

**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 insects and insect parts.

**DISPOSITION:** September 5, 1950. The shipper having appeared as claimant and consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond to be reconditioned or denatured for use as animal feed, under the supervision of the Food and Drug Administration. Reconditioning operations resulted in the salvage of 50½ 100-pound bags; about 50 pounds of waste material from the cleaning process was ground into animal feed.

**17215. Adulteration and misbranding of Coco-Wheats cereal. U. S. v. Little Crow Milling Co. Plea of nolo contendere. Fine of \$100, plus costs. (F. D. C. No. 30084. Sample No. 65406-K.)**

**INFORMATION FILED:** March 14, 1951, Northern District of Indiana, against the Little Crow Milling Co., a corporation, Warsaw, Ind.

**ALLEGED SHIPMENT:** On or about May 24, 1950, from the State of Indiana into the State of Illinois.

**LABEL, IN PART:** "A product of Little Crow Coco-Wheats Cooks in 4 minutes The delicious Cocoa coated Hot Wheat Cereal Wheat Farina, Cocoa, Vitamin B<sub>1</sub>, 'Sunshine' Vitamin 'D,' Calcium, Vanilla, Vanillin and Courmarin. Net Wt. 1 Lb. 8 Oz. \* \* \* Nutritionally Improved One serving of Coco-Wheats (one dry oz.) supplies from 10 to 20% of the Vitamin B<sub>1</sub> and 20% of the Calcium and 50% of the 'Sunshine' Vitamin D required for minimum daily needs of adults and children."

**NATURE OF CHARGE:** Adulteration, Section 402 (b) (1), valuable constituents, vitamin D and calcium, had been in part omitted or abstracted from the product.

Misbranding, Section 403 (a), the label statements "One serving of Coco-Wheats (one dry oz.) supplies \* \* \* 20% of the Calcium and 50% of the 'Sunshine' Vitamin D required for minimum daily needs of adults and children" were false and misleading since each dry ounce of the product would not supply 20 percent of the calcium and 50 percent of the vitamin D required for the minimum daily needs of adults and children.

**DISPOSITION:** April 11, 1951. A plea of nolo contendere having been entered, the court imposed a fine of \$100, plus costs.

## DAIRY PRODUCTS\*

### BUTTER

**17216. Adulteration of butter. U. S. v. Farmers Creamery Assn. of De Smet, a corporation, and Kenneth A. Hillestad. Pleas of guilty. Each defendant fined \$25. (F. D. C. No. 30052. Sample No. 85313-K.)**

**INFORMATION FILED:** February 13, 1951, District of South Dakota, against Farmers Creamery Assn. of De Smet, a corporation, De Smet, S. Dak., and Kenneth A. Hillestad, manager of the corporation.

\*See also No. 17250.