

**ALLEGED SHIPMENT:** On or about March 8, 1946, by Hankinson Cooperative Creamery, from Hankinson, N. Dak.

**PRODUCT:** 50 64-pound cartons of butter at Minneapolis, Minn.

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article was contaminated with filth in the form of rodent hairs, cat hairs, and a whole weevil.

**DISPOSITION:** November 15, 1946. Hankinson Cooperative Creamery, claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond, conditioned that it be disposed of in compliance with the law, under the supervision of the Federal Security Agency. Accordingly, the product was denatured and sold to a rendering plant.

**10960. Adulteration and misbranding of butter. U. S. v. 12 Cartons (approximately 600 pounds) \* \* \*. (F. D. C. Nos. 19501, 19759. Sample Nos. 19889-H, 51121-H, 51127-H.)**

**LABEL FILED:** March 20, 1946, District of Minnesota; amended label filed April 13, 1946.

**ALLEGED SHIPMENT:** On or about March 5, 7, and 27, 1946, by Charles City Creamery Co., from Charles City, Iowa.

**PRODUCT:** 12 cartons of butter at Minneapolis, Minn. Four cartons of the product were unlabeled but contained approximately 50 pounds, and the other cartons were labeled as containing 50 pounds. Examination of the labeled cartons disclosed that they were short-weight, and that the product in the unlabeled cartons was contaminated with insect fragments, rat or mouse hairs, and manure fragments.

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

Misbranding, Section 403 (e) (1), all lots of the article failed to bear a label containing the name and place of business of the manufacturer, packer, or distributor; Section 403 (e) (2), they failed to bear a label containing an accurate statement of the quantity of the contents; and, Section 403 (i) (1), the labels of two of the lots failed to bear the common or usual name of the article.

**DISPOSITION:** May 7, 1946. The Northland Milk Co., Minneapolis, Minn., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond, conditioned that the unadulterated portion be brought into compliance with the law, under the supervision of the Federal Security Agency, and that the adulterated portion be disposed of as animal feed or destroyed.

**10961. Adulteration of butter. U. S. v. Brewster Creamery. Plea of guilty. Fine, \$150. (F. D. C. No. 19531. Sample Nos. 19709-H, 19811-H.)**

**INFORMATION FILED:** June 27, 1946, District of Minnesota, against Brewster Creamery, a partnership, Brewster, Minn.

**ALLEGED SHIPMENT:** On or about September 5 and 12, 1945, from the State of Minnesota into the State of New York.

**LABEL, IN PART:** "Butter Lewis Ebert & Sons, Inc. Distributors New York, N. Y."

**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 containing less than 80 percent by weight of milk fat had been substituted for butter.

**DISPOSITION:** June 27, 1946. A plea of guilty having been entered, the defendant was fined \$150.

**10962. Adulteration of butter. U. S. v. Cabot Farmers' Co-Operative Creamery Co., Inc. Plea of guilty. Fine, \$150. (F. D. C. No. 19530. Sample Nos. 11573-H, 11574-H, 12321-H.)**

**INFORMATION FILED:** April 26, 1946, District of Vermont, against Cabot Farmers' Co-Operative Creamery Co., Inc., Cabot, Vt.

**ALLEGED SHIPMENT:** Between the approximate dates of July 18 and September 4, 1945, from the State of Vermont into the States of Massachusetts and New Hampshire.

**LABEL, IN PART:** "Rosedale Brand."

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

**DISPOSITION:** May 16, 1946. A plea of guilty having been entered on behalf of the defendant, a fine of \$150 was imposed.

**10963. Adulteration of butter. U. S. v. 12 Boxes (768 pounds) \* \* \*. (F. D. C. No. 19477. Sample No. 50740-H.)**

**LIBEL FILED:** March 5, 1946, Southern District of New York.

**ALLEGED SHIPMENT:** On or about February 14, 1946, by the Torigian Produce Co., from Aberdeen, S. Dak.

**PRODUCT:** 12 64-pound boxes of butter at New York, N. Y.

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

**DISPOSITION:** March 27, 1946. The Torigian Produce Co. having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond for reworking under the supervision of the Food and Drug Administration.

**10964. Adulteration of butter. U. S. v. 11 Cartons (726 pounds) \* \* \*. (F. D. C. No. 19183. Sample Nos. 8325-H, 8332-H.)**

**LIBEL FILED:** December 7, 1945, District of New Jersey.

**ALLEGED SHIPMENT:** On or about November 10, 1945, by the Dairy Products Marketing Association, from Burlington, Vt.

**PRODUCT:** 11 66-pound cartons of butter at Jersey City, N. J.

**LABEL, IN PART:** "June Dairy Prod. Co., Inc. \* \* \* Bulk Butter."

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

**DISPOSITION:** January 28, 1946. The June Dairy Products Co., Inc., Jersey City, N. J., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond for reworking under the supervision of the Federal Security Agency.

**10965. Adulteration of butter. U. S. v. 10 Cartons (640 pounds) \* \* \*. (F. D. C. No. 19430. Sample No. 19451-H.)**

**LIBEL FILED:** March 5, 1946, Southern District of New York.

**ALLEGED SHIPMENT:** On or about February 16, 1946, by Summit Creamery, Summit, S. Dak.

**PRODUCT:** 10 cartons, each containing approximately 64 pounds, of butter at New York, N. Y.

**LABEL, IN PART:** "Meltz Produce Minneapolis, Minn."

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

**DISPOSITION:** March 28, 1946. The Meltz Produce Co., 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.

**10966. Adulteration of butter. U. S. v. 119 Cases \* \* \*. (F. D. C. No. 19426. Sample No. 8450-H.)**

**LIBEL FILED:** February 5, 1946, District of Connecticut.

**ALLEGED SHIPMENT:** On or about January 21, 1946, from New Ulm, Minn., by the Cudahy Packing Co.

**PRODUCT:** 119 cases, each containing 32 prints, of butter at Bridgeport, Conn.

**LABEL, IN PART:** (Print) "Cudahy's Sunlight Creamery Butter \* \* \* Net Weight 1 Lb."

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