

and, Section 402 (a) (4), it had been prepared and packed under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: February 5, 1947. A plea of guilty having been entered, the court imposed a fine of \$750.

**11731. Adulteration of butter. U. S. v. 5 Cartons (300 pounds) \* \* \*. (F. D. C. No. 21275. Sample No. 63792-H.)**

**LABEL FILED:** On or about September 25, 1946, Eastern District of New York.

**ALLEGED SHIPMENT:** On or about September 8, 1946, by the South Mountain Dairies, Inc., from Middletown, Md.

**PRODUCT:** 5 60-pound cartons of butter at Brooklyn, N. Y. The product had been made from moldy cream.

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy, putrid, or decomposed substance.

**DISPOSITION:** December 11, 1946. The Sunnysdale Ice Cream Co., Inc., Brooklyn, N. Y., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered blended and mixed with other fats intended for industrial purposes, under the supervision of the United States marshal.

**11732. Adulteration of butter. U. S. v. 57 Cases \* \* \*. (F. D. C. No. 21272. Sample Nos. 1798-H, 1964-H.)**

**LABEL FILED:** November 7, 1946, Northern District of Georgia.

**ALLEGED SHIPMENT:** On or about October 17, 1946, by Armour Creameries, from Enid, Okla.

**PRODUCT:** 57 cases, each containing 32 pounds, of butter at Atlanta, Ga. Examination showed that the product contained mold.

**LABEL, IN PART:** "Armour Cloverbloom Butter \* \* \* Armour Creameries Distributors General Office, Chicago, Ill."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy or decomposed substance.

**DISPOSITION:** December 9, 1946. Armour & Co., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond, conditioned that it be converted into butter oil, under the supervision of the Food and Drug Administration.

**11733. Adulteration of process butter. U. S. v. 10 Cases \* \* \*. (F. D. C. No. 21298. Sample No. 49885-H.)**

**LABEL FILED:** September 12, 1946, Middle District of Alabama.

**ALLEGED SHIPMENT:** On or about August 3, 1946, by the Big Apple Super Market, from Atlanta, Georgia.

**PRODUCT:** 10 cases, each containing 30 1-pound cartons, of process butter at Opelika, Alabama. Examination showed that the product contained fly and other insect fragments, rodent hairs, and feather fragments.

**LABEL, IN PART:** "Cherokee Rose Process Butter Mfg. by Cherokee Creamery, Inc., Cedartown, Ga."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy animal substance.

**DISPOSITION:** October 21, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered sold, conditioned that it be denatured so that it could not be disposed of for use as food.

**11734. Adulteration of butter. U. S. v. 82 Boxes (4,428 pounds) \* \* \*. (F. D. C. No. 21300. Sample No. 51762-H.)**

**LABEL FILED:** October 10, 1946, District of New Jersey.

**ALLEGED SHIPMENT:** On or about September 26, 1946, by Padua Cooperative Creamery, from Sauk Centre, Minn.

**PRODUCT:** 82 54-pound boxes of butter at Jersey City, N. J.

**LABEL, IN PART:** "June Dairy Products Co Inc Distributors Jersey City, N. J. Butter."

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

**DISPOSITION:** November 18, 1946. June Dairy Products, Inc., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond for reworking under the supervision of the Federal Security Agency.

**11735. Adulteration of butter. U. S. v. 51 Boxes \* \* \* (and 1 other seizure action; 5,325 pounds, total).** (F. D. C. Nos. 21274, 21277. Sample Nos. 57474-H, 57475-H.)

**LIBELS FILED:** September 20, 1946, District of Massachusetts.

**ALLEGED SHIPMENT:** On or about September 5 and 9, 1946, by Green Mountain Dairy Products, Inc., from Burlington, Vt.

**PRODUCT:** 51 boxes and 20 boxes, each containing 75 pounds, of butter at Somerville, Mass.

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

**DISPOSITION:** October 29, 1946. The National Creamery Co., Inc., Somerville, Mass., having appeared as claimant, and having consented to the entry of a decree, and the cases having been consolidated, judgment of condemnation was entered. The product was ordered released under bond for conversion into butter fat for use in the manufacture of ice cream, under the supervision of the Federal Security Agency.

**11736. Adulteration of butter. U. S. v. 11 Boxes (704 pounds) \* \* \*** (F. D. C. No. 21299. Sample No. 52213-H.)

**LIBEL FILED:** October 11, 1946, Southern District of New York.

**ALLEGED SHIPMENT:** On or about October 1, 1946, by the Murdock Farmers Cooperative Creamery, from Murdock, Minn.

**PRODUCT:** 11 64-pound boxes of butter at New York, N. Y.

**LABEL, IN PART:** "Butter Distributed by Hunter Walton & Co. New York, N. Y."

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

**DISPOSITION:** October 28, 1946. The Murdock Farmers Cooperative Creamery, 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 in order to comply with the law, under the supervision of the Food and Drug Administration.

**11737. Adulteration of butter. U. S. v. 160 Cartons (10,240 pounds) \* \* \*** (F. D. C. No. 21282. Sample Nos. 56759-H, 57574-H.)

**LIBEL FILED:** September 19, 1946, District of Massachusetts.

**ALLEGED SHIPMENT:** On or about June 11, 1946, by the Vermont Cooperative Creamery, Inc., from Bradford, Vt.

**PRODUCT:** 160 64-pound cartons of butter at Boston, Mass.

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

**DISPOSITION:** October 16, 1946. The Vermont Cooperative Creamery, Inc., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond, conditioned that it be reworked so that it would comply with the law, under the supervision of the Federal Security Agency.

**11738. Adulteration of butter. U. S. v. 17 Cartons (1,088 pounds) \* \* \*** (F. D. C. No. 21271. Sample Nos. 63774-H, 63776-H.)

**LIBEL FILED:** August 26, 1946, Southern District of New York.

**ALLEGED SHIPMENT:** On or about August 1, 1946, by the Farmers Mutual Cooperative Creamery, from Sioux Center, Iowa.

**PRODUCT:** 17 64-pound cartons of butter at New York, N. Y.

**LABEL, IN PART:** "Carl Ahlers Inc. Distributors New York Butter."