

24587. Butter. (F.D.C. No. 40467. S. No. 68-314 M.)

INFORMATION FILED: 2-4-58, N. Dist. Iowa, against Eugene E. Kelley, t/a Lake City Creamery, Lake City, Iowa.

SHIPPED: 6-14-57, from Iowa to New Jersey.

CHARGE: 402(b)(1)—when shipped, milk fat had been in part omitted from the article; and 402(b)(2)—a product containing less than 80 percent by weight of milk fat had been substituted for butter.

PLEA: Guilty.

DISPOSITION: 4-10-58. \$75 fine.

24588. Butter. (F.D.C. No. 40797. S. No. 64-219 M.)

QUANTITY: 20 cartons, each containing 32 1-lb. prints, at Rochester, N.Y.

SHIPPED: 7-31-57, from East Jordan, Mich., by Jordan Valley Cooperative Creamery Co.

LABEL IN PART: (Print wrapper) "Cool Spring Brand Butter 1 lb. net wt. Dist. by S. M. Flickinger Co., Inc. Buffalo, Columbus, O., Elmira, Erie, Pa., Jamestown, Rochester, Syracuse, N.Y."

LIBELED: 8-13-57, W. Dist. N.Y.

CHARGE: 402(b)(2)—a product containing less than 80 percent by weight of milk fat had been substituted for butter when shipped.

DISPOSITION: 9-18-57. Default—destruction.

24589. Butter. (F.D.C. No. 40809. S. No. 61-754 M.)

QUANTITY: 2 cases, each containing 32 cartons and each carton containing 4 $\frac{1}{4}$ lb. prints, at Clarksburg, W. Va.

SHIPPED: 7-19-57, from Ohio.

LIBELED: 8-15-57, N. Dist. W. Va.

CHARGE: 402(a)(3)—contained a decomposed substance while held for sale.

DISPOSITION: 9-24-57. Default—consumption by animals.

24590. Butter. (F.D.C. No. 40800. S. Nos. 83-966 M, 83-983 M.)

QUANTITY: 37 65-lb. cubes, plus 50 lbs., at St. Louis, Mo.

SHIPPED: On 8-18-57 and 8-20-57, quantities of cream were shipped from various places in Arkansas, Illinois, Kentucky, Tennessee, and Mississippi.

RESULTS OF INVESTIGATION: The cream which was shipped as described above was used in the manufacture of the butter.

LIBELED: 8-30-57, E. Dist. Mo.

CHARGE: 402(a)(3)—the cream described above consisted in part of a decomposed substance.

DISPOSITION: 9-19-57. Consent—claimed by Paul A. Schulze Co., St. Louis, Mo., and converted into butter oil.

FISH AND SHELLFISH**24591. Canned kipper snacks.** (F.D.C. No. 41378. S. No. 60-720 M.)

QUANTITY: 18 ctns., 48 $3\frac{1}{2}$ -oz. cans each, at Bridgeport, Conn.

SHIPPED: More than 3 yrs. prior to the filing of the libel, from Canada.

RESULTS OF INVESTIGATION: Examination showed that the article was undergoing chemical decomposition.