

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: April 26, 1951. C. W. Dunnet & Co., Philadelphia, Pa., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond for reworking under the supervision of the Federal Security Agency.

17558. Adulteration of butter. U. S. v. 13 Boxes (845 pounds) * * *.
(F. D. C. No. 30954. Sample No. 19466-L.)

LIBEL FILED: March 27, 1951, Eastern District of Pennsylvania.

ALLEGED SHIPMENT: On or about March 17, 1951, by the Freedham Cooperative Creamery, from Little Falls, Minn.

PRODUCT: 13 65-pound boxes of butter at Philadelphia, Pa.

LABEL, IN PART: "Butter Distributed by C. W. Dunnett & Co."

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: April 11, 1951. C. W. Dunnet & Co., Philadelphia Pa., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond for reworking, under the supervision of the Food and Drug Administration.

17559. Adulteration of butter. U. S. v. 11 Boxes (748 pounds) * * *.
(F. D. C. No. 30953. Sample No. 19470-L.)

LIBEL FILED: April 24, 1951, Southern District of New York.

ALLEGED SHIPMENT: On or about April 6, 1951, by the Strandquist Creamery, from Strandquist, Minn.

PRODUCT: 11 68-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 containing less than 80 percent by weight of milk fat had been substituted for butter.

DISPOSITION: May 7, 1951, Hunter, Walton & Co. as agent for the owner, O. Nyflot & Son, claimant, having admitted the allegation of the libel and having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond for reworking, under the supervision of the Food and Drug Administration, so that it would contain at least 80 percent by weight of milk fat.

17560. Misbranding of butter. U. S. v. 101 1-Pound Prints * * *. (F. D. C. No. 30951. Sample No. 12200-L.)

LIBEL FILED: April 11, 1951, Southern District of Indiana.

ALLEGED SHIPMENT: On or about January 2 through March 16, 1951, by the Prairie Farms Creameries, from Champaign, Ill.

PRODUCT: 101 1-pound prints of butter at Indianapolis, Ind.

LABEL, IN PART: "Country Club Butter * * * Packed For The Kroger Co., Cincinnati, Ohio. Net Weight 1 Pound" or "Prairie Farms Creameries * * * Prairie Farms Creameries Chicago, Ill. Country Club."

NATURE OF CHARGE: Misbranding, Section 403 (e) (2), the package containing the article did not bear an accurate statement of the quantity of the contents

since the label statement "Net Weight 1 Pound" was incorrect. (The prints were short of the declared weight.)

DISPOSITION: May 16, 1951. A default decree of condemnation was entered, and the court ordered that the product be released to a charitable institution.

CHEESE

17561. Adulteration of cheese. U. S. v. 29 Wheels * * *. (F. D. C. No. 30385. Sample No. 92302-K.)

LIBEL FILED: January 23, 1951, District of Connecticut.

ALLEGED SHIPMENT: On or about October 30, 1950, by Clarence D. Davis, Inc., from Elmira, N. Y.

PRODUCT: 29 wheels, each containing approximately 50 pounds, of cheese at New Haven, Conn.

LABEL, IN PART: (Wheels) "New York State Brand Washed Curd Cheese."

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 fragments of manure, insects, and rodent hair, and by reason of having been manufactured from filthy milk.

DISPOSITION: July 11, 1951. Clarence D. Davis, Inc., Elmira, N. Y., having appeared as claimant but subsequently having consented to the destruction of the product, judgment of condemnation was entered and the court ordered that the product be delivered to a public institution, for use as animal feed.

17562. Adulteration of cheese. U. S. v. 2 Drums, etc. (F. D. C. No. 30947. Sample No. 24146-L.)

LIBEL FILED: May 7, 1951, District of New Jersey.

ALLEGED SHIPMENT: On or about April 18, 1951, from Brooklyn, N. Y.

PRODUCT: 2 200-pound drums and 1 50-pound drum containing cheese at North Bergen, N. J.

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 excreta, rodent hairs, and dirt. It was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: August 20, 1951. Default decree of condemnation and destruction.

17563. Adulteration and misbranding of grated cheese. U. S. v. John Colameco (Rialto Food Products). Plea of nolo contendere. Fine, \$200. (F. D. C. No. 30603. Sample Nos. 81445-K, 81698-K.)

INFORMATION FILED: June 21, 1951, Eastern District of Pennsylvania, against John Colameco, trading as the Rialto Food Products, Philadelphia, Pa.

ALLEGED SHIPMENT: On or about July 5 and December 11, 1950, from the State of Pennsylvania into the State of New Jersey.

LABEL, IN PART: (Carton) "Italian Style Grated Cheese"; (cylindrical container) "Highest Quality Rialto Food Products Italian Style Grated Cheese Packed by Rialto Food Products Philadelphia, Pa. This product is prepared from domestic and imported cheese with non-fat milk solids added. * * * Contents 1¼ Ozs. or Over."

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), a substance other than cheese had been substituted in part for grated cheese.