

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy and decomposed substance by reason of the presence of fly and other insect fragments, rodent hairs, and decomposed cream.

DISPOSITION: October 16, 1952. Default decree of condemnation and destruction.

19868. Adulteration of butter. U. S. v. 56 Boxes (3,584 pounds) * * *.
(F. D. C. No. 33960. Sample No. 65262-L.)

LABEL FILED: August 23, 1952, District of Minnesota.

ALLEGED SHIPMENT: On or about July 17, 1952, by the Star Creamery Association, from Henderson, Minn.

PRODUCT: 56 64-pound boxes of butter at Minneapolis, Minn.

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

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 fly and insect fragments, insect egg, rodent hairs, and manure; and, Section 402 (b) (2), a product containing less than 80 percent by weight of milk fat had been substituted for butter.

DISPOSITION: October 24, 1952. A default decree was entered, ordering the product denatured for use as animal feed or disposed of for rendering purposes by the U. S. marshal.

FISH AND SHELLFISH

19869. Adulteration of canned kippered herring. U. S. v. 125 Cases * * *.
(F. D. C. No. 33597. Sample No. 39856-L.)

LABEL FILED: July 22, 1952, Southern District of California.

ALLEGED SHIPMENT: Prior to June 19, 1952, from Stavanger, Norway.

PRODUCT: 125 cases, each containing 50 4-ounce tins, of kippered herring at Vernon, Calif.

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 fish. The article was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: August 19, 1952. Chr. Bjelland & Co., New York, N. Y., 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 reconditioning under the supervision of the Federal Security Agency.

The product was commingled with the product involved in the case reported in notices of judgment on food, No. 19423, for the purpose of segregating the good from the bad. As a result of such segregation, approximately 87 cans of the commingled product were found unfit and were destroyed.