

**9465. Adulteration of popcorn. U. S. v. 20 Cases of Popcorn (and 9 other seizure actions against popcorn). Decrees of condemnation. Portion of product ordered released under bond; remainder ordered destroyed or delivered to Federal institutions, for use as animal feed.** (F. D. C. Nos. 17145, 17249, 17450, 17582, 17939, 18018, 18019, 18022, 18358, 18746. Sample Nos. 10990-H, 12331-H, 14794-H, 16130-H, 16182-H, 16183-H, 17231-H, 18413-H, 18414-H, 19293-H, 31165-H.)

**LABELS FILED:** Between August 21 and December 21, 1945, Eastern and Western Districts of Michigan, Eastern District of Wisconsin, District of North Dakota, District of Arizona, Southern District of Iowa, District of New Hampshire, and Western District of Pennsylvania.

**ALLEGED SHIPMENT:** Between the approximate dates of March 14 and May 4, 1945, by Edward A. Graham and Associates, from Chicago, Ill.

**PRODUCT:** 1,856 cases, each containing 36 bags, and 23 cases, each containing 30 bags, of popcorn at Traverse City, Grand Rapids, and Jackson, Mich.; Green Bay, Wis.; Grand Forks, N. Dak.; Phoenix, Ariz.; Davenport, Iowa; Nashua, N. H.; and New Castle, Pa.

**LABEL, IN PART:** "Popcorn Selected Finest Quality Net Wt. When Packed 8 Oz. Riverside Popcorn Sales Chicago, Ill."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy and decomposed substance by reason of the presence of rodent excreta, rodent-gnawed kernels, insects, rodent hairs, insect fragments, and moldy kernels.

**DISPOSITION:** Between October 8, 1945, and January 23, 1946, Philip Porter, Inc., claimant for the New Hampshire lot, having consented to the entry of a decree, and no claimant having appeared for the other lots, judgments of condemnation were entered and a portion of the New Hampshire lot was ordered released under bond for conversion into stock feed. The remainder of the product was ordered destroyed or delivered to Federal institutions, for use as animal feed.

## DAIRY PRODUCTS

### BUTTER

The following cases report actions involving butter that consisted in whole or in part of filthy or decomposed substances, Nos. 9466 to 9478; that was below the standard for milk fat content, Nos. 9476 to 9493; and that was short of the declared weight, Nos. 9478 and 9494.

**9466. Adulteration of butter. U. S. v. 23 70-Pound Cubes of Butter. Default decree of condemnation and destruction.** (F. D. C. No. 18301. Sample No. 26160-H.)

**LABEL FILED:** On or about August 27, 1945, Northern District of Texas.

**ALLEGED SHIPMENT:** On or about July 21, 1945, by the Quint County Co-operative, from Mangum, Okla.

**PRODUCT:** 24 70-pound cubes of butter at Amarillo, Tex.

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of rodent hairs, feather barbules, and insect parts; and, Section 402 (a) (4), it had been prepared, packed, and held under insanitary conditions whereby it may have become contaminated with filth.

**DISPOSITION:** October 16, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

**9467. Adulteration of butter. U. S. v. 3 Cases, 151 Cases, and 1 Case of Butter. Consent decree of condemnation. Product ordered released under bond.** (F. D. C. No. 18453. Sample Nos. 2364-H to 2366-H, incl.)

**LABEL FILED:** October 17, 1945, Eastern District of Virginia.

**ALLEGED SHIPMENT:** On or about September 26, 1945, by the Tip-Top Creamery Co., from Vincennes, Ind.

**PRODUCT:** 155 32-pound cases of butter at Norfolk, Va. Examination showed that the product contained mold.

**LABEL, IN PART:** "Holland Brand Creamery Butter Distributed by Holland Butter Company, Boston, Mass. Division of Beatrice Creamery Company," or