

DAIRY PRODUCTS**BUTTER**

22127. Butter. (F. D. C. No. 35824. S. Nos. 57-505 L, 58-563 L, 59-173 L, 59-175 L.)

INFORMATION FILED: 6-29-54, N. Dist. Iowa, against Frank Pilley & Sons, Inc., Sioux City, Iowa, and O. William Christensen, the manager of the firm's Sioux City creamery.

SHIPPED: Between 8-3-53 and 8-21-53, from Iowa to Florida, Illinois, and Maryland.

LABEL IN PART: (Box) "Half Pound Heat Sealed Pak Net Weight 32 Lbs. Fine Sweet Butter (Unsalted)"; (carton) "Pilley's Fine Butter One Pound"; (box) 8-5 Lb. Boxes * * * Pilley's Unsalted Butter Individual Servings."

CHARGE: 402 (a) (3)—contained larva heads, insect parts, insect fragments, manure fragments, fly setae, and fly fragments, and prepared with filthy cream; and, 402 (a) (4)—prepared under insanitary conditions.

PLEA: Guilty.

DISPOSITION: 10-13-54. Corporation fined \$1,200, plus costs, and individual \$100.

22128. Butter. (F. D. C. No. 35740. S. Nos. 58-039 L, 61-562 L, 82-242 L.)

INDICTMENT RETURNED: 4-3-54, Dist. Kans., against Loren C. Ellis, t/a Paola Butter Co., Paola, Kans.

ALLEGED VIOLATION: On 8-28-46, the defendant gave to a firm engaged in the business of shipping butter in interstate commerce a guaranty to the effect that all food products shipped by the defendant to the holder of the guaranty would be neither adulterated nor misbranded within the meaning of the Federal Food, Drug, and Cosmetic Act.

On 7-28-53, the defendant shipped a number of prints of adulterated butter to the holder of the guaranty at Kansas City, Kans. In addition, on or about 7-21-53, the defendant shipped from Paola, Kans., to Chicago, Ill., a number of cartons of adulterated butter.

CHARGE: 402 (a) (3)—contained insects, insect fragments, fly setae, and moth scales, and was prepared with filthy cream.

PLEA: Guilty.

DISPOSITION: 9-10-54. \$500 fine, plus costs.

22129. Butter. (F. D. C. No. 37124. S. No. 71-647 L.)

QUANTITY: 19 66-lb. cartons at Hillside, N. J.

SHIPPED: 8-27-54, from Kansas City, Mo., by Harding Cream Co.

LIBELED: 9-14-54, Dist. N. J.

LABEL IN PART: "Ice Cream Sweet * * * Butter Distributed by Harding Cream Co. Omaha, Nebr. Town Talk."

CHARGE: 402 (a) (3)—contained decomposed substance while in interstate commerce.

DISPOSITION: 11-1-54. Consent—claimed by Sugar Creek Creamery Co., Danville, Ill.; converted into butter oil.