

**PRODUCT:** 49 cartons, each containing 12 shaker-top cartons, of grated cheese at Oakland, Calif.

**LABEL, IN PART:** "Riviera Brand Grated Parmesan Cheese Prepared with Parmesan," and "Circle E Sharp Tasty Grated Italian Style Cheese."

**VIOLATION CHARGED:** Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of mites and rodent hair fragments.

**DISPOSITION:** April 13, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

**8373. Misbranding of grated, Italian type cheese. U. S. v. 7 Cases of Grated Cheese. Default decree of condemnation and destruction. (F. D. C. No. 14188. Sample No. 73539-F.)**

**LABEL FILED:** November 8, 1944, Northern District of California.

**ALLEGED SHIPMENT:** On or about December 14, 1943, by the Italian Importing Corp., from Brooklyn, N. Y.

**PRODUCT:** 7 cases, each containing 10 packages of 12 cans each, of grated cheese at San Francisco, Calif.

**LABEL, IN PART:** "ICCO Brand Grated Argentine Parmesan Type Cheese."

**VIOLATION CHARGED:** Misbranding, Section 403 (d), the container of the product was so filled as to be misleading, since the cheese occupied an average of about 63.2 percent of the capacity of the can.

**DISPOSITION:** April 25, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

#### MILK

**8374. Adulteration of evaporated milk. U. S. v. The Borden Co. Plea of nolo contendere. Fine, \$250. (F. D. C. No. 12555. Sample No. 58329-F.)**

**INFORMATION FILED:** September 5, 1944, District of Arizona, against the Borden Co., a corporation, Tempe, Ariz.

**ALLEGED SHIPMENT:** On or about September 20, 1943, from the State of Arizona into the State of New Mexico.

**LABEL, IN PART:** "Borden's \* \* \* Evaporated Milk."

**VIOLATIONS CHARGED:** Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of insect fragments, manure-like fibers, a hair resembling cattle hair, a hair resembling rodent or cat hair, and a feather part; and, Section 402 (a) (4), it had been prepared, packed, and held under insanitary conditions whereby it might have become contaminated with filth.

**DISPOSITION:** December 12, 1944. A plea of nolo contendere having been entered on behalf of the defendant, a fine of \$250 was imposed.

**8375. Adulteration of dried skim milk. U. S. v. 32 Bags of Skim Milk. Default decree of condemnation and destruction. (F. D. C. No. 14998. Sample No. 54664-F.)**

**LABEL FILED:** On or about January 26, 1945, Northern District of Illinois.

**ALLEGED SHIPMENT:** On or about June 17, 1944, by the Dairyland Milk Corp., from Oelwein, Iowa.

**PRODUCT:** 32 100-pound bags of dried skim milk at Chicago, Ill.

**VIOLATION CHARGED:** Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of insect fragments and rodent hair fragments.

**DISPOSITION:** March 10, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

**8376. Misbranding of skim milk powder. U. S. v. 25 Drums of Skim Milk Powder. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 15059. Sample No. 90274-F.)**

**LABEL FILED:** January 16, 1945, Eastern District of Illinois.

**ALLEGED SHIPMENT:** On or about December 5, 1944, by the Pevely Dairy Co., from St. Louis, Mo.

**PRODUCT:** 25 drums, each containing approximately 70 pounds, of skim milk powder at East St. Louis, Ill.