

21975. Adulteration of butter. U. S. v. 102 Boxes and 38 Boxes of Butter. Consent decrees of condemnation and forfeiture. Product released under bond to be reworked. (F. & D. nos. 32371, 32372. Sample nos. 58490-A, 58492-A, 58493-A, 58507-A, 58508-A, 58511-A.)

These cases involved shipments of butter, samples of which were found to contain less than 80 percent by weight of milk fat, the standard for butter established by Congress.

On or about February 13 and February 16, 1934, the United States attorney for the District of Maine, acting upon reports by the Secretary of Agriculture, filed in the district court libels praying seizure and condemnation of 140 boxes of butter at Portland, Maine, consigned about February 6, 1934, alleging that the article had been shipped in interstate commerce, by the Davis-Cleaver Produce Co., from Quincy, Ill., and charging adulteration in violation of the Food and Drugs Act.

It was alleged in the libels that the article was adulterated in that a product containing less than 80 percent by weight of milk fat had been substituted for butter, which the article purported to be.

On February 17 and February 20, 1934, the Davis-Cleaver Produce Co., claimant, having admitted the allegations of the libels and having consented to the entry of decrees, judgments of condemnation and forfeiture were entered, and it was ordered by the court that the product be released to the claimant upon payment of costs and the execution of bonds totaling \$1,200, or the deposit of cash collateral in like amount, conditioned in part that it be reworked under the supervision of this Department.

M. L. WILSON, *Acting Secretary of Agriculture.*