

Armour & Co. on or about March 11, 1943. It provided that cheese shipped or delivered by the defendant to the latter firm would be neither adulterated nor misbranded within the meaning of the Federal Food, Drug, and Cosmetic Act. On or about March 15 and 20, 1945, the defendant sold and delivered to Armour & Co. a quantity of Colby cheese which was adulterated, portions of which were shipped by Armour & Co., on or about March 17 and 20, 1945, from the State of Illinois into the States of Missouri and Tennessee.

NATURE OF CHARGE: Adulteration, Section 402 (a) (1), the product bore and contained a poisonous and deleterious substance, *Salmonella typhi murium*, a pathogenic microscopic organism capable of causing enteric illness, which may have rendered it injurious to health; Section 402 (a) (3), the product was unfit for food by reason of the presence of viable *Salmonella typhi murium*; and, Section 402 (a) (4), it had been prepared, packed, and held under insanitary conditions whereby it may have been rendered injurious to health.

DISPOSITION: On May 6, 1946, a plea of guilty having been entered, the defendant was fined \$500 and costs and sentenced to six months' imprisonment. On May 27, 1946, the court entered an order suspending execution of the prison sentence, and the defendant was placed on probation for a period of 1 year.

10272. Adulteration of Provoloni cheese. U. S. v. 22 Bundles of Provoloni cheese. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 16848. Sample No. 11553-H.)

LIBEL FILED: July 13, 1945, District of Vermont.

ALLEGED SHIPMENT: On or about June 5, 1945, by the New York Cheese Co., from New York, N. Y.

PRODUCT: 22 bundles each containing 6 cheeses weighing about 10 pounds each at Northfield, Vt.

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

DISPOSITION: January 30, 1946. The sole intervener having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered sold for use as animal feed or for use other than human consumption.

MILK, CREAM, AND BUTTERMILK

10273. Adulteration of milk. U. S. v. Golden State Co., Ltd. Plea of nolo contendere. Fine, \$400. (F. D. C. No. 16589. Sample Nos. 31941-H, 31944-H.)

INFORMATION FILED: February 19, 1946, Southern District of California, against the Golden State Co., Ltd., a corporation, El Centro, Calif.

ALLEGED SHIPMENT: On or about February 22 and 23, 1945, from the State of California into the State of Arizona.

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 digested vegetable fibers resembling manure; and, Section 402 (a) (4), it had been prepared and packed under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: April 1, 1946. A plea of nolo contendere having been entered on behalf of the defendant, a fine of \$400 was imposed.

10274. Adulteration of cream. U. S. v. 10 10-Gallon Cans of Cream (and 20 other seizure actions against cream). Decrees of condemnation and destruction. (F. D. C. Nos. 17361, 17362, 17375, 17376, 17380, 17382, 17384, 17385, 18281, 18282, 18286, 18288, 21080, 21082, 21288. Sample Nos. 10135-H to 10138-H, incl., 10143-H to 10150-H, incl., 10157-H, 10159-H, 10164-H to 10169-H, incl., 10181-H to 10186-H, incl., 10349-H, 10913-H, 10914-H, 59769-H, 59770-H, 59793-H.)

LIBELS FILED: Between August 7, 1945, and September 17, 1946, Western District of Pennsylvania.

ALLEGED SHIPMENT: Between the approximate dates of August 1, 1945, and September 5, 1946, by Chesapeake Creameries, from, Martinsburg, W. Va., Harrisonburg, Va., Warrenton, Va., Luray, Va., Culpeper, Va., Leesburg, Va., Winchester, Va., Strasburg, Va., Louisa, Va., Fredericksburg, Va., and Frederick, Md.; on or about August 14, 1945, by John W. Sibert, from Winchester, Va.; on or about August 14, 1945, by A. T. Stickley, from Romney, W. Va.; on or