

**CHARGE:** 402(b)(2)—when shipped, purple pellets having the composition as described above had been substituted in whole or in part for blueberries; 402(b)(4)—purple pellets having the composition as described above had been added to the article, or mixed or packed therewith, so as to make the article appear better or of greater value than it was; and 403(a)—the label statements “Blueberry Pancake Mix,” “Blueberry Waffles,” “Blueberry Muffins,” and “Stabilized Blueberries,” and the vignette displaying numerous blueberries in pancakes and surrounding a plate of pancakes, represented and suggested that the product contained whole blueberries, which statements and vignette were false and misleading as applied to a product in which purple pellets having the composition as described above had been substituted for whole blueberries.

**DISPOSITION:** 6-12-59. Consent—claimed by Pillsbury Co. and relabeled.

## DAIRY PRODUCTS

### BUTTER

**25786. Butter.** (F.D.C. No. 43101. S. Nos. 12-099 P, 41-151 P, 42-523 P.)

**INFORMATION FILED:** 6-17-59, Dist. Nebr., against Farmers Union Co-operative Creamery Co., Aurora, Nebr., and Stacy Barker, Aurora plant manager.

**SHIPPED:** 8-14-58 and 9-22-58, from Nebraska, to Illinois and Washington.

**LABEL IN PART:** (Wrapper) “One Pound Net Superior Brand Butter Farmers Union Co-operative Creameries.”

**CHARGE:** 402(a)(3)—when shipped, contained a decomposed substance by reason of the use of decomposed cream in the manufacture of the article.

**PLEA:** Guilty.

**DISPOSITION:** 7-16-59. Corporation—\$50 fine, plus costs; individual—\$50 fine.

**25787. Butter.** (F.D.C. No. 43499. S. No. 68-777 P.)

**QUANTITY:** 13 64-lb. boxes at Chicago, Ill.

**SHIPPED:** 8-4-59, from Orchard, Nebr., by Orchard Co-operative Creamery.

**LABEL IN PART:** “BUTTER L. D. Schreiber & Co., Inc. Distributors Chicago Illinois.”

**LIBELED:** 8-24-59, N. Dist. Ill.

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

**DISPOSITION:** 9-2-59. Consent—claimed by Marketing Association of America, Chicago, Ill., and reworked.

**25788. Butter.** (F.D.C. No. 43498. S. Nos. 22-474 P, 71-201 P.)

**QUANTITY:** 37 64-lb. boxes at Louisville, Ky.

**SHIPPED:** 8-7-59, from Chicago, Ill., by Berkshire Foods, Inc.

**LABEL IN PART:** “Creamery Butter Fox DeLuxe Foods, Inc. Distributors \* \* \* Chicago, Ill.”

**LIBELED:** 8-19-59, W. Dist. Ky.; libel amended 8-24-59.

**CHARGE:** 402(a)(3)—contained a decomposed substance when shipped.

**DISPOSITION:** 9-3-59. Consent—claimed by Berkshire Foods, Inc., and converted into butter oil.