

**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 10, 1949. The Randalia Mutual Creamery Assn., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond for reworking, under the supervision of the Federal Security Agency.

**15267. Adulteration of whipped butter. U. S. v. 80 Cups \* \* \*. (F. D. C. No. 27645. Sample No. 56616-K.)**

**LIBEL FILED:** On or about July 12, 1949, District of Connecticut.

**ALLEGED SHIPMENT:** On or about June 30, 1949, by Mayflower Creamery Co., Inc., from Boston, Mass.

**PRODUCT:** 80 8-ounce cups of whipped butter at Hartford, Conn.

**LABEL, IN PART:** "Mayflower's Whipped 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:** August 1, 1949. Default decree of condemnation. The court ordered that the product be distributed to charitable institutions.

**15268. Misbranding of butter. U. S. v. 22 Cartons, etc. (F. D. C. No. 27647. Sample Nos. 19845-K, 19846-K.)**

**LIBEL FILED:** April 20, 1949, Eastern District of Kentucky.

**ALLEGED SHIPMENT:** On or about April 4 and 11, 1949, from Knoxville, Tenn., by the Sugar Creek Creamery Co.

**PRODUCT:** 22 cartons, each containing 44 patties, and 70 boxes, each containing 12 cartons, of butter at Middlesboro, Ky.

**LABEL, IN PART:** "Sugar Creek Butter Country Patty 8 Oz. Net" and "Sugar Creek Butter 1 Lb. Net."

**NATURE OF CHARGE:** Misbranding, Section 403 (e) (2), the article in the respective lots did not contain "8 Oz. Net" and "1 Lb. Net" as labeled since analysis showed that the article was short weight.

**DISPOSITION:** June 2, 1949. The Sugar Creek Creamery Co., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the court ordered that the product be released under bond for reworking, reprinting, and repacking, so that it would be brought into compliance with the law, under the supervision of the Federal Security Agency.

## EGGS

**15269. Adulteration of eggs. U. S. v. 27 Cases \* \* \*. (F. D. C. No. 27693. Sample No. 58311-K.)**

**LIBEL FILED:** August 12, 1949, Southern District of California.

**ALLEGED SHIPMENT:** On or about July 27, 1949, by the Utah Poultry & Farmer's Co-operative, from Salt Lake City and other points in Utah.

**PRODUCT:** 27 cases each containing 30 dozen eggs at Los Angeles, Calif. Examination showed the presence of rotten and bloody eggs.

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance, and it was otherwise unfit for food by reason of the presence of bloody eggs.

**DISPOSITION:** September 9, 1949. Default decree of condemnation and destruction.

**15270. Adulteration of frozen whole eggs. U. S. v. 700 Cans \* \* \*. (F. D. C. No. 27659. Sample Nos. 61304-K, 61305-K.)**

**LIBEL FILED:** July 20, 1949, Eastern District of Missouri.

**ALLEGED SHIPMENT:** On or about May 16 and June 28, 1949, by Wabash Frozen Foods, from Cedar Rapids, Iowa.

**PRODUCT:** 700 30-pound cans of frozen whole eggs at St. Louis, Mo.

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

**DISPOSITION:** August 29, 1949. Wabash Frozen Foods, claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond to be brought into compliance with the law, under the supervision of the Federal Security Agency. The product was segregated by the claimant, with the result that 121 cans of eggs were classed as unfit and were destroyed.

**15271. Adulteration of frozen whole eggs. U. S. v. 422 Cans \* \* \*. (F. D. C. No. 27466. Sample No. 55340-K.)**

**LIBEL FILED:** On or about July 14, 1949, Western District of Missouri.

**ALLEGED SHIPMENT:** On or about June 2 and 14, 1949, by the Roberts Egg Products Co., from Kansas City, Kans.

**PRODUCT:** 422 30-pound cans of frozen whole eggs at Kansas City, Mo.

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

**DISPOSITION:** July 19, 1949. Glen Roberts having appeared as claimant, judgment of condemnation was entered and the court ordered that the product be released under bond for segregation and destruction of the unfit portion, under the supervision of the Food and Drug Administration. A total of 73 cans of the product were segregated as unfit and were destroyed.

**15272. Adulteration of frozen whole eggs. U. S. v. 29 Cans \* \* \*. (F. D. C. No. 27293. Sample Nos. 11462-K, 11463-K.)**

**LIBEL FILED:** May 31, 1949, District of New Jersey.

**ALLEGED SHIPMENT:** On or about May 21 and August 27, 1948, from New York, N. Y.

**PRODUCT:** 29 cans, each containing 30 pounds, of frozen whole eggs at Jersey City, N. J.

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

**DISPOSITION:** July 25, 1949. Default decree of condemnation and destruction.

## FISH AND SHELLFISH

**15273. Adulteration of whitefish. U. S. v. 22 Boxes \* \* \*. (F. D. C. No. 27665. Sample No. 41863-K.)**