

DISPOSITION: November 27, 1950. Pleas of nolo contendere having been entered, the court fined each defendant \$50.

16866. Adulteration of butter. U. S. v. 66 Boxes (4,224 pounds) * * *
(F. D. C. No. 29831. Sample No. 85229-K.)

LIBEL FILED: August 30, 1950, District of Minnesota.

ALLEGED SHIPMENT: On or about August 16, 1950, by Beaver Valley Creameries, Inc., from Linton, N. Dak.

PRODUCT: 66 boxes, each containing 64 pounds, of butter at Minneapolis, Minn.

LABEL, IN PART: "Butter * * * Beaver Valley Brand * * * Beaver Valley Creameries, Inc. Wishek, North Dakota."

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, 1950. Beaver Valley Creameries, Inc., 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.

16867. Adulteration of butter. U. S. v. 4 Boxes (252 pounds) * * *
(F. D. C. No. 29830. Sample No. 84745-K.)

LIBEL FILED: September 25, 1950, Southern District of Ohio.

ALLEGED SHIPMENT: On or about September 11, 1950, by Dearmin & Co., from Odon, Ind.

PRODUCT: 4 63-pound boxes of butter at Cincinnati, Ohio.

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 20, 1950. Default decree of condemnation. The court ordered that the product be sold, conditioned that it be denatured under the supervision of the United States marshal, so that it could not be disposed of for human food.

16868. Adulteration of butter. U. S. v. 481 Cartons (4,810 pounds) * * *
(F. D. C. No. 29829. Sample Nos. 84381-K, 84387-K.)

LIBEL FILED: August 28, 1950, Northern District of Ohio.

ALLEGED SHIPMENT: On or about June 20, 1950, from Coldwater, Mich.

RESULTS OF INVESTIGATION: The transportation records relating to this shipment indicated that the shipper was the Midwest Producers Creameries, and the libel alleged shipment by that firm. Investigation disclosed that the Coldwater Dairy Co. manufactured the butter and shipped it in interstate commerce in the name of the Midwest Producers Creameries.

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: On September 22, 1950, the Midwest Producers Creameries having filed an answer denying that it was the shipper of the product, the court made its finding that such was the fact and that the actual shipper was the Coldwater Dairy Co., Coldwater, Mich. The court thereupon entered an order providing that the name Coldwater Dairy Co. be substituted in each place in the libel where the name Midwest Producers Creameries appeared.