED SHIPMENT: On or about June 15, 1944, by Falls City Creamery Co., from Falls City, Nebr.

PRODUCT: 1,500 1-pound prints and 832 1-pound rolls of butter at Philadelphia, Pa.

LABEL, IN PART: "Butter Distributed by C. G. Heyd & Co. Philadelphia, Pa."

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: June 30, 1944. Luther K. Heyd, claimant, having admitted the allegations in 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.

7086. Adulteration and misbranding of butter. U. S. v. Harding Cream Division of Sugar Creek Creamery Co. Plea of guilty. Fine, \$100 and costs. (F. D. C. No. 11406. Sample Nos. 43321-F, 43493-F, 43562-F.)

INFORMATION FILED: April 25, 1944, Western District of Missouri, against Harding Cream, Division of Sugar Creek Creamery Co., a corporation, Kansas City, Mo.

ALLEGED SHIPMENT: From on or about May 29, 1943, to September 7, 1943, from the State of Missouri into the States of Illinois and Kansas.

PRODUCT: 60-pound cubes and 1-pound prints of butter.

LABEL, IN PART: (Wrappers of prints) "One Pound Net Cudahy's Sweet Cream Butter The Cudahy Packing Co. Distributors General Offices, Chicago, U. S. A." (Boxes containing cubes) "Butter * * * Wt 60 Lbs."

VIOLATIONS CHARGED: Adulteration (cubes), Section 402 (b) (1), a valuable constituent, milk fat, had been in part omitted; and, Section 402 (b) (2), a product which contained less than 80 percent by weight of milk fat had been substituted for butter.

Misbranding (prints), Section 403 (a), the statement "One Pound Net," on the wrappers, was false and misleading since the article was short-weight; and, Section 403 (e) (2), it was in package form and failed to bear an accurate statement of the quantity of the contents.

DISPOSITION: July 26, 1944. A plea of guilty was entered and the court imposed a fine of \$50 on each of 2 counts, and costs.

7087. Adulteration of butter. U. S. v. 357 Cubes (22,491 pounds) of Butter. Decree of condemnation. Product ordered released under bond to be reworked. (F. D. C. No. 14584. Sample Nos. 66945-F, 66950-F.)

LIBEL FILED: On or about August 8, 1944, Western District of Missouri.

ALLEGED SHIPMENT: On or about July 11, 1944, by Harding Cream Co., from Salina, Kans.

PRODUCT: 357 63-pound cubes of butter at Kansas City, Mo.

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: August 17, 1944. Harding Cream Co., Division of the Sugar Creek Creamery Co., claimant, having admitted that the product was adulterated, 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.

7088. Adulteration of butter. U. S. v. 6 Boxes (360 pounds) of Butter. Consent decree of condemnation. Product ordered released under bond to be reworked. (F. D. C. No. 13999. Sample No. 84818-F.)

LIBEL FILED: September 5, 1944, Eastern District of Pennsylvania.

ALLEGED SHIPMENT: On or about August 25, 1944, by C. G. Heyd & Co., from Minnesota Transfer, Minn.

PRODUCT: 6 60-pound boxes of butter at Philadelphia, Pa.

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: September 7, 1944. Luther K. Heyd, Philadelphia, Pa., 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.

7089. Adulteration of butter. U. S. v. 14 Cartons and 20 Cartons (1,020 pounds) of Butter. Consent decree of condemnation. Product ordered released under bond to be reworked. (F. D. C. No. 14355. Sample Nos. 75641-F, 75644-F.)

LIBEL FILED: September 25, 1944, Western District of Pennsylvania.

ALLEGED SHIPMENT: On or about September 15, 1944, by Isaly's Creamery Products Inc., from Fort Wayne, Ind.

PRODUCT: 34 30-pound cartons of butter at Pittsburgh, Pa.

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: September 29, 1944. Isaly 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 reworked under the supervision of the Food and Drug Administration, after withdrawal of samples by the Food and Drug Administration.

7090. Adulteration of butter. U. S. v. 15 Cubes (960 pounds) of Butter. Consent decree of condemnation. Product ordered released under bond to be reworked. (F. D. C. No. 13591. Sample Nos. 54375-F, 54376-F.)

LIBEL FILED: June 26, 1944, Southern District of California.

ALLEGED SHIPMENT: On or about May 2, 1944, by Land O' Lakes Creameries Inc., from Minneapolis, Minn.

PRODUCT: 15 64-pound cubes of butter at Los Angeles, 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: July 7, 1944. Thomas B. Kimbley and Marjorie Kimbley, trading as Kimbley Brokerage Co., claimants, Los Angeles, Calif., 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.