

LABEL, IN PART: (Portion of drums) "Pevely Roller Process Super Test Skim Milk Powder."

VIOLATIONS CHARGED: Misbranding, Section 403 (g) (1), the product purported to be and was represented as nonfat dry milk solids, or defatted milk solids, a food for which a definition and standard of identity has been prescribed, and it failed to conform to such definition and standard since it was not made from sweet milk of cows but was made from neutralized sour skim milk, and since it contained over 5 percent by weight of moisture; and Section 403 (g) (2), (unlabeled drums only) the label failed to bear the name of the food specified in the definition and standard.

Further misbranding, Section 403 (e) (1), (unlabeled drums only) the product was a food in package form and it failed to bear a label containing the name and place of business of the manufacturer, packer, or distributor; and, Section 403 (e) (2), (all drums) it failed to bear a label containing an accurate statement of the quantity of the contents.

DISPOSITION: January 30, 1945. The Pevely Dairy Co., St. Louis, Mo., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond for use in stock feeding, under the supervision of an officer of the Federal Security Agency.

EGGS

S377. Adulteration of dried whole eggs. U. S. v. 20 Barrels of Dried Whole Eggs. Default decree of condemnation. Product ordered delivered to a Federal institution, for use as animal feed. (F. D. C. No. 14562. Sample No. 82871-F.)

LIBEL FILED: November 21, 1944, Southern District of New York.

ALLEGED SHIPMENT: On or about August 30, 1944, by the Van Vechten Milling Corp., Newark, N. J.

PRODUCT: 20 barrels, each containing 200 pounds, of dried whole eggs at Bronx, N. Y.

LABEL, IN PART: "Spray Dried Whole Egg * * * Samuel Dunkel & Co., Inc. N. Y. C., N. Y."

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

DISPOSITION: February 23, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to a Federal institution, for use as animal feed.

S378. Adulteration of dried eggs. U. S. v. 11 Barrels of Dried Eggs. Default decree of condemnation. Product ordered delivered to a public institution, for use as animal feed. (F. D. C. No. 14860. Sample No. 93643-F.)

LIBEL FILED: December 27, 1944, District of New Jersey.

ALLEGED SHIPMENT: On or about November 3, 1944, by J. J. Shevelove, agent for the Van Vechten Mfg. Corp., from Brooklyn, N. Y.

PRODUCT: 11 barrels containing approximately 1,800 pounds of dried eggs at Newark, N. J.

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

DISPOSITION: April 2, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to a public institution, for use as animal feed.

S379. Adulteration of dried whole eggs. U. S. v. 2 Barrels, 7 Barrels, and 13 Barrels of Dried Whole Eggs. Default decree of condemnation. Product ordered delivered to a Federal correctional institution. (F. D. C. No. 15057. Sample Nos. 82874-F to 82876-F, incl.)

LIBEL FILED: January 16, 1945, District of New Jersey.

ALLEGED SHIPMENT: On or about March 23 and April 5, 1943, by the F. S. C. C., from Brooklyn, N. Y.

PRODUCT: 22 200-pound barrels of dried whole eggs at Jersey City, N. J.

LABEL, IN PART: "Samuel Dunkel and Co. Inc., New York, N. Y."

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