

LABEL, IN PART: "Riviera * * * Italian Grated Cheese," or "Riviera Brand Grated Parmesan Cheese."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3) the product consisted in whole or in part of a filthy substance by reason of the presence of insects, mites, insect and worm fragments, rodent hairs, and hairs resembling rodent hairs; and, Section 402 (a) (4), it had been prepared, packed, and held under insanitary conditions whereby it might have become contaminated with filth.

DISPOSITION: April 16, 1945. A plea of guilty having been entered on behalf of the defendant, a fine of \$1,000, plus costs, was imposed.

8709. Adulteration of cheese. U. S. v. 250 Cartons of Cheese. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 15290. Sample No. 5652-H.)

LIBEL FILED: February 19, 1945, Eastern District of New York.

ALLEGED SHIPMENT: On or about July 31, 1944, from Baltic, Mich.

PRODUCT: 250 cartons, each containing 4 cheeses, at Brooklyn, N. Y., in the possession of the Cumberland Dairy Products Co., Inc. This product was stored under insanitary conditions after shipment. Some of the cartons had been gnawed by rats and were urine-stained. Rodent pellets were observed on and in the cartons. Examination showed that the product contained rodent pellets, rodent hairs, and mites.

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

DISPOSITION: April 30, 1945. The Cumberland Dairy Products 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 brought into compliance with the law, under the supervision of the Federal Security Agency, by scraping and removing the outer surface of the cheese in order to remove all unfit portions.

8710. Misbranding of Limburger cheese. U. S. v. 15 Cases of Limburger Cheese. Consent decree of condemnation. Product ordered released under bond to be repackaged. (F. D. C. No. 15408. Sample Nos. 13311-H, 13312-H.)

LIBEL FILED: February 21, 1945, Southern District of Ohio.

ALLEGED SHIPMENT: On or about December 19, 1944, and January 16, 1945, by the Shefford Cheese Co., Monroe, Wis.

PRODUCT: 15 cases, each containing 60 unlabeled prints, of Limburger cheese at Dayton, Ohio. No written agreement existed between the shipper and consignee as to the labeling of the article.

NATURE OF CHARGE: Misbranding, Section 403 (e) (1), the article failed to bear a label containing the name and place of business of the manufacturer, packer, or distributor; Section 403 (e) (2), and it failed to bear an accurate statement of the quantity of the contents; and, Section 403 (i) (1), the label omitted the common or usual name of the food.

DISPOSITION: April 16, 1945. The Shefford Cheese Co., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond to be repackaged under the supervision of the Food and Drug Administration.

EGGS

8711. Adulteration of dried eggs. U. S. v. 1 Barrel of Dried Eggs. Default decree of condemnation and destruction. (F. D. C. No. 15306. Sample No. 5804-H.)

LIBEL FILED: February 24, 1945, Eastern District of New York.

ALLEGED SHIPMENT: On or about May 10, 1944, by J. J. Shevelove, from Newark, N. J.

PRODUCT: 1 200-pound barrel of dried eggs at Brooklyn, N. Y.

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

DISPOSITION: April 9, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.