

cester, Mass., consigned July 10, 1936, alleging that the article had been shipped in interstate commerce by the Beatrice Creamery Co., from Champaign, Ill., and charging adulteration and misbranding in violation of the Food and Drugs Act. The article was labeled in part: "White Rose Farm Rolls Butter * * * Beatrice Creamery Company."

The article was alleged to be adulterated in that a product containing less than 80 percent by weight of milk fat had been substituted for butter, which the article purported to be.

The article was alleged to be misbranded in that it was an imitation of and was offered for sale under the distinctive name of another article, butter.

On August 17, 1936, the Beatrice Creamery Co., having appeared as claimant and having admitted the allegations of the libel, judgment of condemnation was entered and it was ordered that the product be released under bond to be reworked under the supervision of this Department, so that it contain at least 80 percent of butterfat.

M. L. WILSON, *Acting Secretary of Agriculture.*

26415. Adulteration of butter. U. S. v. 5 Tubs, et al., of Butter. Decree of condemnation. Product released under bond. (F. & D. no. 38122. Sample nos. 7789-C, 7790-C.)

This case involved butter that was deficient in milk fat.

On July 29, 1936, the United States attorney for the District of Maryland, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 41 tubs of butter at Baltimore, Md., alleging that the article had been shipped in interstate commerce on or about July 8 and July 15, 1936, by the Lakeville Creamery Co. from Lakeville, Minn., and charging adulteration in violation of the act of March 4, 1923.

The article was alleged to be adulterated in that a product containing less than 80 percent by weight of milk fat had been substituted for butter, a product which should contain not less than 80 percent of milk fat as provided by the act of March 4, 1923.

On August 19, 1936, the Purity Creamery Co., Baltimore, Md., having appeared as claimant, judgment of condemnation was entered and it was ordered that the product be released under bond, conditioned that it be brought up to the legal standard.

M. L. WILSON, *Acting Secretary of Agriculture.*

26416. Adulteration of huckleberries. U. S. v. 2 Crates of Huckleberries. Default decree of condemnation and destruction. (F. & D. no. 38125. Sample no. 9470-C.)

This case involved an interstate shipment of huckleberries that were infested with maggots.

On July 24, 1936, the United States attorney for the Southern District of New York, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of two crates of fresh huckleberries at New York, N. Y., alleging that the article had been shipped in interstate commerce on or about July 23, 1936, by F. S. Merlino, from Hammononton, N. J., and charging adulteration in violation of the Food and Drugs Act.

The article was alleged to be adulterated in that it consisted wholly or in part of a filthy, decomposed, or putrid vegetable substance.

On August 6, 1936, no claimant having appeared, judgment of condemnation was entered and it was ordered that the product be destroyed.

M. L. WILSON, *Acting Secretary of Agriculture.*

26417. Adulteration of blueberries. U. S. v. 4 Crates of Blueberries. Default decree of condemnation and destruction. (F. & D. no. 38126. Sample no. 9471-C.)

This case involved an interstate shipment of blueberries that were infested with maggots.

On July 24, 1936, the United States attorney for the Southern District of New York, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of four crates of blueberries at New York, N. Y., alleging that the article had been shipped in interstate commerce on or about July 23, 1936, by Kurt Bros., from Mount Carmel, Pa., and charging adulteration in violation of the Food and Drugs Act.

The article was alleged to be adulterated in that it consisted wholly or in part of a filthy, decomposed, or putrid vegetable substance.