

**DISPOSITION:** June 10, 1946. The defendant having entered a plea of guilty, the court imposed a fine of \$200 on each count, a total fine of \$400.

**10764. Adulteration of butter. U. S. v. 10 Cases \* \* \*. (F. D. C. No. 18449. Sample No. 13688-H.)**

**LIBEL FILED:** On or about September 6, 1945, Southern District of Ohio.

**ALLEGED SHIPMENT:** On or about August 27, 1945, by Rising Sun Creamery, Inc., from Rising Sun, Ind.

**PRODUCT:** 9 30-pound cases and 1 25-pound case of butter at Cincinnati, Ohio. Samples of the product were found to contain rodent hair fragments, vegetable fibers, insects and insect fragments, metal fragments, and a small amount of nondescript dirt.

**LABEL, IN PART:** "Indiana's Ideal Creamery Butter."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy animal substance; and, Section 402 (a) (4), it had been prepared under insanitary conditions.

**DISPOSITION:** September 7, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered sold, conditioned that it be denatured so that it could not be disposed of for human consumption.

**10765. Adulteration of butter. U. S. v. 200 Cases \* \* \*. (F. D. C. No. 18670. Sample No. 14015-H.)**

**LIBEL FILED:** September 17, 1945, Southern District of West Virginia.

**ALLEGED SHIPMENT:** On or about September 10, 1945, by the Merchants Creamery Co., from Cincinnati, Ohio.

**PRODUCT:** 200 cases, each containing 20 1-pound rolls, of butter at Charleston, W. Va. The product contained mold.

**LABEL, IN PART:** "Kroger's Country Club Quality Brand Roll Creamery Butter \* \* \* Packed for The Kroger Grocery & Baking Co. \* \* \* Cincinnati, Ohio."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy or decomposed substance.

**DISPOSITION:** November 7, 1945. The Merchants Creamery Co., claimant, having consented to the entry of a decree, judgment of condemnation was entered. It was ordered that the product be released under bond for the purpose of conversion into animal feed or utilization in the manufacture of inedible fats, under the supervision of the Food and Drug Administration.

**10766. Adulteration of butter. U. S. v. 28 Cartons (1,764 pounds) \* \* \*. (F. D. C. No. 18673. Sample No. 4568-H.)**

**LIBEL FILED:** August 30, 1945, Middle District of Pennsylvania.

**ALLEGED SHIPMENT:** On or about August 20, 1945, by Orange Creamery, from Orange, Va.

**PRODUCT:** 28 cartons, each containing 63 pounds, of butter at Harrisburg, Pa. Analysis showed that the product contained mold.

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy or decomposed substance.

**DISPOSITION:** December 19, 1945. The sole intervener having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered sold, conditioned that it be melted and mixed with other greases, under the supervision of the United States Marshal, so that it could not be used as butter.

**10767. Adulteration of butter. U. S. v. Farmers Union Co-operative Creamery and Herman A. Haugen. Pleas of guilty. Fines of \$150 against each defendant. (F. D. C. No. 19038. Sample No. 19721-H.)**

**INFORMATION FILED:** March 5, 1946, District of North Dakota, against Farmers Union Co-operative Creamery, a corporation, Portland, N. Dak., and Herman A. Haugen, manager.

**ALLEGED SHIPMENT:** On or about September 28, 1945, from the State of North Dakota into the State of New York.

**LABEL, IN PART:** "J. R. Kramer, Inc. New York."

**NATURE OF CHARGE:** Adulteration, Section 402 (b) (1), a valuable constituent, milk fat, had been in part omitted from the article; and, Section 402 (b) (2), a product which contained less than 80 percent by weight of milk fat had been substituted for butter.

**DISPOSITION:** November 8, 1946. Pleas of guilty having been entered on behalf of both defendants, the court imposed a fine of \$150 against each defendant.

**10768. Adulteration of butter. U. S. v. Hygrade Food Products Corporation.**  
**Plea of nolo contendere. Fine, \$500 and costs. (F. D. C. No. 18594.**  
**Sample No. 16107-H.)**

**INFORMATION FILED:** January 4, 1946, Northern District of Iowa, against the Hygrade Food Products Corporation, Olin, Iowa.

**ALLEGED SHIPMENT:** Between the approximate dates of August 13 and 16, 1945, from the State of Iowa into the State of Michigan.

**LABEL, IN PART:** "Hygrade's Valleybrook Brand Butter."

**NATURE OF CHARGE:** Adulteration, Section 402 (b) (1), a valuable constituent, milk fat, had been in part omitted from the product; and, Section 402 (b) (2), a product which contained less than 80 percent by weight of milk fat had been substituted for butter.

**DISPOSITION:** September 11, 1946. A plea of nolo contendere having been entered on behalf of the defendant, the court imposed a fine of \$500, plus costs.

**10769. Adulteration of butter. U. S. v. 15 Cases \* \* \*. (F. D. C. No. 18669.**  
**Sample Nos. 23111-H, 23115-H.)**

**LIBEL FILED:** August 8, 1945, Eastern District of Missouri.

**ALLEGED SHIPMENT:** On or about June 15, 1945, by Chaseburg Creamery, from Chaseburg, Wis.

**PRODUCT:** 15 cases, each containing 62 pounds, of butter at St. Louis, Mo.

**NATURE OF CHARGE:** Adulteration, Section 402 (b) (2), a product which contained less than 80 percent by weight of milk fat had been substituted for butter.

**DISPOSITION:** October 23, 1945. The Chaseburg Co-operative Creamery Co., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond to be brought into compliance with the law, under the supervision of the Food and Drug Administration.

**10770. Adulteration of butter. U. S. v. 13 Boxes (832 pounds) \* \* \*. (F. D. C. No. 18672. Sample No. 19727-H.)**

**LIBEL FILED:** November 14, 1945, Southern District of New York.

**ALLEGED SHIPMENT:** On or about October 27, 1945, by Murdock Farmers Co-operative Creamery, Murdock, Minn.

**PRODUCT:** 13 64-pound boxes of butter at New York, N. Y.

**LABEL, IN PART:** "Butter Distributed by Hunter Walton & Co. \* \* \* New York, N. Y."

**NATURE OF CHARGE:** Adulteration, Section 402 (b) (2), a product which contained less than 80 percent by weight of milk fat had been substituted for butter.

**DISPOSITION:** November 27, 1945. The Murdock Farmers Cooperative Creamery Association, claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond to be reworked under the supervision of the Food and Drug Administration.

**10771. Adulteration of butter and cheese. U. S. v. Plains Cooperative, Inc., and G. Wallace Louthan. Pleas of guilty. Fines of \$500 against the corporation and \$100 against the individual defendant. (F. D. C. No. 18586. Sample Nos. 26151-H, 26152-H.)**

**INFORMATION FILED:** February 14, 1946, Northern District of Texas, against Plains Cooperative, Inc., a corporation, Plainview, Tex., and G. Wallace Louthan, manager.

**ALLEGED SHIPMENT:** June 18 and 29, 1945, from the State of Texas into the States of California and Missouri.