

2169. Adulteration and misbranding of butter. U. S. v. 39 Tubs of Butter. Consent decree of condemnation. Product ordered released under bond to be reworked. (F. D. C. No. 5050. Sample No. 46960-E.)

On June 19, 1941, the United States attorney for the Southern District of New York filed a libel against 39 tubs, each containing approximately 64 pounds, of butter at New York, N. Y., alleging that the article had been shipped on or about June 3, 1941, by Brewster Creamery Co. from Brewster, Minn.; and charging that it was adulterated and misbranded. It was labeled in part: "Butter Lewis Ebert & Sons, Inc. Distributors New York, N. Y."

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 milk fat.

On July 2, 1941, Brewster 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.

2170. Adulteration and misbranding of butter. U. S. v. 15 Cartons of Butter. Consent decree of condemnation. Product ordered released under bond to be reworked. (F. D. C. No. 5070. Sample Nos. 46370-E, 56617-E.)

On June 25, 1941, the United States attorney for the Southern District of New York filed a libel against 15 cartons, each containing approximately 64 pounds, of butter at New York, N. Y., alleging that the article had been shipped on or about June 4, 1941, by Cando Creamery, Cando, N. Dak., from Duluth, Minn.; and charging that it was adulterated and misbranded. It was labeled in part: "Butter Distributed By Hunter, Walton & Co. * * * New York."

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 milk fat.

On July 8, 1941, Cando 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.

2171. Adulteration and misbranding of butter. U. S. v. 7 Cartons of Butter. Consent decree of condemnation. Product ordered released under bond to be reworked. (F. D. C. No. 5118. Sample No. 46369-E.)

On June 26, 1941, the United States attorney for the Southern District of New York filed a libel against 7 cartons, each containing approximately 64 pounds, of butter at New York, N. Y., alleging that the article had been shipped on or about June 7, 1941, by Cavalier Creamery, Cavalier, N. Dak., from Carlton, Minn.; and charging that it was adulterated and misbranded. It was labeled in part: "Creamery Butter Distributed By J. R. Kramer, Inc. * * * New York."

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 milk fat.

On July 7, 1941, Cavalier Creamery, 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.

2172. Adulteration of butter. U. S. v. 17 Tubs of Butter. Consent decree of condemnation. Product ordered released under bond to be reworked. (F. D. C. 5282. Sample No. 62232-E.)

On June 18, 1941, the United States attorney for the Northern District of Illinois filed a libel against 17 tubs of butter at Chicago, Ill., alleging that the article had been shipped on June 7, 1941, by H. C. Christians Co. from Winona, Minn.; 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: "Creamery Butter * * * Net Weight 64 Lbs."

On June 20, 1941, H. C. Christians 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 under the supervision of the Food and Drug Administration, and not sold or otherwise disposed of in violation of the law.