

DISPOSITION: July 19, 1951. The New York Creamery Co., Philadelphia, Pa., 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.

18013. Misbranding of butter. U. S. v. 109 Prints (approximately 109 pounds)
* * *. (F. D. C. No. 31695. Sample No. 5795-L.)

LIBEL FILED: August 17, 1951, District of Massachusetts.

ALLEGED SHIPMENT: On or about June 13, 1951, by the Beatrice Foods Co., from Champaign, Ill.

PRODUCT: 109 prints of butter at Worcester, Mass.

LABEL, IN PART: (Wrapper on prints) "One Pound Net Weight Meadow Gold Butter Distributed by Beatrice Foods Co. * * * Chicago, Illinois."

NATURE OF CHARGE: Misbranding, Section 403 (e) (2), the package of the article did not bear an accurate statement of the quantity of the contents since the statement "One Pound Net Weight" was incorrect. (Examination of the article showed that it was short of the declared weight.)

DISPOSITION: September 24, 1951. Default decree of condemnation. The court ordered that the product be delivered to a charitable institution for its use and not for sale.

EGGS

18014. Adulteration of frozen eggs. U. S. v. 474 Cans * * *. (F. D. C. No. 31753. Sample No. 8825-L.)

LIBEL FILED: October 2, 1951, Northern District of Illinois.

ALLEGED SHIPMENT: On or about August 22, 1951, by the Orleans Poultry Co., from Owensboro, Ky.

PRODUCT: 474 30-pound cans of frozen eggs at Chicago, Ill.

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: October 29, 1951. Saul Stone & Co., Chicago, Ill., 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 segregation and destruction of the unfit portion, under the supervision of the Federal Security Agency. A total of 420 cans of the product were segregated and denatured as unfit.

18015. Adulteration of frozen eggs. U. S. v. 308 Cans * * *. (F. D. C. No. 31743. Sample No. 2981-L.)

LIBEL FILED: October 4, 1951, Eastern District of Virginia.

ALLEGED SHIPMENT: On or about September 17, 1951, by Sherman White & Co., from Fort Wayne, Ind.

PRODUCT: 308 30-pound cans of frozen eggs at Norfolk, Va.

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: November 5, 1951. Miles Friedman, Inc., Norfolk, Va., 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 segregation, under the supervision of the Federal Security Agency. A total of 86 cans of the product were segregated as unfit and were denatured for use as animal feed.

18016. Adulteration of frozen eggs. U. S. v. 16 Cans * * *. (F. D. C. No. 31729. Sample No. 5876-L.)

LIBEL FILED: On or about September 25, 1951, District of Rhode Island.

ALLEGED SHIPMENT: On or about September 8 and 11, 1951, by the Delicious Egg Co., from Fall River, Mass.

PRODUCT: 16 30-pound cans of frozen eggs at Providence, R. I.

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: October 19, 1951. Default decree of condemnation and destruction.

FEED

18017. Misbranding of dairy feed. U. S. v. 20 Bags * * *. (F. D. C. No. 29402. Sample No. 39378-K.)

LIBEL FILED: July 19, 1950, Eastern District of Kentucky.

ALLEGED SHIPMENT: On or about June 1, 1950, by Gwinn Brothers & Co., from Huntington, W. Va.

PRODUCT: 20 100-pound bags of dairy feed at Winchester, Ky.

LABEL, IN PART: (Bag) "Banner 16 percent Dairy Feed Guaranteed Analysis Protein, not less than 16 percent Fat, not less than 3 percent Fiber, not more than 15 percent."

NATURE OF CHARGE: Misbranding, Section 403 (a), the label statement "Guaranteed Analysis Protein, not less than 16 percent Fat, not less than 3 percent Fiber, not more than 15 percent" was false and misleading since the product contained less protein and fat and more fiber than declared by the label statement.

DISPOSITION: August 18, 1950. Default decree of condemnation. The court ordered that the product be sold to the highest bidder for use in stock feeding, conditioned that the purchaser file a bond to insure that it would be fed only to stock under his care.

FISH AND SHELLFISH

18018. Adulteration of frozen flounder. U. S. v. 58 Boxes * * *. (F. D. C. No. 31717. Sample No. 23229-L.)

LIBEL FILED: September 21, 1951, Southern District of New York.

ALLEGED SHIPMENT: On or about August 30, 1951, by Cornman & Baggs, Inc., from Boston, Mass.

PRODUCT: 58 15-pound boxes of frozen flounder at New York, N. Y.

LABEL, IN PART: "Fresh Flounders * * * Marque Clare Brand Product of Canada."