

14190. Misbranding of butter. U. S. v. 232 Cases * * *. (F. D. C. No. 25261. Sample No. 31439-K.)

LIBEL FILED: August 11, 1948, Southern District of California.

ALLEGED SHIPMENT: On or about July 10, 1948, by Swift & Co., from New Rockford, N. Dak.

PRODUCT: 232 cases, each containing 36 1-pound packages, of butter at Los Angeles, Calif.

LABEL, IN PART: "Swift's Brookfield Butter First Quality."

NATURE OF CHARGE: Misbranding, Section 403 (a), the label statement "First Quality" was false and misleading since the product was of lower quality.

DISPOSITION: September 20, 1948. Swift & Co., claimant, having filed an answer denying that the product was misbranded but having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond to be relabeled, under the supervision of the Food and Drug Administration. The product was relabeled "Grade B Butter."

CHEESE

14191. Adulteration of cheese. U. S. v. 391 Bricks * * *. (F. D. C. No. 25028. Sample No. 27525-K.)

LIBEL FILED: On or about July 16, 1948, Western District of Missouri.

ALLEGED SHIPMENT: On or about March 17, April 6, and May 25, 1948, from St. Paul, Minn.

PRODUCT: 391 5-pound bricks of cheese at Neosho, Mo.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a putrid and decomposed substance. The product was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: September 17, 1948. Default decree of destruction.

14192. Adulteration of cheese. U. S. v. 540 Cheeses * * *. (F. D. C. No. 25911. Sample No. 15988-K.)

LIBEL FILED: November 9, 1948, Eastern District of Michigan.

ALLEGED SHIPMENT: On or about July 31, 1948, by the Pick-A-Way Dairy Corp., from Circleville, Ohio.

PRODUCT: 540 77-pound cheeses at Detroit, Mich.

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

DISPOSITION: January 13, 1949. Default decree of condemnation. The product was ordered delivered to a Federal institution, for use as animal feed.

14193. Adulteration of Cheddar cheese. U. S. v. 96 Cheeses * * *. (F. D. C. No. 25948. Sample No. 6741-K.)

LIBEL FILED: November 18, 1948, Western District of New York.

ALLEGED SHIPMENT: On or about November 6, 1948, by Cuba Cheese & Trading Co., Inc., from Cranesville, Pa.

PRODUCT: 96 cheeses at Cuba, N. Y.

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 insect fragments, rodent hair fragments, cat hair fragments, and cow hairs; and, Section 402 (a) (4), it had been prepared under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: December 27, 1948. Default decree of condemnation and destruction.

14194. Adulteration of goat cheese. U. S. v. 7 Cheeses * * *. (F. D. C. No. 26209. Sample No. 6165-K.)

LIBEL FILED: December 23, 1948, Western District of Pennsylvania.

ALLEGED SHIPMENT: On or about November 13, 1948, by Leonard Nicoletti, from Midvale, Utah.

PRODUCT: 7 Cheeses, weighing a total of approximately 42 pounds, at Belle Vernon, Pa.

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 insects, insect fragments, and rodent hairs; and, Section 402 (a) (4), it had been prepared under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: February 18, 1949. Default decree of destruction.

EGGS

14195. Adulteration of frozen eggs. U. S. v. 76 Cans, etc. (F. D. C. No. 24922. Sample Nos. 9211-K, 9212-K.)

LIBEL FILED: June 29, 1948, District of New Jersey.

ALLEGED SHIPMENT: On or about March 15, 22, 26, and 31, and April 2, 1948, by the Arrow Dairy Co., from New York, N. Y.

PRODUCT: 146 cans, each containing 30 pounds, of frozen eggs at Jersey City, N. J.

LABEL, IN PART: (Can) "Brand A Whole Eggs," "Brand B, MFA Frozen Egg Yolks," or "Acetex Yolks."

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

DISPOSITION: January 17, 1949. Default decree of condemnation and destruction. An amended decree was entered January 31, 1949, permitting the sale of the product, providing that it be used in the tanning of leather.

14196. Adulteration of frozen whole eggs. U. S. v. 15 Cans * * *. (F. D. C. No. 26021. Sample No. 11319-K.)

LIBEL FILED: November 8, 1948, Eastern District of New York.

ALLEGED SHIPMENT: On or about September 24, 1948, by the Sam Pollman Produce Co., from Kansas City, Mo.

PRODUCT: 15 30-pound cans of frozen whole eggs at Brooklyn, N. Y.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance by reason of the presence of decomposed eggs.

DISPOSITION: February 2, 1949. Default decree of condemnation and destruction.