

ALLEGED SHIPMENT: On or about August 27, 1952, from the State of Minnesota into the State of New York.

LABEL, IN PART: "Butter Distributed By Breakstone Bros. Inc. N. Y."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in part of a filthy substance by reason of the presence of insects, insect fragments, manure fragments, and rodent hair fragments, and by reason of the use of filthy cream in the preparation of the article.

DISPOSITION: November 2, 1953. Pleas of guilty having been entered, the court fined the corporation \$1,000 and the individual \$1,000.

20613. Adulteration of butter. U. S. v. Pickerington Creamery, Inc., and Arthur J. Good. Pleas of guilty. Fine of \$5,000 against each defendant. (F. D. C. No. 34818. Sample Nos. 35952-L, 35953-L, 35963-L to 35965-L, incl.)

INDICTMENT RETURNED: June 16, 1953, Southern District of Ohio, against Pickerington Creamery, Inc., Pickerington, Ohio, and Arthur J. Good, president and general manager of the corporation.

ALLEGED VIOLATION: On or about February 14, 1949, the defendants gave to a firm engaged in the business of shipping butter in interstate commerce a guaranty to the effect that the article comprising each shipment or other delivery made by the defendants to the holder of the guaranty would be neither adulterated nor misbranded within the meaning of the Federal Food, Drug, and Cosmetic Act.

On or about August 12 and 18 and September 2, 1952, the defendants caused to be shipped and delivered to the holder of the guaranty, at Cleveland, Ohio, a number of boxes of adulterated butter.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in part of a filthy substance by reason of the presence of insect fragments, plant fragments, rodent hair fragments, fly setae, moth scales, and mites, and by reason of the use of filthy and decomposed cream in the preparation of the article.

DISPOSITION: December 15, 1953. The defendants having entered pleas of guilty, the court fined each defendant \$5,000.

20614. Adulteration of butter. U. S. v. Gilman Cooperative Creamery Association and Ervin M. Bohlig. Pleas of guilty. Fine of \$300 against association and \$200 against individual. (F. D. C. No. 35156. Sample Nos. 20484-L, 67050-L.)

INFORMATION FILED: August 26, 1953, District of Minnesota, against the Gilman Cooperative Creamery Association, a corporation, Gilman, Minn., and Ervin M. Bohlig, manager.

ALLEGED SHIPMENT: On or about April 10 and 22, 1953, from the State of Minnesota into the State of Pennsylvania.

LABEL, IN PART: (Box) "Butter Distributed By C. W. Dunnet & Co. 178 Phila., Pa. Net Wt. 60."

NATURE OF CHARGE: Adulteration, Section 402 (b) (1), a valuable constituent, milk fat, had been in part omitted from the article; and, Section 402 (b) (2), a product which contained less than 80 percent by weight of milk fat had been substituted for butter.

DISPOSITION: November 6, 1953. The defendants having entered pleas of guilty, the court fined the association \$300 and the individual \$200.