

DISPOSITION: September 11, 1953. The Boldemann Chocolate Co., San Francisco, Calif., 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 reconditioning under the supervision of the Department of Health, Education, and Welfare. As a result of the reconditioning operations, 615 pounds of the product were found unfit and were destroyed.

HONEY AND SIRUP

20720. Misbranding of honey. U. S. v. 34 Cases * * *. (F. D. C. No. 35024. Sample No. 73163-L.)

LIBEL FILED: May 4, 1953, Middle District of Pennsylvania.

ALLEGED SHIPMENT: On or about March 31, 1953, by Finger Lakes Honey Producers Cooperative, Inc., from Groton, N. Y.

PRODUCT: 34 cases, each containing 24 jars, of honey at Hazleton, Pa.

LABEL, IN PART: (Jar) "Royal Swan Net Wt. 8 Oz. White Clover Honey 100% Pure."

NATURE OF CHARGE: Misbranding, Section 403 (e) (2), the article failed to bear a label containing an accurate statement of the quantity of the contents since the label statement "Net Wt. 8 Oz." was inaccurate. (Examination showed that the article was short weight.)

DISPOSITION: May 19, 1953. Finger Lakes Honey Producers Cooperative, Inc., Groton, N. Y., 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 the purpose of repackaging the product to the correct weight, under the supervision of the Department of Health, Education, and Welfare.

20721. Adulteration of malt sirup. U. S. v. 14 Cases * * *. (F. D. C. No. 34993. Sample No. 4641-L.)

LIBEL FILED: On or about April 9, 1953, Southern District of West Virginia.

ALLEGED SHIPMENT: On or about November 1, 1952, from Cincinnati, Ohio.

PRODUCT: 14 cases, each containing 12 3-pound cans, of malt sirup at Ravenswood, W. Va. Examination showed that the product was undergoing chemical decomposition.

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

DISPOSITION: April 30, 1953. Default decree of condemnation and destruction.

SUGAR

20722. Adulteration of sugar. U. S. v. 12 Bags * * *. (F. D. C. No. 35030. Sample No. 55649-L.)

LIBEL FILED: May 9, 1953, Northern District of New York.

ALLEGED SHIPMENT: On or about January 6, 1953, from Brooklyn, N. Y.

PRODUCT: 12 110-pound bags of sugar at Canastota, N. Y., in the possession of Queensboro Farm Products, Inc.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of rodent excreta and rodent urine; and, Section 402 (a) (4), it had been held under insanitary conditions whereby it may have become contaminated with filth. The article was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: June 22, 1953. Default decree of condemnation and destruction.

DAIRY PRODUCTS

BUTTER

20723. Adulteration of butter. U. S. v. Beatrice Foods Co. Plea of guilty. Fine, \$1,000. (F. D. C. No. 34846. Sample Nos. 36205-L, 36575-L.)

INFORMATION FILED: August 6, 1953, Southern District of Indiana, against the Beatrice Foods Co., a corporation, Vincennes, Ind.

ALLEGED SHIPMENT: Between the approximate dates of May 16 and July 31, 1952, from the State of Indiana into the States of Illinois and Kentucky.

LABEL, IN PART: (Cases and boxes) "Tip Top Creamery Co. Vincennes, Indiana."

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, fly fragments, fly setae, ants, rodent hair fragments, feather barbules, cow hairs, dung fragments, and plant fragments, and by reason of the manufacture of the article from filthy and decomposed cream.

DISPOSITION: February 12, 1954. The defendant having entered a plea of guilty, the court fined it \$1,000.

20724. Adulteration of butter. U. S. v. 22 Boxes (1,408 pounds) * * *. (F. D. C. No. 35551. Sample No. 58994-L.)

LIBEL FILED: August 17, 1953, Northern District of Illinois.

ALLEGED SHIPMENT: On or about July 22, 1953, by Equity Union Creameries, from Mitchell, S. Dak.

PRODUCT: 22 64-pound boxes of butter at Chicago, Ill.

LABEL, IN PART: "Farmers Union Co-op. Creamery Menno, S. Dakota."

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: September 23, 1953. Fox De Luxe Foods, Inc., Chicago, Ill., 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 rechurning under the supervision of the Department of Health, Education, and Welfare.

CHEESE

20725. Adulteration of swiss cheese. U. S. v. Joseph A. Staub, Jr. (Staub Cheese & Butter Factory). Plea of nolo contendere. Fine of \$1,000 suspended and defendant placed on probation for 2 years. (F. D. C. No. 34855. Sample No. 66011-L.)

INFORMATION FILED: July 10, 1953, Northern District of Illinois, against Joseph A. Staub, Jr., trading as the Staub Cheese & Butter Factory, Waddams Grove, Ill.