

4485. Adulteration of butter. U. S. * * * v. 10 Tubs Butter. Consent decree of condemnation and forfeiture. Product ordered released on bond. (F. & D. No. 6574. I. S. No. 1493-k. S. No. E-291.)

On June 15, 1915, the United States attorney for the Eastern District of Pennsylvania, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel for the seizure and condemnation of 10 tubs of butter, remaining unsold in the original unbroken packages at Philadelphia, Pa., alleging that the product had been shipped, on or about May 19, 1915, and transported from the State of New York into the State of Pennsylvania, and charging adulteration in violation of the Food and Drugs Act.

The allegations in the libel were to the effect that the article was adulterated for the reason that it was sold as butter, when, in fact, it was not butter, salt having been mixed with the butter so as to reduce its quality or strength; for the further reason that salt had been substituted in part for butter; and for the further reason that the substance consisted, in whole and [or] in part, of a decomposed animal substance, namely rancid butter.

On October 5, 1915, the Oetjen Butter Co., Inc., New York, N. Y., having appeared as claimant for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product should be delivered to said claimant upon payment of the costs of the proceedings and the execution of bond in the sum of \$500, in conformity with section 10 of the act, one of the conditions being that the butter should be renovated, processed, and relabeled in manner satisfactory to the Bureau of Chemistry of the Department of Agriculture.

C. F. MARVIN, *Acting Secretary of Agriculture.*