

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of mites, and it was otherwise unfit for food by reason of its moldy, musty condition.

**DISPOSITION:** April 9, 1947. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

**12070. Misbranding of cream cheese. U. S. v. 7 Cases, etc. (F. D. C. No. 22573. Sample Nos. 60564-H, 60565-H.)**

**LABEL FILED:** February 25, 1947, Western District of Pennsylvania.

**ALLEGED SHIPMENT:** On or about February 7, 1947, by the Fairmont Creamery Co., from Buffalo, N. Y.

**PRODUCT:** 7 cases, each containing 10 3-pound boxes, and 18 dozen 3-ounce packages of cream cheese at Pittsburgh, Pa.

**LABEL, IN PART:** "Fairmont's Pasteurized Cream Cheese Vegetable Gum Added 37% Milk Fat."

**NATURE OF CHARGE:** Misbranding, Section 403 (a), the label statement "37% Milk Fat" was false and misleading.

**DISPOSITION:** March 6, 1947. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to a charitable institution.

### EGGS

**12071. Adulteration of frozen whole eggs. U. S. v. 35 Cans \* \* \*. (F. D. C. No. 22172. Sample No. 57630-H.)**

**LABEL FILED:** January 10, 1947, District of Maine.

**ALLEGED SHIPMENT:** On or about December 8, 1946, by the National Grain Yeast Co., from Cambridge, Mass.

**PRODUCT:** 35 30-pound cans of frozen whole eggs at Portland, Maine.

**LABEL, IN PART:** "Capital Butter & Egg Co. Washington 4, D. C. Whole Eggs."

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

**DISPOSITION:** February 19, 1947. The Arthur Redmond Co., Inc., New York, N. Y., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond for segregation and destruction of the unfit portion, under the supervision of the Food and Drug Administration.

**12072. Adulteration of frozen whole eggs. U. S. v. 460 Cans \* \* \*. (F. D. C. Nos. 22591, 22592. Sample No. 39173-H.)**

**LABEL FILED:** March 12, 1947, Northern District of Illinois.

**ALLEGED SHIPMENT:** On or about February 10, 1947, by the Watertown Egg & Produce Company, from Watertown, Wis.

**PRODUCT:** 460 30-pound cans of frozen whole eggs at Chicago, Ill.

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

**DISPOSITION:** April 21, 1947. The Forrest Poultry Co., Chicago, Ill., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond, conditioned that the fit portion be separated from the unfit and that the unfit portion be denatured, under the supervision of the Federal Security Agency, so that it could not be sold for human consumption.

**12073. Adulteration of frozen egg yolks. U. S. v. 536 Cans \* \* \*. (F. D. C. No. 22588. Sample Nos. 39171-H, 39172-H.)**

**LABEL FILED:** March 7, 1947, Northern District of Illinois.

**ALLEGED SHIPMENT:** On or about June 12 and 24, 1946, by R. B. Colby Farm Produce, from Loyal, Wis.

**PRODUCT:** 536 30-pound cans of frozen egg yolks at Chicago, Ill.

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