

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.

Pasteurized process cheese food. Misbranding, Section 403 (g) (1), the article failed to conform to the definition and standard of identity for pasteurized process cheese food since it contained more than 44 percent of moisture and its solids contained less than 23 percent of milk fat.

DISPOSITION: June 18, 1954. The defendants having entered pleas of guilty, the court fined the corporation \$3,000 and the individual \$6,500.

21767. Adulteration of butter. U. S. v. 26 Boxes (1,664 pounds) * * *. (F. D. C. No. 35902. Sample No. 66117-L.)

LABEL FILED: August 3, 1954, Northern District of Illinois.

ALLEGED SHIPMENT: On or about July 14, 1954, various quantities of cream were shipped into the State of Illinois by individual shippers in the States of Missouri, Kentucky, Arkansas, and Indiana.

PRODUCT: 26 64-pound boxes of butter at Chicago, Ill.

RESULTS OF INVESTIGATION: The cream, which examination revealed to be decomposed, was converted into butter by the Western United Dairy Co., Chicago, Ill., after shipment in interstate commerce.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance by reason of its having been prepared from decomposed cream.

DISPOSITION: October 11, 1954. Default decree of condemnation and destruction.

CHEESE*

21768. Adulteration of cheddar cheese. U. S. v. National Cheese Co. Plea of nolo contendere. Fine of \$2,000, plus costs. (F. D. C. No. 35798. Sample Nos. 55173-L, 55174-L.)

INFORMATION FILED: May 17, 1954, Northern District of Illinois, against the National Cheese Co., Chicago, Ill.

ALLEGED SHIPMENT: Between the approximate dates of August 19 and September 1, 1953, from the State of Illinois into the State of Wisconsin.

LABEL, IN PART: "Illinois Cheddar Cheese Made From Pasteurized Milk Approved Plant #581."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in part of a filthy substance 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: November 17, 1954. The defendant having entered a plea of nolo contendere, the court fined it \$2,000, plus costs.

21769. Adulteration of parmesan cheese. U. S. v. 3 Cases * * *. (F. D. C. No. 36477. Sample No. 50428-L.)

LABEL FILED: April 5, 1954, Southern District of New York.

ALLEGED SHIPMENT: On or about February 12, 1954, by the Frigo Bros. Cheese Corp., from Lena, Wis.

*See also No. 21766.

PRODUCT: 3 cases of parmesan cheese at New York, N. Y.

LABEL, IN PART: (Case) "Frigo Cheese Parmesan."

NATURE OF CHARGE: Adulteration, Section 402 (a) (2), the article contained an added poisonous and deleterious substance, lead, which is unsafe within the meaning of the law since it is a substance not required in the production of the article and can be avoided by good manufacturing practice.

DISPOSITION: June 15, 1954. The shipper of the product having filed a claim and later withdrawn the claim, judgment of condemnation was entered and the court ordered that the product be destroyed.

MISCELLANEOUS DAIRY PRODUCTS*

21770. Adulteration of nonfat dry milk solids. U. S. v. Central Farm Products Co. Plea of guilty. Fine of \$3,000, plus costs. (F. D. C. No. 35761. Sample Nos. 2582-L, 63015-L.)

INDICTMENT RETURNED: July 28, 1954, Southern District of Iowa, against the Central Farm Products Co., Allerton, Iowa.

ALLEGED SHIPMENT: Between the approximate dates of April 14 and June 26, 1953, from the State of Iowa into the States of Missouri and Florida.

LABEL, IN PART: "Net Weight—100 Lbs. Solo Brand * * * Non Fat Dry Milk Solids Manufactured By Central Farm Products Co. Allerton, Iowa."

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), a product made from neutralized sour skim milk had been substituted for nonfat dry milk solids.

DISPOSITION: September 27, 1954. The defendant having entered a plea of guilty, the court fined it \$3,000, plus costs.

EGGS

21771. Adulteration of frozen eggs. U. S. v. 77 Unlabeled Cans * * *. (F. D. C. No. 37376. Sample No. 5663-M.)

LIBEL FILED: December 1, 1954, Northern District of Illinois.

ALLEGED SHIPMENT: On or about September 30, 1954, by the Sinclair Produce Co., from Glasgow, Mont.

PRODUCT: 77 unlabeled 30-pound cans of frozen eggs at Chicago, Ill.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance by reason of the presence of decomposed eggs.

DISPOSITION: February 16, 1955. Default decree of condemnation and destruction.

FEEDS AND GRAINS

21772. Misbranding of cottonseed pellets. U. S. v. Tindall Cotton Oil Corp. Plea of guilty. Fine, \$750. (F. D. C. No. 36602. Sample No. 736-L.)

INFORMATION FILED: January 14, 1955, Northern District of Texas, against the Tindall Cotton Oil Corp., Twitty, Tex.

ALLEGED SHIPMENT: On or about January 18, 1954, from the State of Texas into the State of Kansas.

LABEL, IN PART: (Bag) "100 Pounds (Net) Tiger Brand 41% Protein Cottonseed Pellets."

*See also No. 21754.