

1085. Adulteration and misbranding of butter. U. S. v. 5 Cases of Butter. Default decree of condemnation and destruction. (F. D. C. No. 3052. Sample No. 9877-E.)

The product contained mold in addition to being deficient in milk fat.

On or about August 19, 1940, the United States attorney for the Western District of Louisiana filed a libel against five cases of butter at Shreveport, La., alleging that the article had been shipped in interstate commerce on or about August 8, 1940, by the Fort Worth Poultry & Egg Co. from Dallas, Tex.; and charging that it was adulterated and misbranded,

It was alleged to be adulterated in that it consisted in whole or in part of a decomposed substance. It was alleged to be adulterated further 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 it was labeled "Butter" and was not in fact butter as required by law.

On November 29, 1940, no claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

1086. Adulteration of butter. U. S. v. 26 Boxes of Butter. Consent decree of condemnation and destruction. (F. D. C. No. 3296. Sample No. 31616-E.)

This product contained filth in addition to being deficient in milk fat.

On October 16, 1940, the United States attorney for the Northern District of Illinois filed a libel against 26 boxes of butter at Chicago, Ill., alleging that the article had been shipped in interstate commerce on or about September 25, 1940, by the Sni-A-Bar Creamery Co., from Independence, Mo.; and charging that it was adulterated.

The article was alleged to be adulterated in that it consisted in whole or in part of a filthy, putrid, and decomposed substance. It was alleged to be adulterated further in that a product containing less than 80 percent by weight of milk fat had been substituted for butter.

On October 17, 1940, the Sni-A-Bar Creamery Co. having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered destroyed.

Nos. 1087 to 1092, inclusive, and 1094 report the seizure and disposition of butter which contained mold.

1087. Adulteration of butter. U. S. v. 58 Cases of Butter. Default decree of condemnation and destruction. (F. D. C. No. 2370. Sample No. 20106-E.)

Samples of this product were found to contain mold, rodent hairs, and other filth.

On July 8, 1940, the United States attorney for the Northern District of Georgia filed a libel against 58 cases of butter at Atlanta, Ga., alleging that the article had been shipped in interstate commerce on or about June 12 and June 19, 1940, by Mountain Valley Cooperative, Inc., from Brasstown, N. C.; and charging that it was adulterated in that it consisted in whole or in part of a decomposed and filthy substance. The article was labeled in part: "Kingan's Reliable * * * Butter, Kingan & Co. General Offices, Indianapolis, Ind."

On August 5, 1940, no claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

1088. Adulteration of butter. U. S. v. 116 Tubs of Butter. Consent decree of condemnation. Product ordered released under bond to be used for animal feed. (F. D. C. No. 3107. Sample No. 30567-E.)

On or about September 17, 1940, the United States attorney for the Northern District of Illinois filed a libel against 116 tubs of butter at Chicago, Ill., alleging that the article had been shipped in interstate commerce on or about August 20, 1940, by Frank Pilley & Sons, Inc., from Omaha, Nebr.; and charging that it was adulterated in that it consisted in whole or in part of a filthy, putrid, or decomposed substance. The article was labeled in part: "Manufactured by Frank Pilley and Sons * * * Miles Friedman, Inc. Chicago Illinois Distributors."

On November 18, 1940, Frank Pilley & Sons, Inc., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was released under bond conditioned that it be converted into condensed butter-milk for animal feed.