

DAIRY PRODUCTS

BUTTER

Nos. 716 to 726 report the seizure and disposition of butter which was found to contain mold.

716. Adulteration of butter. U. S. v. 32 Tubs of Butter (and 4 other seizure actions against butter). Consent decrees of condemnation. Product ordered released under bond for use in the manufacture of soap and soap products. (F. D. C. Nos. 3954, 3055, 3056, 3075, 3105. Sample Nos. 19057-E, 19058-E, 19066-E, 19232-E, 19234-E.)

On September 7 and 14, 1940, the United States attorney for the Western District of Pennsylvania filed libels against 128 tubs of butter at Pittsburgh, Pa., alleging that the article had been shipped in interstate commerce within the period from on or about June 20 to on or about August 25, 1940, by the Land O'Hills Creamery Co. and Valley Creamery Co. (both owned and operated by the Bowser Sales & Trading Corporation) from Sistersville, W. Va.; and charging that it was adulterated in that it consisted in whole or in part of a filthy, putrid, or decomposed substance.

On October 18, 1940, the Bowser Sales & Trading Corporation, claimant, having admitted the allegations of the libels, judgments of condemnation were entered and the product was ordered released under bond conditioned that it be used in the manufacture of soap and soap products.

717. Adulteration of butter. U. S. v. 11 Tubs of Butter. Default decree of condemnation and destruction. (F. D. C. No. 3057. Sample No. 24264-E.)

This product in addition to containing mold, was also deficient in milk fat.

On September 7, 1940, the United States attorney for the Eastern District of Pennsylvania filed a libel against 11 tubs of butter at Philadelphia, Pa., alleging that the article had been shipped in interstate commerce on or about September 3, 1940, by Chesapeake Dairy Products Co. Inc., from Mathews, Va.; and charging that it was adulterated. It was labeled in part: "A. F. Bickley & Son * * * Phila. Pa."

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. It was alleged to be adulterated further in that it consisted in whole or in part of a filthy or decomposed animal substance.

On October 2, 1940, no claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

718. Adulteration of butter. U. S. v. 9 Tubs of Butter. Default decree of condemnation and destruction. (F. D. C. No. 2679. Sample No. 1530-E.)

On August 20, 1940, the United States attorney for the District of Maryland filed a libel against nine tubs of butter at Baltimore, Md., alleging that the article had been shipped in interstate commerce on or about July 19, 1940, by the Fairmont Creamery Co. from Omaha, Nebr.; and charging that it was adulterated in that it consisted in whole or in part of a decomposed substance or was otherwise unfit for food. It was labeled in part: "Butter * * * The Fairmont Creamery Co. Distributors."

On October 3, 1940, no claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

719. Adulteration of butter. U. S. v. 45 Pounds of Butter. Default decree of condemnation and destruction. (F. D. C. No. 2713. Sample No. 27050-E.)

On August 9, 1940, the United States attorney for the Eastern District of Kentucky filed a libel against 45 pounds of butter at Covington, Ky., alleging that the article had been shipped in interstate commerce on or about August 1, 1940, by French-Bauer, Inc., from Cincinnati, Ohio; and charging that it was adulterated in that it consisted in whole or in part of a filthy, putrid, or decomposed substance or was otherwise unfit for food. It was labeled in part: "Parkway Creamery Butter."

On September 11, 1940, no claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

720. Adulteration of butter. U. S. v. 48 Cartons of Butter. Default decree of condemnation and order of destruction. (F. D. C. No. 2661. Sample Nos. 19218-E, 19219-E.)

On August 14, 1940, the United States attorney for the Western District of Pennsylvania filed a libel against 48 cartons of butter at Pittsburgh, Pa., alleging