

label statement "1 Quart, 1 Pint" was inaccurate (the article was short volume).

DISPOSITION: July 15, 1952. Default decree of condemnation. The court ordered that the product be delivered to a charitable institution.

19310. Adulteration of sirup (edible molasses). U. S. v. 275 Tins * * *.
(F. D. C. No. 33612. Sample No. 65234-L.)

LIBEL FILED: August 1, 1952, District of Minnesota.

ALLEGED SHIPMENT: On or about July 24, 1947, from Ogden, Utah.

PRODUCT: 275 tins, each containing 54 pounds, of sirup (edible molasses) at Minneapolis, Minn.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance, and of a filthy substance by reason of the presence of insects and rodent hairs. The article was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: September 24, 1952. Default decree of condemnation. The court ordered that the product be destroyed unless denatured for use as animal feed, under the supervision of the Food and Drug Administration.

DAIRY PRODUCTS

BUTTER

The following cases report actions involving butter that consisted in whole or in part of filthy or decomposed substances, No. **19311**; that was below the legal standard for milk fat content, Nos. **19312** to **19319**.

19311. Adulteration of butter. U. S. v. 48 Cases, etc. (F. D. C. No. 33356.
Sample Nos. 44225-L, 44226-L.)

LIBEL FILED: July 24, 1952, District of Massachusetts.

ALLEGED SHIPMENT: On or about July 11, 1952, by American Dairies, Inc., from Kansas City, Mo.

PRODUCT: Butter. 48 cases, each containing 32 1-pound packages, 21 cases, each containing 6 5-pound cartons, and 1 carton, containing 5 pounds, at Boston, Mass.

LABEL, IN PART: (Portion) "Penn Valley Brand Creamery Butter."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy and decomposed substance. (Examination disclosed that the product was made from filthy and decomposed cream.)

DISPOSITION: August 18, 1952. Default decree of condemnation and destruction.

19312. Adulteration of butter. U. S. v. 156 Boxes (9,984 pounds) * * *.
(F. D. C. No. 33376. Sample No. 33723-L.)

LIBEL FILED: May 20, 1952, Northern District of Illinois.

ALLEGED SHIPMENT: On or about May 10, 1952, by the Fort Dodge Creamery Co., from Fort Dodge, Iowa.

PRODUCT: 156 boxes, each containing 64 pounds, of butter at Chicago, Ill.

LABEL, IN PART: "Butter L. D. Schreiber & Co., Inc. Sales Agent for The Marketing Association of America Chicago, Ill."

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 28, 1952. The Marketing Association of America, 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 re-churning under the supervision of the Federal Security Agency.

19313. Adulteration of butter. U. S. v. 33 Boxes (2,178 pounds) * * *.
(F. D. C. No. 33357. Sample No. 48866-L.)

LABEL FILED: June 30, 1952, Eastern District of Pennsylvania.

ALLEGED SHIPMENT: On or about June 20, 1952, by the Nimrod Cooperative Creamery, from Nimrod, Minn.

PRODUCT: 33 66-pound boxes of butter at Philadelphia, Pa.

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: July 16, 1952. 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 to be reworked, under the supervision of the Food and Drug Administration.

19314. Adulteration of butter. U. S. v. 32 Boxes (2,048 pounds) * * *. (F. D. C. No. 33372. Sample No. 48290-L.)

LABEL FILED: June 2, 1952, Southern District of New York.

ALLEGED SHIPMENT: On or about May 23, 1952, by the Clear Lake Creamery & Produce, from Clear Lake, S. Dak.

PRODUCT: 32 boxes, each containing 64 pounds, of butter at New York, N. Y.

LABEL, IN PART: "Butter Distributed by J. R. Kramer, Inc. 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: June 19, 1952. J. R. Kramer, 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 for reworking, under the supervision of the Federal Security Agency.

19315. Adulteration of butter. U. S. v. 31 Cartons (1,860 pounds) * * *.
(F. D. C. No. 33373. Sample No. 36852-L.)

LABEL FILED: June 2, 1952, District of New Jersey.

ALLEGED SHIPMENT: On or about May 19, 1952, by the Union Farmers Creamery Co., from Monona, Iowa.

PRODUCT: 31 60-pound cartons of butter at Jersey City, N. J.

LABEL, IN PART: "The Great A & P Tea Co. New York Distributors."

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: July 29 and September 19, 1952. The Union Farmers Creamery Co., 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 Food and Drug Administration. 1,815 pounds of butter were salvaged.