

15967. Adulteration of unpopped popcorn. U. S. v. 34 Cases, etc. (F. D. C. No. 28346. Sample Nos. 42609-K, 42610-K.)

LABEL FILED: December 6, 1949, Northern District of Illinois.

ALLEGED SHIPMENT: On or about October 18, 1949, by the Indiana Pop Corn Co., from Muncie, Ind.

PRODUCT: 68 cases, each containing 24 10-ounce cans, of unpopped popcorn at Chicago, Ill.

LABEL, IN PART: "Pop-Itty-Pop Popcorn" or "Hoosier Pride White Hulless Corn."

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

DISPOSITION: April 18, 1950. Default decree of condemnation and destruction.

15968. Adulteration of prepared doughnut mix. U. S. v. Dawn Donut Co., Inc., and Wayne J. Watkins. Pleas of guilty. Corporation fined \$2,500; individual defendant fined \$500 and placed on 2 years' probation. (F. D. C. No. 28212. Sample Nos. 62510-K to 62512-K, incl., 62514-K, 62520-K.)

INFORMATION FILED: February 23, 1950, Eastern District of Michigan, against the Dawn Donut Co., Inc., Jackson, Mich., and Wayne J. Watkins, president of the corporation.

ALLEGED SHIPMENT: On or about April 28 and June 28, 1949, from the State of Michigan into the State of Massachusetts.

LABEL, IN PART: "Prepared Donut Mixture," "Dawn Stick M Donut Mixture," "Duchess Donut Mixture," or "Princess All Prepared Donut Mixture."

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

DISPOSITION: April 14, 1950. Pleas of guilty having been entered, the court fined the corporation \$2,500 and the individual \$500. The individual was placed on probation for two years.

DAIRY PRODUCTS

BUTTER

The following cases report actions involving butter that consisted in whole or in part of filthy or decomposed substances, Nos. 15969 to 15971, and that was below the legal standard for milk fat content, No. 15972.

15969. Adulteration of butter. U. S. v. The Cudahy Packing Co. Plea of guilty. Fine of \$1,000 and costs. (F. D. C. No. 28194. Sample No. 62672-K.)

INFORMATION FILED: January 4, 1950, Southern District of Iowa, against The Cudahy Packing Co., a corporation, trading at Winfield, Iowa.

ALLEGED SHIPMENT: On or about September 17, 1949, from the State of Iowa into the State of Rhode Island.

LABEL, IN PART: "Daisy Maid Brand Creamery Butter."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in part of a filthy substance by reason of the presence of insect fragments, fly eggs, setae, moth scales, mites, feather barbules, and rodent hair fragments.

DISPOSITION: April 18, 1950. A plea of guilty having been entered, the defendant was fined \$1,000, plus costs.

15970. Adulteration of butter. U. S. v. Beatrice Foods Co. Plea of nolo contendere. Fine of \$500 and costs. (F. D. C. No. 28215. Sample Nos. 61592-K, 61593-K.)

INFORMATION FILED: January 31, 1950, Southern District of Iowa, against the Beatrice Foods Co., a corporation, Fort Madison, Iowa.

ALLEGED SHIPMENT: On or about September 28, 1949, from the State of Iowa into the State of Missouri.

LABEL, IN PART: "Valley Farm Brand Butter * * * Distributed by Blue Valley Creamery General Offices Chicago, Illinois."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in part of a filthy substance by reason of the presence of fragments of ant, cockroach, and other insects, manure fragments, setae, mites, feather fragments, and rodent hair fragments.

DISPOSITION: April 4, 1950. A plea of nolo contendere having been entered, the defendant was fined \$500, plus costs.

15971. Adulteration of butter. U. S. v. 50 Cases * * *. (F. D. C. No. 28076. Sample No. 1872-K.)

LIBEL FILED: On or about September 14, 1949, Southern District of Florida.

ALLEGED SHIPMENT: On or about July 16, 1949, by the Sugar Creek Creamery Co., from Louisville, Ky.

PRODUCT: 50 cases, each containing 64 pounds, of butter at Miami, Fla.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance by reason of its having been manufactured from decomposed and moldy cream.

DISPOSITION: March 16 and 20, 1950. The sole intervener having consented to the entry of a decree, judgment of forfeiture was entered and the court ordered that the product be sold to the highest bidder on the condition that it be denatured in the presence of the U. S. marshal.

15972. Adulteration of butter. U. S. v. 13 Cases * * *. (F. D. C. No. 27654. Sample No. 55545-K.)

LIBEL FILED: On or about June 16, 1949, Western District of Missouri.

ALLEGED SHIPMENT: On or about June 3, 1949, by the Burlington Creamery Co., Burlington, Kans.

PRODUCT: 13 63-pound cases of butter at Kansas City, Mo.

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: June 24, 1949. The shipper appeared as claimant and admitted the allegations of the libel, and the court ordered that the product be released under bond to be brought into compliance with the law, under the supervision of the Food and Drug Administration.