

Orlando, Fla." The orange juice was labeled in part: (Can) "Heart of Florida Brand Pure Florida Orange Juice Contents 11 Fl. Oz. [or "Contents 10½ Fl. Oz.]" \* \* \* Packed by Orlando Canning Co., Inc., Orlando, Fla."

It was alleged in the libels that the articles were adulterated in that grapefruit juice with added sugar, or orange juice with added sugar, as the case might be, had been substituted for the said articles.

Misbranding was alleged for the reason that the statements on the labels, to wit, "Grapefruit Juice, \* \* \* Contents 20 Fl. Oz." or "Grapefruit Juice, \* \* \* Contents 11 Fl. Oz.," with respect to the said grapefruit juice, and the statements, "Pure \* \* \* Orange Juice Contents 11 Oz." or "Pure \* \* \* Orange Juice Contents 10½ Fl. Oz.," with respect to the orange juice, were false and misleading and deceived and misled the purchaser. Misbranding was alleged for the further reason that the articles were offered for sale under the distinctive names of other articles; and for the further reason that they were food in package form and failed to bear a plain and conspicuous statement of the quantity of the contents, since the quantities stated on the labels were incorrect.

On April 18 and April 24, 1931, the Orlando Canning Co. (Inc.), Orlando, Fla., having appeared as claimant for the property and having consented to the entry of decrees, judgments of condemnation were entered and it was ordered by the court that the products be released to the said claimant upon payment of costs and the execution of good and sufficient bonds, conditioned in part that they be relabeled so as to comply with the law.

ARTHUR M. HYDE, *Secretary of Agriculture.*

**18553. Adulteration of butter. U. S. v. 56 Cases of Butter. Consent decree of condemnation and forfeiture. Product released under bond. (F. & D. No. 26425. I. S. No. 11498. S. No. 4447.)**

Samples of butter from the shipment herein described having been found to contain less than 80 per cent by weight of milk fat, the standard provided by Congress, the Secretary of Agriculture reported the matter to the United States attorney for the Northern District of California.

On March 13, 1931, the United States attorney filed in the District Court of the United States for the district aforesaid a libel praying seizure and condemnation of 56 cases of butter, remaining in the original unbroken packages at San Francisco, Calif., consigned by the Klamath Falls Creamery, Klamath Falls, Oreg., alleging that the article had been shipped from Klamath Falls, Oreg., on or about March 2, 1931, and had been transported from the State of Oregon into the State of California, and charging adulteration in violation of the food and drugs act. The article was labeled in part: (Wrapper) "Crater Lake Butter Oregon Creamery Butter Manufactured by Klamath Falls Creamery, Klamath Falls, Oregon."

It was alleged in the libel that the article was adulterated in that a product containing less than 80 per cent by weight of milk fat had been substituted for butter, a product which should contain not less than 80 per cent of milk fat as provided by the act of March 4, 1923.

On May 25, 1931, the Klamath Falls Creamery, Klamath Falls, Oreg., claimant, having admitted the allegations of the libel and having consented to the entry of a decree, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be released to the said claimant upon payment of costs and the execution of a bond in the sum of \$1,000, conditioned in part that it be made to conform to the Federal food and drugs act under the supervision of this department.

ARTHUR M. HYDE, *Secretary of Agriculture.*

**18554. Adulteration and misbranding of frozen eggs. U. S. v. 434 Cans of Frozen Eggs. Consent decree of condemnation. Product released under bond. (F. & D. No. 26222. I. S. No. 28341. S. No. 4540.)**

Examination of samples of canned frozen eggs from the shipment herein described having shown that the article contained added undeclared sugar, and that the label failed to declare the quantity of the contents of the cans, the Secretary of Agriculture reported the matter to the United States attorney for the Western District of New York.

On April 10, 1931, the United States attorney filed in the District Court of the United States for the district aforesaid a libel praying seizure and condemnation of 434 cans of frozen eggs, remaining in the original unbroken packages at Buffalo, N. Y., consigned by the McDougall Terminal Warehouse

Co., Duluth, Minn., alleging that the article had been shipped from Duluth, Minn., on or about November 26, 1930, and had been transported from the State of Minnesota into the State of New York, and charging adulteration and misbranding in violation of the food and drugs act as amended. The article was labeled in part: "Odell Yolks Fine Northern Eggs St. Paul."

It was alleged in the libel that the article was adulterated in that frozen eggs containing added sugar had been substituted for the said article.

Misbranding was alleged for the reason that the statements on the label, "Yolks" and "Eggs," were false and misleading and deceived and misled the purchaser. Misbranding was alleged for the further reason that the article was offered for sale under the distinctive name of another article; and for the further reason that it was food in package form and the quantity of the contents was not plainly and conspicuously marked on the outside of the package.

On May 1, 1931, Jay G. Odell, Buffalo, N. Y., having appeared as claimant for the property and having consented to the entry of a decree, judgment of condemnation was entered and it was ordered by the court that the product be released to the said claimant upon payment of costs and the execution of a bond in the sum of \$14,000, conditioned in part that it be relabeled under the supervision of this department.

ARTHUR M. HYDE, *Secretary of Agriculture.*

**18555. Adulteration and misbranding of frozen eggs. U. S. v. 49 Cans of Frozen Eggs. Consent decree of condemnation entered. Product released under bond. (F. & D. No. 26223. I. S. No. 28340. S. No. 4541.)**

Examination of samples of frozen eggs from the shipment herein described having shown that the article contained added undeclared sugar, and that the cans failed to bear a statement of the quantity of the contents, the Secretary of Agriculture reported the matter to the United States attorney for the Western District of New York.

On April 10, 1931, the United States attorney filed in the District Court of the United States for the district aforesaid a libel praying seizure and condemnation of 49 cans of frozen eggs, remaining in the original unbroken packages at Buffalo, N. Y., consigned by the Mound City Ice Cold Storage Co., St. Louis, Mo., alleging that the article had been shipped from St. Louis, Mo., on or about June 28, 1930, and had been transported from the State of Missouri into the State of New York, and charging adulteration and misbranding in violation of the food and drugs act as amended. The article was labeled in part: "Odell Fine Frozen Eggs Yolks St. Louis, Mo."

It was alleged in the libel that the article was adulterated in that frozen eggs containing added sugar had been substituted for the said article.

Misbranding was alleged for the reason that the statements on the label, "Yolks" and "Eggs," were false and misleading and deceived and misled the purchaser. Misbranding was alleged for the further reason that the article was offered for sale under the distinctive name of another article, and for the further reason that it was in package form and the quantity of the contents was not plainly and conspicuously marked on the outside of the package.

On May 1, 1931, Jay G. Odell, Buffalo, N. Y., having appeared as claimant for the property and having consented to the entry of a decree, judgment of condemnation was entered and it was ordered by the court that the product be released to the said claimant upon payment of costs and the execution of a bond in the sum of \$800, conditioned in part that it be relabeled under the supervision of this department.

ARTHUR M. HYDE, *Secretary of Agriculture.*

**18556. Adulteration and misbranding of canned grapefruit juice. U. S. v. 98½ Cases, et al., of Grapefruit Juice. Decree of condemnation and forfeiture. Product released under bond. (F. & D. No. 26190. I. S. Nos. 28714, 28715, 28716, 28717. S. No. 4503.)**

Samples of canned grapefruit juice from the shipments herein described having been found to contain added undeclared sugar, and portions thereof having been found to be short of the declared volume, the Secretary of Agriculture reported the matter to the United States attorney for the District of Maryland.

On April 7, 1931, the United States attorney filed in the District Court of the United States for the district aforesaid a libel praying seizure and condemnation of 98½ cases and 35½ cases, each containing 4 dozen cans, 127 cases, each