

The article was alleged to be adulterated in that it consisted in whole or in part of a filthy, decomposed, or putrid vegetable substance.

On September 13, 1937, no claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

HARRY L. BROWN, *Acting Secretary of Agriculture.*

27861. Adulteration of blueberries. U. S. v. 4 Crates and 1 Crate of Blueberries. Default decree of condemnation and destruction. (F. & D. No. 40135. Sample No. 46545-C.)

This product was infested with maggots.

On August 10, 1937, the United States attorney for the Western District of New York, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of five crates of blueberries at Buffalo, N. Y., alleging that the article had been shipped in interstate commerce on or about August 6, 1937, by Roy M. Clews from Centralia, Pa., and charging adulteration in violation of the Food and Drugs Act.

The article was alleged to be adulterated in that it consisted in whole or in part of a filthy, decomposed, or putrid vegetable substance.

On September 13, 1937, no claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

HARRY L. BROWN, *Acting Secretary of Agriculture.*

27862. Adulteration of butter. U. S. v. 219 Boxes of Butter. Consent decree of condemnation. Product released under bond for reworking. (F. & D. No. 40136. Sample No. 37686-C.)

This product contained less than 80 percent of milk fat.

On August 5, 1937, the United States attorney for the District of New Jersey, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 219 boxes of butter at Jersey City, N. J., alleging that the article had been shipped in interstate commerce on or about July 20, 1937, by the Spring Valley Butter Co. from Kansas City, Mo., and charging adulteration in violation of the Food and Drugs Act.

The article was alleged to be adulterated in that a product containing less than 80 percent by weight of milk fat had been substituted for butter, a product which should contain not less than 80 percent of milk fat.

On September 17, 1937, June Dairy Products Co., Inc., Jersey City, N. J., claimant, having admitted the allegations of the libel and having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond conditioned that it be reworked so that it contain at least 80 percent of butterfat.

HARRY L. BROWN, *Acting Secretary of Agriculture.*

27863. Adulteration of butter. U. S. v. 12 Cases of Butter. Consent decree of condemnation. Product released under bond. (F. & D. No. 40137. Sample No. 39491-C.)

This product contained less than 80 percent of milk fat.

On July 31, 1937, the United States attorney for the Northern District of California, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 12 cases of butter at San Francisco, Calif., alleging that it had been shipped in interstate commerce on or about July 24, 1937, by Swift & Co. from Coquille, Oreg., and charging adulteration and misbranding in violation of the Food and Drugs Act. The article was labeled in part: (Prints) "Swift's Brookfield Butter."

It was alleged to be adulterated in that a product containing less than 80 percent by weight of milk fat had been substituted for butter, a product which should contain not less than 80 percent of milk fat.

The article was alleged to be misbranded in that the statement "Butter" was false and misleading and deceived the purchaser since it contained less than 80 percent of milk fat.

On August 18, 1937, Swift & Co., claimant, having admitted the allegations of the libel and having consented to the entry of a decree, judgment was entered finding the product adulterated and ordering its condemnation, the decree providing that it be released under bond conditioned that it be brought up to the legal standard under the supervision of this Department.

HARRY L. BROWN, *Acting Secretary of Agriculture.*