

19064. Adulteration of butter. U. S. v. 12 Boxes * * *. (F. D. C. No. 33158. Sample No. 35198-L.)

LIBEL FILED: February 15, 1952, Northern District of New York.

ALLEGED SHIPMENT: On or about February 6, 1952, by the Nevis Creamery, from Nevis, Minn.

PRODUCT: 12 boxes, each containing approximately 64 pounds, of butter at Troy, New York.

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 4, 1952. First National Stores, Inc., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the court ordered that the product be released under bond to be reworked, under the supervision of the Federal Security Agency.

19065. Adulteration and misbranding of butter. U. S. v. 32 Cases, etc. (F. D. C. No. 33355. Sample Nos. 7931-L, 7932-L.)

LIBEL FILED: June 27, 1952, Western District of Pennsylvania.

ALLEGED SHIPMENT: On or about June 23, 1952, by Isaly's Creamery Products, Inc., from Ft. Wayne, Ind.

PRODUCT: 32 30-pound cases and 71 16-pound cases of butter at Pittsburgh, Pa.

LABEL, IN PART: (Carton, 71 cases) "Isaly's Butter 1 lb. net wt."

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.

Misbranding, Section 403 (e) (2), (71 cases) the packages did not bear an accurate statement of the quantity of the contents since they contained less than the labeled "1 lb. net."

DISPOSITION: July 1, 1952. Isaly's Creamery Products, Inc., 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 to be brought into compliance with the law, under the supervision of the Food and Drug Administration. Rechurning and repackaging of the butter resulted in the salvage of 2,032 pounds.

CHEESE

19066. Adulteration and misbranding of pasteurized process American cheese. U. S. v. 19 Cases * * *. (F. D. C. No. 33184. Sample No. 9353-L.)

LIBEL FILED: April 24, 1952, Northern District of Illinois.

ALLEGED SHIPMENT: On or about March 5, 1952, by the Armour Creameries, from Portage, Wis.

PRODUCT: 19 cases, each containing 18 8-ounce packages, of pasteurized process American cheese at Chicago, Ill.

LABEL, IN PART: "Armour Cloverbloom Pasteurized Process American Cheese."

NATURE OF CHARGE: Adulteration, Section 402 (a) (2), the product contained an added poisonous and deleterious substance, dehydroacetic acid, which is unsafe within the meaning of the law since it is a substance not required in the production of this food and could have been avoided by good manufacturing practice.