

MISCELLANEOUS DAIRY PRODUCTS

15325. Adulteration and misbranding of oleomargarine. U. S. v. The Cudahy Packing Co. . Plea of nolo contendere. Fine of \$200 and costs. (F. D. C. No. 27529. Sample Nos. 20452-K, 25695-K, 25857-K, 25859-K.)

INFORMATION FILED: September 23, 1949, District of Nebraska against The Cudahy Packing Co., a corporation, Omaha, Nebr.

ALLEGED SHIPMENT: On or about January 22, March 12, and April 10 and 15, 1949, from the State of Nebraska into the State of Iowa.

LABEL, IN PART: "Cudahy's Delrich E-Z Color Pak Margarine."

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

Misbranding, Section 403 (g) (1), the product purported to be and was represented as oleomargarine, a food for which a definition and standard of identity has been prescribed by regulations, and it failed to conform to the standard since it contained less than 80 percent of fat.

DISPOSITION: November 23, 1949. A plea of nolo contendere having been entered, a fine of \$200, together with costs, was imposed.

15326. Adulteration of lactalbumin. U. S. v. 1 Drum * * *. (F. D. C. No. 27574. Sample No. 11953-K.)

LIBEL FILED: On or about July 21, 1949, Southern District of New York.

ALLEGED SHIPMENT: By the National Milk Sugar Co., from Boscobel, Wis. (The product was shipped on or about February 15, 1949.)

PRODUCT: 1 54-pound drum of lactalbumin at New York, N. Y.

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 insect fragments; and, Section 402 (a) (4), it had been prepared under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: September 21, 1949. Default decree of condemnation and destruction.

15327. Adulteration of malted milk powder. U. S. v. 36 Cans, etc. (F. D. C. No. 27700. Sample No. 42922-K.)

LIBEL FILED: September 2, 1949, Northern District of Illinois.

ALLEGED SHIPMENT: On or about May 28 and July 11, 1949, from Indianapolis, Ind., by the Dextora Co.

PRODUCT: 36 25-pound cans and 51 10-pound cans of malted milk powder at Chicago, Ill.

LABEL, IN PART: "Finest Quality Malted Milk Gold Prize Dist. by Gold Prize Coffee Company, Chicago."

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

DISPOSITION: November 10, 1949. Default decree of condemnation. The court ordered that the product be delivered to a public institution, for use as animal feed.