

DISPOSITION: November 24, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

7597. Adulteration and misbranding of oleomargarine. U. S. v. 100 Cases of Oleomargarine. Consent decree of condemnation. Product ordered released under bond for reprocessing. (F. D. C. No. 14937. Sample No. 99040-F.)

LABEL FILED: January 2, 1945, Eastern District of Missouri.

ALLEGED SHIPMENT: On or about October 30, 1944, by the B. S. Pearsall Butter Co., from Elgin, Ill.

PRODUCT: 100 cases, each containing 30 cartons, of oleomargarine at St. Louis, Mo.

LABEL, IN PART: "One Pound Net Elgin Vegetable Oleomargarine with Vitamin A Added."

VIOLATIONS CHARGED: Adulteration, Section 402 (b) (2), a product containing less than 80 percent of fat had been substituted for oleomargarine.

Misbranding, Section 403 (g) (1), the product purported to be and was represented as oleomargarine, a food for which a definition and standard of identity has been prescribed by regulations promulgated pursuant to law, and it failed to conform to the definition and standard since it contained less than 80 percent of fat.

DISPOSITION: January 24, 1945. The B. S. Pearsall Butter Co., claimant, having admitted the allegation of the libel, judgment of condemnation was entered and the product was ordered released under bond to be reprocessed and, if necessary, relabeled in compliance with the law, under the supervision of the Food and Drug Administration.

7598. Misbranding of oleomargarine. U. S. v. 237 Cases of Oleomargarine. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 13276. Sample No. 68533-F.)

LABEL FILED: August 19, 1944, Southern District of Ohio.

ALLEGED SHIPMENT: On or about July 27, 1944, by the Standard Margarine Co. Inc., Indianapolis, Ind.

PRODUCT: 237 cases of oleomargarine at Cincinnati, Ohio.

Examination showed that the article was short-weight.

LABEL, IN PART: "Kroger's Eatmore Vegetable Oleomargarine Net Wt. One Lb."

VIOLATIONS CHARGED: Misbranding, Section 403 (e) (2), the product was a food in package form, and it failed to bear a label containing an accurate statement of the quantity of the contents since the label statement "Net Wt. One Lb." was inaccurate.

DISPOSITION: August 30, 1944. The Standard Margarine Co., Inc., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond to be reworked under the supervision of the Food and Drug Administration.

EGGS

7599. Adulteration of frozen whole eggs. U. S. v. 212 Cans of Frozen Whole Eggs (and 1 other seizure action against frozen whole eggs). Consent decrees of condemnation. Product ordered released under bond. (F. D. C. Nos. 13426, 14550. Sample Nos. 66860-F, 98663-F.)

LABELS FILED: September 7, 1944, District of Kansas; November 29, 1944, Eastern District of Missouri.

ALLEGED SHIPMENT: On or about June 20 and October 23, 1944, by Swift & Co., from Clinton, Okla., and Clinton, Iowa.

PRODUCT: 1 40-pound can, 89 30-pound cans, and 122 48-pound cans of frozen whole eggs, at Kansas City, Kans., and 225 cartons at St. Louis, Mo.

LABEL, IN PART: "M Frozen Blend of Egg Yolks & Egg Whites," and "Frozen M Blend Whites Yolks."

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance.

DISPOSITION: October 25 and December 21, 1944. Swift & Co., 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 brought into compliance with the law, under supervision of the Food and Drug Administration.