NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in part of a filthy substance by reason of the presence of whole insects, insect parts, insect setae, moth scales, rodent hair and animal hair resembling rodent hair, and feather barbules; Section 402 (a) (4), it had been prepared and packed under insanitary conditions whereby it may have become contaminated with filth; (portion) Section 402 (b) (1), a valuable constituent, milk fat, had been omitted from the product; and, Section 402 (b) (2), a product containing less than 80 percent by weight of milk fat had been substituted for butter.

DISPOSITION: April 6, 1948. A plea of guilty having been entered, the defendant was fined $300.

13077. Adulteration of butter. U. S. v. Davis-Cleaver Produce Co. Plea of guilty. Fine, $250 and costs. (F. D. C. No. 19514. Sample Nos. 7474–H, 7475–H, 23117–H.)

INFORMATION FILED: March 28, 1946, Southern District of Illinois, against the Davis Cleaver Produce Co., a corporation, Quincy, Ill.

ALLEGED SHIPMENT: On or about July 16 and August 3, 1945, from the State of Illinois into the States of Missouri and New York.

LABEL, IN PART: (Wrappers, portion) "Ferndale Butter."

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

DISPOSITION: December 10, 1947. A plea of guilty having been entered on behalf of the defendant, a fine of $250 was imposed, plus costs.

13078. Adulteration of butter. U. S. v. Fairmont Foods Co. Plea of nolo contendere. Fine, $50. (F. D. C. No. 24511. Sample No. 22163–K.)

INFORMATION FILED: March 20, 1948, Western District of Oklahoma, against the Fairmont Foods Co., a corporation, Lawton, Okla.

ALLEGED SHIPMENT: On or about August 17, 1947, from the State of Oklahoma into the State of Louisiana.

LABEL, IN PART: "American Beauty Butter Packed for L. Frank and Co."

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

DISPOSITION: April 8, 1948. A plea of nolo contendere having been entered on behalf of the defendant, a fine of $50 was imposed.

13079. Adulteration of canned butter. U. S. v. S. & W. Waldbaum, Inc. Plea of guilty. Fine, $250. (F. D. C. No. 23296. Sample No. 69905–H.)

INFORMATION FILED: December 2, 1947, Southern District of New York, against S. & W. Waldbaum, Inc., New York, N.Y.

ALLEGED SHIPMENT: Between the approximate dates of October 11 and 16, 1946, from the State of New York into the State of Illinois.

LABEL, IN PART: "Distributed By Empire Foods, Inc. Chicago, Ill. * * * Fancy Creamery Butter."

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

DISPOSITION: December 4, 1947. A plea of guilty having been entered, the defendant was fined $250.

13080. Adulteration of butter. U. S. v. 39 Boxes (2,457 pounds) * * *. (F. D. C. No. 23927. Sample Nos. 83402–H, 83411–H.)

LIBEL FILED: July 7, 1947, Southern District of Ohio.

ALLEGED SHIPMENT: On or about May 28, 1947, by the Linwood Creamery Co., from Wichita, Kans.

PRODUCT: 39 63-pound boxes of butter at Cincinnati, Ohio.