

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence therein of mites, rodent excreta, and insect eggs; and, Section 402 (a) (4), it had been held under insanitary conditions whereby it may have become contaminated with filth.

**DISPOSITION:** November 18, 1946. The B. J. Holmes Sales Co., San Francisco, Calif., claimant, having consented to the entry of a decree, judgment of condemnation was entered. It was ordered that the product be released under bond, conditioned that it be inspected, sampled, and analyzed under the supervision of the Food and Drug Administration; that any portion of the product found to be in conformity with the law be released for sale; and that any portion found to be unfit for human consumption be segregated, denatured, and disposed of for use as animal feed.

**11376. Adulteration of Swiss cheese. U. S. v. 52 Wheels, etc.** (F. D. C. No. 20641. Sample Nos. 45689-H, 45691-H.)

**LABEL FILED:** August 14, 1946, Northern District of California.

**ALLEGED SHIPMENT:** On or about July 13, 1946, by the Star Valley Swiss Cheese Assoc., from Thayne and Freedom, Wyo.

**PRODUCT:** 52 wheels and 30 wheels of Swiss cheese at San Francisco, Calif.

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of rodent pellets; and, Section 402 (a) (4), it had been held under insanitary conditions whereby it may have become contaminated with filth.

**DISPOSITION:** September 16, 1946. The shipper, claimant, having consented to the entry of a decree, 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.

**11377. Adulteration of Swiss cheese. U. S. v. 105 Wheels, etc.** (F. D. C. No. 20657. Sample Nos. 44337-H, 44338-H.)

**LABEL FILED:** August 16, 1946, Southern District of California.

**ALLEGED SHIPMENT:** On or about July 17, 1946, by the Upper Snake River Valley Dairymen's Assoc., from Rexburg, Idaho.

**PRODUCT:** Swiss cheese. 105 wheels labeled "Afton" and 68 wheels labeled "FR" at Los Angeles, Calif. Each cheese weighed about 180 pounds.

**LABEL, IN PART:** "Afton," or "FR."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of rodent pellets; and, Section 402 (a) (4), it had been held under insanitary conditions whereby it may have become contaminated with filth.

**DISPOSITION:** September 19, 1946. The Star Valley Swiss Cheese Co., Freedom, Wyo., and the Star Valley Swiss Cheese Assoc., Afton, Wyo., having appeared as claimants for the respective lots and having consented to the entry of a decree, judgment of condemnation was entered. The product was ordered released under bond to be brought into compliance with the law, under the supervision of the Federal Security Agency.

#### CREAM AND MILK

**11378. Adulteration of cream. U. S. v. 9 10-Gallon Cans \* \* \* (and 4 other seizure actions).** (F. D. C. Nos. 19190, 19191, 19193, 22888. Sample Nos. 26890-H, 26893-H, 26895-H, 47699-H.)

**LABEL FILED:** October 26, 1945, and February 26, 1947, District of Colorado.

**ALLEGED SHIPMENT:** On or about October 20 and 21, 1945, and February 20, 1947, by E. M. Cords, from Potter, Nebr.; B. F. Smiley, from Broadwater, Nebr.; Clyde Arnold, from Broken Bow, Nebr.; Klein Produce, from Goodland, Kans.; and the Plettner Brothers, from Friend, Nebr.

**PRODUCT:** 26 10-gallon cans of cream at Denver, Colo.

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy, decomposed, and putrid animal substance. (Examination showed that the cream contained variously, insect eggs, insect parts, house flies, rodent hairs, hairs similar to rodent and cat hairs, feather barbs, material resembling manure, and mold spores.)