

held under insanitary conditions whereby it might have become contaminated with filth.

DISPOSITION: Southern Maid, Inc., claimant, having filed an answer admitting that the product was adulterated but denying that it had been held under insanitary conditions, consented to the entry of a decree. On January 13, 1945, the court having made its finding that the product was adulterated, but having made no finding with respect to the allegation that it had been held under insanitary conditions, judgment of condemnation was entered and the product was ordered released under bond to be refined under the supervision of the Food and Drug Administration.

DAIRY PRODUCTS

BUTTER

The following cases report actions involving butter that consisted in whole or in part of filthy or decomposed substances, Nos. 8359 to 8361; that was below the legal standard for milk fat content, Nos. 8361 to 8364; and that was short of the declared weight, Nos. 8365 to 8367.

8359. Adulteration of butter. U. S. v. 30 68-Pound Cubes of Butter. Default decree of condemnation. Product ordered sold for industrial use. (F. D. C. No. 14586. Sample No. 71944-F.)

LABEL FILED: July 26, 1944, Western District of Washington.

ALLEGED SHIPMENT: On or about July 8, 1944, by the Purity Dairies, from Miles City, Mont.

PRODUCT: 30 68-pound cubes of butter at Seattle, Wash. Examination showed that the product contained rodent hair fragments, insect fragments, and straw fragments.

LABEL, IN PART: "Walter Ely Co. Seattle Wash. Distributors Butter."

VIOLATIONS CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy or decomposed animal substance; and, Section 402 (a) (4), it had been prepared, packed, or held under insanitary conditions whereby it might have become contaminated with filth.

DISPOSITION: July 3, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered sold after its conversion for industrial uses under the supervision of the Food and Drug Administration.

8360. Adulteration of butter. U. S. v. 12 Boxes and 12 Boxes (1,632 pounds) of Butter. Decree of condemnation. Product ordered released under bond. (F. D. C. No. 14363. Sample No. 73499-F.)

LABEL FILED: October 5, 1944, Northern District of California.

ALLEGED SHIPMENT: On or about September 7, 1944, by the Worland Creamery Co., from Worland, Wyo.

PRODUCT: 24 68-pound boxes of butter at San Francisco, Calif. Examination of samples showed that the product contained cat hairs, mites, and insect parts.

VIOLATIONS CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy or decomposed substance; and, Section 402 (a) (4), it had been prepared, packed, or held under insanitary conditions whereby it might have become contaminated with filth.

DISPOSITION: February 9, 1945. The Worland Creamery Co. having appeared as claimant, judgment of condemnation was entered and the product was ordered released under bond to be disposed of for industrial nonfood use, under the supervision of the Federal Security Agency.

8361. Adulteration of butter. U. S. v. 68 Cartons (approximately 4,420 pounds) of Butter. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 15042. Sample Nos. 93633-F, 93637-F.)

LABEL FILED: December 15, 1944, District of New Jersey.

ALLEGED SHIPMENT: On or about November 28, 1944, by the Producers Creamery Co., from Kirksville, Mo.

PRODUCT: 68 cartons, each containing approximately 65 pounds, of butter at Jersey City, N. J.

LABEL, IN PART: "June Dairy Products Co., Inc. Distributors Jersey City, N. J. 4330 Butter."

VIOLATIONS CHARGED: Adulteration, Section 402 (b) (2), a product containing less than 80 percent by weight of milk fat had been substituted for butter; and,