

PRODUCT: 5 cases, each containing 24 3-pound packages, of rolled oats, and 6 100-pound bags of hominy, at Krebs, Okla.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the articles consisted in whole or in part of filthy substances by reason of the presence of insects in the rolled oats, and rodent excreta in the hominy. The articles were adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: June 23, 1954. Default decree of condemnation and destruction.

21521. Adulteration of cake mix, rice, and peanut butter, and misbranding of vanilla extract. U. S. v. 48 Packages, etc. (F. D. C. No. 36440. Sample Nos. 44011-L to 44013-L, incl., 44016-L.)

LABEL FILED: March 16, 1954, Northern District of Oklahoma.

ALLEGED SHIPMENT: The cake mix was shipped on or about October 4, 1951, from Chicago, Ill.; the rice was shipped on or about October 13, 1952, from Onamia, Minn.; and the peanut butter and the vanilla extract were shipped from Kansas City, Mo., and New York, N. Y., prior to May 1946.

PRODUCT: 48 1-pound packages of pineapple upside down cake mix; 11 cases, each containing 12 9-ounce packages, of wild rice; 4 cases, each containing 24 1-pound jars, of peanut butter; and 420 cartoned bottles, each containing 1½ fluid ounces of vanilla extract at Bristow, Okla.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the cake mix and rice consisted in whole or in part of a filthy substance by reason of the presence of insects, and the peanut butter consisted in whole or in part of a decomposed substance.

Misbranding, Section 403 (e) (2), the vanilla extract failed to bear a label containing an accurate statement of the quantity of the contents since the label statement "Net Contents 1½ Fluid Oz." was inaccurate. (Examination showed that the product was short volume because of the evaporation of the alcohol solvent.)

The cake mix, rice, and peanut butter were adulterated and the vanilla extract was misbranded while held for sale after shipment in interstate commerce.

DISPOSITION: April 5, 1954. Default decree of condemnation and destruction.

DAIRY PRODUCTS

BUTTER

21522. Adulteration of butter. U. S. v. Sugar Creek Creamery Co. Plea of nolo contendere. Fine, \$500. (F. D. C. No. 36584. Sample Nos. 59166-L, 59167-L, 70422-L.)

INFORMATION FILED: June 24, 1954, Western District of Kentucky, against the Sugar Creek Creamery Co., a corporation, Louisville, Ky.

ALLEGED SHIPMENT: On or about July 14 and 20, 1953, from the State of Kentucky into the States of Florida and West Virginia.

LABEL, IN PART: (Package) "Wilson * * * 1 Lb. Net Weight Country Roll Butter Distributors Wilson & Co. Chicago, Ill." and "Lake View Four In One."