

**DISPOSITION:** September 1952. Carthage Creamery Company, Inc., Carthage, Mo., claimant, having admitted the allegations of the libel, 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 reworked to remove the excess moisture.

### MISCELLANEOUS DAIRY PRODUCTS

**19227. Adulteration and misbranding of homogenized evaporated milk. U. S. v. 188 Cases \* \* \*. (F. D. C. No. 32924. Sample No. 22434-L.)**

**LIBEL FILED:** March 31, 1952, Southern District of Texas.

**ALLEGED SHIPMENT:** On or about January 13, 1952, by the Producers Creamery Co., from Springfield, Mo.

**PRODUCT:** 188 cases, each containing 48 13-ounce cans, of homogenized evaporated milk at Houston, Tex.

**LABEL, IN PART:** (Cases) "Vitamin D Added Daricraft Homogenized Evaporated Milk \* \* \* The Vitamin D Content Of Daricraft Evaporated Milk Has Been Increased By The Addition of 25 U. S. P. Units of Vitamin D \* \* \* Per Fluid Ounce \* \* \* 13 Oz. Fluid Measure."

**NATURE OF CHARGE:** Adulteration, Section 402 (b) (1), a valuable constituent, vitamin D, had been in whole or in part omitted.

Misbranding, Section 403 (a), the label statement "The Vitamin D Content Of Daricraft Evaporated Milk Has Been Increased By The Addition of 25 U. S. P. Units of Vitamin D \* \* \* Per Fluid Ounce" was false and misleading since the product contained approximately 15 U. S. P. units of vitamin D per fluid ounce.

**DISPOSITION:** On or about April 15, 1952, the shipper, 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 reprocessed, under the supervision of the Food and Drug Administration.

**19228. Adulteration and misbranding of nonfat dry milk solids. U. S. v. 45 Bags \* \* \*. (F. D. C. No. 34068. Sample No. 34686-L.)**

**LIBEL FILED:** September 25, 1952, Eastern District of Missouri.

**ALLEGED SHIPMENT:** On or about June 17, 1952, by Dairy Belle Foods, Inc., from Chicago, Ill.

**PRODUCT:** 45 100-pound bags of nonfat dry milk solids at St. Louis, Mo. Analysis showed that the product was prepared from neutralized sour skim milk.

**NATURE OF CHARGE:** Adulteration, Section 402 (b) (2), an article prepared from neutralized sour skim milk had been substituted in whole or in part for nonfat dry milk solids.

Misbranding, Section 403 (a), the label statement "Non-fat Dry Milk Solids" was false and misleading as applied to an article prepared from neutralized sour skim milk.

**DISPOSITION:** November 5, 1952. The Dried Milk Products Cooperative, Eau Claire, Wis., 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 sold for use as animal feed, under the supervision of the Federal Security Agency.