

**DISPOSITION:** On May 29 and July 26, 1944, no claimant having appeared for the misbranded lot and one of the adulterated lots, judgments of condemnation were entered and the former was ordered delivered to a charitable institution and the latter was ordered disposed of for war purposes. On September 8, 1944, the Merchants Creamery Co., claimant for the remaining adulterated lot, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond for rendering or refining into a product not intended for human consumption, under the supervision of the Food and Drug Administration.

**6472. Adulteration and misbranding of butter. U. S. v. 20 Cases of Butter. Decree of condemnation. Product ordered released under bond.** (F. D. C. No. 12795. Sample No. 59481-F.)

**LIBEL FILED:** April 27, 1944, Northern District of Indiana.

**ALLEGED SHIPMENT:** On or about April 3, 1944, by the C. W. Bush Co., Kankakee, Ill.

**PRODUCT:** 20 cases, each containing 50 1-pound prints, of butter at Hammond, Ind.

**LABEL, IN PART:** (Wrapper) "Delicious Brand \* \* \* Churned by Kankakee Butter Co., Kankakee, Ill. One Pound Net."

**VIOLATIONS CHARGED:** Adulteration, Section 402 (b) (2), a product containing less than 80 percent by weight of milk fat had been substituted for butter.

Misbranding, Section 403 (e) (2), the prints did not contain "One Pound Net," as labeled.

**DISPOSITION:** May 9, 1944. Charles W. Bush, trading as the C. W. Bush Co., Hammond, Ind., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond to be reworked and brought into compliance with the law under the supervision of the Food and Drug Administration.

**6473. Misbranding of butter. U. S. v. 32 Boxes, 31 Boxes, and 27 Boxes of Butter. Decree of condemnation. Product ordered released under bond to be repacked and relabeled.** (F. D. C. No. 12061. Sample No. 39270-F.)

**LIBEL FILED:** January 17, 1944, Southern District of California.

**ALLEGED SHIPMENT:** On or about December 31, 1943, by the Farmers Union Cooperative Creamery Co., from Fairbury, Nebr.

**PRODUCT:** 90 boxes, each containing 48 1-pound prints, of butter at Los Angeles, Calif.

**LABEL, IN PART:** (Print) "One Pound Net Clover Leaf Brand Creamery Butter Manufactured by Clover Leaf Dairies."

**VIOLATION CHARGED:** Misbranding, Section 403(a), the prints did not contain "One Pound Net," as labeled.

**DISPOSITION:** February 24, 1944. W. K. Wilson, trading as the Peerless Egg Co., Los Angeles, Calif., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond for repacking and relabeling under the supervision of the Food and Drug Administration.

**6474. Misbranding of butter. U. S. v. 60 Cases of Butter. Consent decree of condemnation. Product ordered released under bond.** (F. D. C. No. 11115. Sample Nos. 35535-F.)

**LIBEL FILED:** October 21, 1943, Western District of North Carolina.

**ALLEGED SHIPMENT:** On or about October 12, 1943, by the Cherokee Creamery, Inc., from Cedartown, Ga.

**PRODUCT:** 60 cases, each containing 30 1-pound cartons, of butter, at Charlotte, N. C.

**LABEL, IN PART:** (Cartons) "Cherokee Rose Process Butter 1 Pound Net."

**VIOLATIONS CHARGED:** Misbranding, Section 403 (a), the statements on the carton "1 Pound Net," and on the print wrapper, "Net Weight Not Less Than 4 Ozs.," were false and misleading as applied to the article, which was short-weight; and, Section 403 (e) (2), it was in package form and failed to bear a label containing an accurate statement of the quantity of the contents.

**DISPOSITION:** November 22, 1943. The Cherokee Creamery, Inc., claimant, having admitted the allegations of the libel, judgment of condemnation was en-