

food in package form, and the quantity of the contents was not plainly and conspicuously marked on the outside of the package, since the quantity stated was not correct.

On January 18, 1938, the Western States Grocery Co., Butte, Mont., claimant, having admitted the allegations of the libel and having consented to the entry of a decree, the product was ordered released under bond for relabeling.

HARRY L. BROWN, *Acting Secretary of Agriculture.*

28494. Adulteration of flour. U. S. v. 16 Bags of Flour. Default decree of condemnation and destruction. (F. & D. No. 40685. Sample No. 22513-C.)

This product was infested with insects.

On November 9, 1937, the United States attorney for the Southern District of Florida, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 16 bags of flour at Tampa, Fla., alleging that the article had been shipped in interstate commerce on or about October 13, 1936, from Pendleton, Oreg., by the Western Milling Co., and charging adulteration in violation of the Food and Drugs Act. The article was labeled in part: "Soft Wheat Oregold Patent Flour * * * Western Milling Company Pendleton Oregon."

It was alleged to be adulterated in that it consisted in whole or in part of a filthy vegetable substance.

On January 5, 1938, no claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

HARRY L. BROWN, *Acting Secretary of Agriculture.*

28495. Adulteration of frozen shrimp. U. S. v. 44 Boxes of Frozen Shrimp. Default decree of condemnation and destruction. (F. & D. No. 42014. Sample No. 14333-D.)

This product was in part decomposed.

On March 10, 1938, 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 44 boxes of frozen shrimp at Baltimore, Md., alleging that the article had been shipped in interstate commerce on or about March 8, 1938, by Commonwealth Ice & Cold Storage from Boston, Mass., and charging adulteration in violation of the Food and Drugs Act.

The article was alleged to be adulterated in that it consisted in whole or in part of a decomposed animal substance.

On April 21, 1938, no claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

HARRY L. BROWN, *Acting Secretary of Agriculture.*

28496. Adulteration of butter. U. S. v. 10 Tubs of Butter. Consent decree of condemnation. Product released under bond to be reworked. (F. & D. No. 42169. Sample No. 11799-D.)

This product contained less than 80 percent of milk fat.

On April 1, 1938, 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 10 tubs of butter at New York, N. Y., alleging that the article had been shipped in interstate commerce on or about March 22, 1938, by Veblen Home Creamery, from Veblen, S. Dak., and charging adulteration in violation of the Food and Drugs Act.

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.

On April 13, 1938, Veblen Home Creamery, claimant, having admitted the allegations of the libel and having consented to the entry of a decree, judgment of condemnation was entered and it was ordered that the product be released under bond, conditioned that it be reworked so that it contain at least 80 percent of butterfat.

HARRY L. BROWN, *Acting Secretary of Agriculture.*

28497. Misbranding of honey. U. S. v. 15 Dozen Jars of Honey. Default decree of condemnation. Product delivered to a charitable institution. (F. & D. No. 41628. Sample No. 798-D.)

This product was short weight.

On February 8, 1938, the United States attorney for the Western District of South Carolina, acting upon a report by the Secretary of Agriculture, filed in