

received from Charles Mraz at Middlebury, Vt., and transported to Lowell, Mass.

LABEL, IN PART: "Champlain Valley Apiaries Bee Honey [or "Crystalized Bee Honey"]," "Delicious Vermont Comb Honey," or "Eatmore Honey Comb Honey."

NATURE OF CHARGE: Misbranding, Section 502 (a), certain statements in the leaflets entitled "The Use of Honey," which accompanied the article, were false and misleading since they represented and suggested that the article when used as directed was effective to enable one to relax and to induce sleep and that it was effective in the treatment of digestive disturbances, such as gas formation, heartburn, indigestion, stomach and intestinal ulcers, leg cramps, irregular pulse, high blood pressure, pain in the region of the heart, and dizziness, whereas the article was not effective for such purposes.

DISPOSITION: February 20, 1952. Charles Mraz, Middlebury, Vt., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the United States marshal destroy the leaflets which accompanied the article and release the honey to the claimant.

DAIRY PRODUCTS

BUTTER

18817. Adulteration of butter. U. S. v. 17 Boxes (1,088 pounds) * * *
(F. D. C. No. 33368. Sample No. 65262-L.)

LIBEL FILED: July 30, 1952, Eastern District of Pennsylvania.

ALLEGED SHIPMENT: On or about July 18, 1952, by the Star Creamery Assn., from Henderson, Minn.

PRODUCT: 17 64-pound boxes of butter at Philadelphia, Pa.

LABEL, IN PART: "Butter Distributed by C. W. Dunnet Philadelphia, Pa."

NATURE OF CHARGE: Adulteration, Sections 402 (a) (3) and (4), the article consisted in whole or in part of a filthy substance, namely, insect parts, rodent hairs, and manure, and it had been made from filthy cream.

DISPOSITION: August 13, 1952. The shipper having consented to the destruction of the product, judgment of condemnation was entered and the court ordered that the product be destroyed.

18818. Adulteration of butter. U. S. v. Charles A. Whitford (Whitford Mercantile Co. and Nowata Creamery Co.). Plea of guilty. Fine, \$50.
(F. D. C. No. 30586. Sample No. 77908-K.)

INFORMATION FILED: May 13, 1952, Northern District of Oklahoma, against Charles A. Whitford, trading as the Whitford Mercantile Co. and the Nowata Creamery Co., at Nowata, Okla.

ALLEGED VIOLATION: On or about December 28, 1940, and July 10, 1949, the defendant, at Nowata, Okla., in the names of the Whitford Mercantile Co. and the Nowata Creamery Co., gave to a firm engaged in the business of shipping butter in interstate commerce, at Carthage, Mo., guaranties to the effect that butter delivered by the defendant under the guaranties would not be adulterated.

On or about August 30, 1950, the defendant caused to be shipped from Nowata, Okla., to the holder of the guaranties at Carthage, Mo., a quantity of butter which was adulterated.

NATURE OF CHARGE: Adulteration, Section 402 (b) (1), a valuable constituent of the article, namely, milk fat, had been in part omitted; and Section 402 (b) (2), a product containing less than 80 percent by weight of milk fat had been substituted for butter, which the article was represented to be.

DISPOSITION: September 18, 1952. A plea of guilty having been entered, the court imposed a fine of \$50.

CHEESE AND CHEESE PRODUCT

18819. Adulteration of grated cheese. U. S. v. Moss Food Products Corp., Murray E. Moss, and David Moss. Plea of guilty by corporation and pleas of nolo contendere by individuals. Corporation fined \$450; sentence suspended against individual defendants. (F. D. C. No. 31554. Sample Nos. 10346-L, 10347-L, 23711-L, 23955-L, 24146-L, 24147-L, 24269-L, 24271-L, 24771-L.)

INFORMATION FILED: October 15, 1951, District of New Jersey, against the Moss Food Products Corp., North Bergen, N. J.; Murray E. Moss, president; and David Moss, treasurer.

ALLEGED VIOLATION: Between the approximate dates of March 6 and April 25, 1951, a quantity of grated cheese was shipped by the defendants from the State of New Jersey into the States of Michigan, Connecticut, New York, and Pennsylvania. In addition, on or about April 18, 1951, the defendants received at North Bergen, N. J., a quantity of grated cheese which had been shipped in interstate commerce from Brooklyn, N. Y. While the product was being held for sale after shipment in interstate commerce, the defendants, within the period from on or about April 18, 1951, to on or about April 24, 1951, caused the food to be held under insanitary conditions whereby it may have become contaminated with rodent excreta and rodent hair fragments.

LABEL, IN PART: "Lee Brand Grated Blend of Italian Romano and Domestic Romano Style Cheese," "Royal Seal Brand Grated Blend of Italian Romano and Domestic Romano Style Cheese * * * Packed for Di Leo Bros., Waterbury, Conn.," "Lee Brand Grated Domestic Parmesan Style Cheese," "Grated Cheese Romano Style," or "Lee Brand Grated Cheese Imported Argentine Parmesan Style With Domestic Italian Type."

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

DISPOSITION: May 9, 1952. A plea of guilty having been entered by the corporation and pleas of nolo contendere by the individuals, the court imposed a fine of \$450 against the corporation and suspended the sentence against the individual defendants.

18820. Adulteration of Welsh rabbit. U. S. v. 64 Cases * * *. (F. D. C. No. 31970. Sample No. 25580-L.)

LIBEL FILED: November 2, 1951, Eastern District of Pennsylvania.

ALLEGED SHIPMENT: On or about September 13, 1951, by the Sue Ann Food Products Corp., from Chicago, Ill.

PRODUCT: 64 cases, each containing 12 10-ounce jars, of Welsh rabbit at Philadelphia, Pa.

LABEL, IN PART: "Mar-Se Welsh Rarebit."