

**1070. Adulteration of butter. U. S. v. 8 Boxes of Butter. Consent decree of condemnation. Product released under bond to be reworked. (F. D. C. No. 2732. Sample No. 30557-E.)**

On or about August 23, 1940, the United States attorney for the Northern District of Illinois filed a libel against eight boxes of butter at Chicago, Ill., alleging that the article had been shipped in interstate commerce on or about August 5, 1940, by the Fort Madison Creamery from Fort Madison, Iowa; and charging that it was adulterated in that a product containing less than 80 percent by weight of milk fat had been substituted for butter. The article was labeled in part: "Distributed by Beatrice Creamery Co. \* \* \* Chicago."

On October 30, 1940, the Beatrice Creamery Co., claimant, having admitted the allegations of the libel, judgment of condemnation was entered, and the product was released under bond conditioned that it be reworked so that it contain at least 80 percent by weight of milk fat.

**1071. Adulteration of butter. U. S. v. 34-23/30 Cases and 3 Millers of Butter. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 3173. Sample No. 16171-E.)**

On September 26, 1940, the United States attorney for the District of Kansas filed a libel against 34 23/30 cases of print butter and 3 millers (cubes) of butter at Kansas City, Kan., alleging that the article had been shipped in interstate commerce on or about September 18, 1940, by the Harding Cream Co. from Kansas City, Mo.; and charging that it was adulterated. The print butter was labeled in part: "Springtime Brand Butter Churned By Talbot, Woods & Co. Kansas City, Kans."

It was alleged to be adulterated in that a valuable constituent, milk fat, had been in whole or in part omitted or abstracted therefrom; and in that a substance containing less than 80 percent by weight of milk fat had been substituted wholly or in part for butter.

On October 3, 1940, Talbot, Woods & Co., Kansas City, Kans., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond conditioned that it be brought into compliance with the law under the supervision of the Food and Drug Administration.

**1072. Adulteration of butter, U. S. v. 70 Cubes of Butter, Consent decree of condemnation. Product released under bond to be reworked. (F. D. C. No. 2584. Sample Nos. 30536-E, 30529-E).**

On or about August 1, 1940, the United States attorney for the Northern District of Illinois filed a libel against 70 cubes of butter at Chicago, Ill., alleging that the article had been shipped in interstate commerce on or about July 9, 1940, by the Hudson Co-Operative Dairy Association from Hudson, Iowa; and charging that it was adulterated in that a product containing less than 80 percent by weight of milk fat had been substituted for butter. The article was labeled in part: "Butter Gr. A. & P. Tea Co. N. Y. Distributors."

On August 8, 1940, the Hudson Creamery, claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond to be reworked so that it contain at least 80 percent of milk fat.

**1073. Adulteration and misbranding of butter. U. S. v. 14 Cartons of Butter. Consent decree of condemnation. Product ordered released under bond to be reworked. (F. D. C. No. 3204. Sample No. 34089-E.)**

On or about October 9, 1940, the United States attorney for the District of New Jersey filed a libel against 14 cartons of butter at Newark, N. J., alleging that the article had been shipped in interstate commerce on or about September 22, 1940, by Kilkenny Co-Operative Creamery Association from Kilkenny, Minn.; and charging that it was adulterated and misbranded. The article was labeled in part: "Butter Packed for M. Augenblick & Bro., Inc. Newark, N. J."

It was alleged to be adulterated in that a product containing less than 80 percent by weight of milk fat had been substituted for butter. It was alleged to be misbranded in that the statement "Butter" was false and misleading.

On November 18, 1940, the Kilkenny Co-Operative Creamery Association, claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond conditioned that it be reworked so that it contain at least 80 percent by weight of milk fat.