

5459. Adulteration of butter. U. S. v. 13 Cases and 45 Cases of Butter. Consent decrees of condemnation. Product ordered released under bond to be denatured or manufactured into butter oil. (F. D. C. Nos. 10151, 10299. Sample Nos. 9618-F, 41242-F.)

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

On June 4 and 24, 1943, the United States attorney for the Southern District of Alabama filed libels against 13 cases and 45 cases, each containing 32 pounds, of butter at Mobile, Ala., alleging that the article had been shipped in interstate commerce on or about May 25 and June 16, 1943, by Armour Creameries from Meridian, Miss.; and charging that it was adulterated. The article was labeled in part: (Carton) "Armour's Cloverbloom Butter."

The article was alleged to be adulterated in that it consisted in whole or in part of a decomposed substance, and in that a product containing less than 80 percent by weight of milk fat had been substituted therefor.

On September 30, 1943, Armour & Co., claimant, having admitted the allegations of the libels and consented to the entry of decrees, judgments of condemnation were entered and the product was ordered released under bond to be denatured or remanufactured for butter oil, under the supervision of the Food and Drug Administration.

5460. Adulteration of butter. U. S. v. 12 Cases and 10 Cases of Butter (and 1 other seizure action against butter). Decrees of condemnation. Portions of product ordered sold for use as salvage fats, and remainder ordered released under bond to be brought into compliance with the law. (F. D. C. Nos. 10504, 10892. Sample Nos. 42191-F, 42192-F, 43551-F.)

A portion of this product was contaminated with mold and the remainder was deficient in milk fat.

On or about August 12 and September 17, 1943, the United States attorneys for the Northern District of West Virginia and the Western District of Missouri filed libels against 22 cases of butter at Clarksburg, W. Va., and 27 cubs (1,728 pounds) of butter at Kansas City, Mo., alleging that the article had been shipped on or about July 2 and August 6, 1943, from Cincinnati, Ohio, and Oklahoma City, Okla., by the Beatrice Creamery Co.; and charging that it was adulterated. Portions of the article were labeled in part: "Meadow Gold Butter."

The shipment located at Clarksburg, W. Va., was alleged to be adulterated in that it consisted in whole or in part of a filthy or decomposed animal substance. The remainder was alleged to be adulterated in that a product containing less than 80 percent by weight of milk fat had been substituted for butter.

On September 7, 1943, no claimant having appeared for the lot at Clarksburg, judgment of condemnation was entered and the product was ordered sold to a renderer for use as salvage fats. On October 27, 1943, the Beatrice Creamery Co. having appeared as claimant for the lot at Kansas City and admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond to be brought into compliance with the law under the supervision of the Food and Drug Administration.

5461. Adulteration of butter. U. S. v. 14 Cases of Butter. Default decree of condemnation. Product ordered sold to a rendering plant. (F. D. C. No. 10344. Sample No. 41058-F.)

On July 17, 1943, the United States attorney for the Eastern District of Louisiana filed a libel against 14 cases of butter at New Orleans, La., alleging that the article had been shipped in interstate commerce on or about July 3, 1943, from Carthage, Mo., by the Carthage Creamery Co.; 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: (Retail carton) "Jersey Gold * * * Creamery Butter."

On October 18, 1943, no claimant having appeared, judgment of condemnation was entered and the product was ordered sold to a rendering company for manufacture into glycerine or other products to be used in the war effort.

5462. Adulteration of butter. U. S. v. 14 Cases of Butter. Consent decree of condemnation. Product ordered released under bond for reworking. (F. D. C. No. 10297. Sample No. 40882-F.)

On July 9, 1943, the United States attorney for the Eastern District of Louisiana filed a libel against 14 cases, each containing 32 1-pound prints, of butter at New Orleans, La., alleging that the article had been shipped in interstate commerce by the Fairmont Creamery Co., from Lawton, Okla., on or about June 30, 1943; 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 August 10, 1943, the Fairmont Creamery Co., Omaha, Nebr., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond with provision for shipment to Omaha, Nebr., for reworking into butter under the supervision of the Food and Drug Administration.

5463. Adulteration of butter. U. S. v. 24 Cases of Butter. Consent decree of condemnation. Product ordered released under bond for reworking. (F. D. C. No. 10298. Sample No. 41041-F.)

On June 11, 1943, the United States attorney for the Eastern District of Louisiana filed a libel against 24 cases, each containing 32 pounds, of butter at New Orleans, La., alleging that the article had been shipped in interstate commerce on or about May 27, 1943, by the Sugar Creek Creamery Co., from Russellville, Ark.; 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: (Cartons) "Sugar Creek Butter."

On June 30, 1943, the Sugar Creek Creamery Co., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond for reworking under the supervision of the Food and Drug Administration.

5464. Adulteration of butter. U. S. v. 17 Cubes (1,071 pounds) of Butter. Consent decree of condemnation. Product ordered released under bond to be reworked. (F. D. C. No. 10491. Sample No. 38921-F.)

On August 5, 1943, the United States attorney for the Northern District of Illinois filed a libel against 17 cubes of butter at Chicago, Ill., alleging that the article had been shipped on or about July 16, 1943, by the Hinton Community Co-operative Creamery from Hinton, Okla.; 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 The Peter Fox Sons Co Distributors Chicago Ill."

On October 6, 1943, the Peter Fox Sons Co., claimant, having admitted the facts set forth in 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.

5465. Adulteration of butter. U. S. v. 97 Boxes (3,104 pounds) of Butter. Consent decree of condemnation with provision for release for reworking. (F. D. C. No. 10232. Sample No. 45112-F.)

On or about June 30, 1943, the United States attorney for the District of New Jersey filed a libel against 97 boxes, each containing 32 1-pound prints, of butter at Jersey City, N. J., alleging that the article had been shipped in interstate commerce on or about June 4, 1943, by the Hunter-Walton Co. from New York, N. Y.; 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: (Prints) "Waverly Brand Creamery Butter * * * Manufactured By Waverly Butter & Egg Co. Waverly, N. Y."

On July 21, 1943, the Waverly Butter & Egg Co., Inc., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond for reworking under the supervision of the Food & Drug Administration.

5466. Adulteration of butter. U. S. v. 30 Cartons (1,800 pounds) of Butter. Consent decree of condemnation. Product ordered released under bond for reworking. (F. D. C. No. 10236. Sample No. 32533-F.)

On June 28, 1943, the United States attorney for the Northern District of Ohio filed a libel against 30 cartons, each containing 60 pounds, of butter at Cleveland, Ohio, alleging that the article had been shipped on or about June 12, 1943, by Lakota Farmers Cooperative Creamery Co. from Centerville, S. Dak.; 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: "Butter Sold By Stonehill Cry Cleveland, Ohio."

On July 13, 1943, the Stonehill Creamery Company, 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.