

1077. Adulteration of butter. U. S. v. 168 Tubs of Butter. Consent decree of condemnation. Product released under bond to be reworked. (F. D. C. 3254. Sample Nos. 31207-E, 31605-E.)

On or about October 11, 1940, the United States attorney for the Northern District of Illinois filed a libel against 168 tubs of butter at Chicago, Ill., alleging that the article had been shipped in interstate commerce on or about July 29, 1940, by the Meriden Creamery Co. from Kansas City, Mo.; and charging that it was adulterated in that a product containing less than 80 percent by weight of milk fat had been substituted for butter.

On October 17, 1940, the Meriden Creamery Co., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond conditioned that it be reworked so that it comply with the law.

1078. Adulteration and misbranding of butter. U. S. v. 16 Tubs of Butter. Consent decree of condemnation. Product ordered released under bond to be reworked. (F. D. C. No. 3258. Sample No. 36617-E.)

On October 9, 1940, the United States attorney for the District of Massachusetts filed a libel against 16 tubs of butter at Somerville, Mass., alleging that the article had been shipped in interstate commerce on or about September 25, 1940, by Midwest Dairy Dispatch from Minneapolis, Minn.; and charging that it was adulterated and misbranded. It was labeled in part: "Butter Glenwood Sanitary Dairy Glenwood, Minn. * * * First National Stores Somerville, Mass."

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. It was alleged to be misbranded in that it was labeled "Butter," which was false and misleading since it contained less than 80 percent of milk fat.

On October 18, 1940, the Pipestone Produce Co., of Somerville, Mass., claimant, having admitted the allegations of the libel, 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 by weight of milk fat.

1079. Adulteration of butter. U. S. v. 3 Tubs of Butter. Default decree of condemnation and destruction. (F. D. C. No. 3407. Sample No. 36637-E.)

On November 9, 1940, the United States attorney for the District of Massachusetts filed a libel against three tubs of butter at Boston, Mass., alleging that the article had been shipped in interstate commerce on or about November 5, 1940, by the North Danville Creamery from North Danville, Vt.; and charging that it was adulterated in that a product containing less than 80 percent by weight of milk fat had been substituted for butter. The article was labeled in part: "W. H. Lerner & Sons Boston, Mass."

On December 30, 1940, no claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

1080. Adulteration and misbranding of butter. U. S. v. 13 Tubs of Butter. Decree of condemnation. Product released under bond to be reworked. (F. D. C. No. 2763. Sample No. 36087-E.)

On August 29, 1940, the United States attorney for the District of Massachusetts filed a libel against 13 tubs of butter at Somerville, Mass., alleging that the article had been shipped in interstate commerce on or about August 17, 1940, by the Pipestone Produce Co. from Pipestone, Minn.; and charging that it was adulterated and misbranded. The article was labeled in part: "Butter Edgerton Creamery Edgerton, Minn."

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 misbranded in that it was labeled "Butter," which was false and misleading as it contained less than 80 percent of milk fat.

On September 10, 1940, the Pipestone Produce Co., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond conditioned that it be reworked so that it contain not less than 80 percent by weight of milk fat.