

simulate maple sirup; and, Section 403 (k), the product contained artificial coloring and failed to bear labeling stating that fact.

DISPOSITION: April 24, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

8691. Adulteration and misbranding of sirup. U. S. v. 156 Jugs of Pancake Syrup. Default decree of condemnation. Product ordered delivered to charitable institutions. (F. D. C. No. 15365. Sample No. 2224-H.)

LIBEL FILED: March 10, 1945, Eastern District of Virginia.

ALLEGED SHIPMENT: On or about August 21, 1944, and January 2, 1945, by the Bev Co., from Hoboken, N. J.

PRODUCT: 156 1-gallon jugs of pancake sirup at Norfolk, Va.

LABEL, IN PART: (Jugs) "North Woods [design of woods] Institutional Size One Gallon Pure Pancake Syrup A 100% pure cane sugar sirup with a perfect imitation maple flavor base of high quality."

NATURE OF CHARGE: Adulteration, Section 402 (b) (1), a valuable constituent, sugar, had been in part omitted from the article.

Misbranding, Section 403 (a), the label statements "Pure Pancake Syrup" and "North Woods," and the design of woods suggestive of the origin of the maple sirup, were misleading as applied to sugar, or sugars, and water which contained less sugar than is contained in cane sugar sirup or a pancake cane sugar sirup, which contained no maple sirup, and which was artificially flavored and colored to simulate maple sirup; and, Section 403 (k), the sirup contained artificial coloring, and it failed to bear labeling stating that fact.

DISPOSITION: April 28, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to charitable institutions.

8692. Adulteration of corn sirup solids. U. S. v. 15 Bags of Fro Dex Corn Syrup Solids. Default decree of condemnation. Product ordered sold. (F. D. C. No. 15458. Sample No. 20158-H.)

LIBEL FILED: March 3, 1945, Western District of Oklahoma.

ALLEGED SHIPMENT: On or about October 13, 1944, by the American Maize Products Co., from Roby, Ind.

PRODUCT: 15 100-pound bags of corn sirup solids at Oklahoma City, Okla.

LABEL, IN PART: "Amaizo Fro Dex Corn Syrup Solids."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of rodent excreta.

DISPOSITION: April 20, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered sold for use as stock feed.

DAIRY PRODUCTS*

BUTTER

The following cases report actions involving butter that was adulterated in that it consisted in whole or in part of a filthy or decomposed substance, or both, Nos. 8693 to 8696; that was below the standard for milk fat content, Nos. 8697 to 8703; and that was short of the declared weight, Nos. 8704 to 8707.

8693. Adulteration of butter and Cheddar cheese. U. S. v. 14 Cartons (448 pounds) of Butter and 79 Boxes of Cheddar Cheese. Consent decree of condemnation. Products ordered sold to be rendered into nonedible fats. (F. D. C. No. 15305. Sample Nos. 5653-H, 5655-H.)

LIBEL FILED: February 26, 1945, Southern District of New York.

ALLEGED SHIPMENT: On or about January 24, 1945, by the Hygrade Food Products Corporation, from Manchester, Iowa.

PRODUCT: 14 cartons, each containing 32 1-pound prints, of butter and 79 boxes of Cheddar cheese at New York, N. Y. Examination showed that both products contained insect fragments and manure particles and that, in addition, the cheese contained rodent hairs.

*See also No. 8793.

LABEL, IN PART: (Butter) "Hygrade Brand Creamery Butter."
NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the products consisted in whole or in part of filthy substances.

DISPOSITION: August 20, 1945. The Hygrade Food Products Corporation, claimant, having consented to the entry of a decree, judgment of condemnation was entered and the products were ordered sold to be rendered into nonedible fats.

8694. Adulteration of butter. U. S. v. 1,400 Cases (84,000 pounds) of Butter. Decree of condemnation. Product ordered released under bond. (F. D. C. No. 15332. Sample Nos. 29261-H, 29262-H.)

LIBEL FILED: January 31, 1945, Northern District of California.

ALLEGED SHIPMENT: On or about November 29 and December 13, 1944, by the Dairy Products Marketing Assn., Inc., from Hutchinson, Kans.

PRODUCT: 1,400 cases, each containing 60 1-pound prints, of butter at San Francisco, Calif.

LABEL, IN PART: (Prints) "Golden West Brand Butter Distributed by [or "Manufactured by"] The Reno Creamery Co., Hutchinson, Kansas."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy, putrid, or decomposed substance.

DISPOSITION: April 20, 1945. The Dairy Products Marketing Association, Inc., having appeared as claimant, judgment of condemnation was entered and the product was ordered released under bond, conditioned that it should not be disposed of contrary to the provisions of the law.

8695. Adulteration of butter. U. S. v. 43 Cases (1,376 pounds) of Butter. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 15103. Sample No. 62007-F.)

LIBEL FILED: On or about December 6, 1944, Southern District of Alabama.

ALLEGED SHIPMENT: On or about November 6, 1944, by the Sugar Creek Creamery Co., from Russellville, Ark.

PRODUCT: 43 cases, each containing 32 1-pound cartons, of butter at Mobile, Ala. Analysis showed that the article contained mold.

LABEL, IN PART: "Cudahy's Sunlight Creamery Butter * * * The Cudahy Packing Co., Distributors * * * Chicago, Ill."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed animal substance.

DISPOSITION: January 2, 1945. 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 to be brought into compliance with the law, under the supervision of the Food and Drug Administration. The butter was refined into butter oil.

8696. Adulteration of butter. U. S. v. 32 Cartons (1,920 pounds) of Butter. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 15112. Sample No. 5645-H.)

LIBEL FILED: On or about January 15, 1945, Southern District of New York.

ALLEGED SHIPMENT: On or about December 30, 1944, by the Frigid Food Products, Inc., Detroit, Mich.

PRODUCT: 32 cartons, each containing 60 1-pound prints, of butter at New York, N. Y. Analysis showed that the product contained mold mycelia.

LABEL, IN PART: (Print) "Creamery Butter Distributed by Mansfield Creamery, Mansfield, Missouri"; (carton stencil) "Creamery Butter Distributed by Sugar Creek Creamery, Danville, Ill."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy, putrid, or decomposed substance.

DISPOSITION: May 12, 1945. The Frigid Food Products, Inc., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond to be converted into soap stock under the supervision of the Food and Drug Administration.