

The product was commingled with the product involved in the preceding notice of judgment, No. 21321, for purposes of salvage. As a result of the salvaging operations, 1,460 pounds of the commingled product were found to be good and were released, and 2,595 pounds were found to be unfit and were destroyed.

MISCELLANEOUS DAIRY PRODUCTS

21323. Adulteration of evaporated milk and skimmed evaporated milk. U. S. v. Nashville Milk Co. and William A. Diehl. Plea of guilty by company; plea of nolo contendere by individual. Fine of \$1,500 against company and \$100 against individual. (F. D. C. No. 31594. Sample Nos. 1826-L, 3463-L, 31282-L.)

INFORMATION FILED: March 31, 1952, Eastern District of Illinois, against the Nashville Milk Co., a corporation, Nashville, Ill., and William A. Diehl, president of the corporation.

ALLEGED SHIPMENT: On or about February 21 and March 13, 1951, from the State of Illinois into the States of Virginia, Missouri, and Georgia.

LABEL, IN PART: (Can) "Evaporated Milk With Increased Vitamin D Content Contents 14½ Ozs. Avoir. Distributors Colonial Stores Incorporated Norfolk, Va."; "IGA 14½ Oz. Net Wt. Homogenized Evaporated Milk Excellent and Safe Milk for Babies Packed For Independent Grocers Alliance Distributing Company."; and "KIM Brand Skimmed Evaporated Milk Net Weight 14½ Ozs. Packed By Nashville Milk Co. Nashville, Ill."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the articles consisted in part of filthy substances by reason of the presence of manure fragments and feather fragments and by reason of the use of dirty milk in the preparation of the articles.

DISPOSITION: May 28, 1954. The corporation having entered a plea of guilty and the individual having entered a plea of nolo contendere, the court fined the corporation \$1,500 and the individual \$100.

21324. Adulteration of nonfat dry milk solids. U. S. v. Ryan Milk Co. Plea of nolo contendere. Fine of \$250 on each of 3 counts of information, plus costs; fine on count 1 suspended. (F. D. C. No. 35782. Sample Nos. 62650-L, 62753-L, 62754-L.)

INFORMATION FILED: January 27, 1954, Western District of Kentucky, against the Ryan Milk Co., a partnership, Murray, Ky.

ALLEGED SHIPMENT: On or about August 3 and September 25 and 28, 1953, from the State of Kentucky into the States of Missouri and Tennessee.

LABEL, IN PART: (Drum) "Spray Dried Nonfat Milk Solids" and "Sunburst Gray-Jensen Spray Process Pasteurized Nonfat Dry Milk Solids."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in part of a filthy substance by reason of the presence of manure, insect fragments, and cow hairs, and by reason of the use of filth-contaminated milk in the preparation of the article; and, Section 402 (a) (4), the article had been prepared and packed under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: April 19, 1954. The defendant having entered a plea of nolo contendere, the court fined it \$250 on each of the 3 counts of the information, plus costs. The court suspended the fine imposed on count 1 and ordered that the fine imposed on each of the other 2 counts, plus costs, be paid.