

DISPOSITION: August 6, 1947. Default decree ordering product delivered to the Delaware State Hospital.

12272. Adulteration of butter. U. S. v. 10 Cases * * * (total, 630 pounds).
(F. D. C. No. 22876. Sample No. 54051-H.)

LIBEL FILED: February 26, 1947, Northern District of Ohio.

ALLEGED SHIPMENT: On or about August 8, 1946, by King City Creamery, King City, Mo.

PRODUCT: 10 63-pound cases of butter at Toledo, Ohio.

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), a product containing less than 80 percent by weight of milk fat had been substituted for butter.

DISPOSITION: May 6, 1947. Driggs Dairy Farms, Inc., Toledo, Ohio, claimant, having admitted the allegation of the libel, judgment of condemnation was entered and the product was ordered released under bond, to be used in the manufacture of ice cream mix, under the supervision of the Food and Drug Administration.

12273. Adulteration of butter. U. S. v. 30 Boxes * * * (total, 1,920 pounds).
(F. D. C. No. 22877. Sample No. 52276-H.)

LIBEL FILED: February 26, 1947, Southern District of New York.

ALLEGED SHIPMENT: On or about February 11, 1947, by Midwest Dairy Despatch, from Minneapolis, Minn.

PRODUCT: 30 64-pound boxes of butter at New York, N. Y.

LABEL, IN PART: "Creamery Butter J. J. Mullins & Co. 724 New York."

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), a product containing less than 80 percent by weight of milk fat had been substituted for butter.

DISPOSITION: March 20, 1947. J. J. Mullins & Co., New York, N. Y., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond, to be reworked in compliance with the law, under the supervision of the Food and Drug Administration.

12274. Adulteration of butter. U. S. v. 33 Boxes * * * (total, 2,112 pounds).
(F. D. C. No. 22891. Sample No. 52277-H.)

LIBEL FILED: February 25, 1947, Northern District of Illinois.

ALLEGED SHIPMENT: On or about February 12, 1947, by Wanda Creamery Co., from Wanda, Minn.

PRODUCT: 33 64-pound boxes of butter at Chicago, Ill.

LABEL, IN PART: "Butter The Marketing Association of America A Cooperative Distributors."

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), a product containing less than 80 percent by weight of milk fat had been substituted for butter.

DISPOSITION: April 4, 1947. The Marketing Association of America, Green Bay, Wis., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond, conditioned that it be reworked in order to comply with the law, under the supervision of the Federal Security Agency.

12275. Adulteration of butter. U. S. v. 15 Cartons * * * (total, 990 pounds).
(F. D. C. No. 23166. Sample No. 77559-H.)

LIBEL FILED: May 6, 1947, Eastern District of Pennsylvania.

ALLEGED SHIPMENT: On or about April 24, 1947, by the Kennedy Creamery Company, from Kennedy, Minn.

PRODUCT: 15 66-pound cartons of butter at Philadelphia, Pa.

LABEL, IN PART: "Butter Distributed by C. G. Heyd & Co., 2402 Philadelphia, Pa.

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), a product containing less than 80 percent by weight of milk fat had been substituted for butter.

DISPOSITION: May 22, 1947. C. G. Heyd & Company, claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the

product was ordered released under bond, conditioned that it be reworked, under the supervision of the Food and Drug Administration.

12276. Adulteration of butter. U. S. v. 14 Cartons * * * (total, 840 pounds).
(F. D. C. No. 22974. Sample No. 77084-H.)

LIBEL FILED: April 9, 1947, Southern District of New York.

ALLEGED SHIPMENT: On or about March 26, 1947, by the New Ulm Dairy Co., New Ulm, Minn.

PRODUCT: 14 60-pound cartons of butter at New York, N. Y.

LABEL, IN PART: "Butter Distributed by J. R. Kramer, Inc. 2263 New York, N. Y."

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), a product containing less than 80 percent by weight of milk fat had been substituted for butter.

DISPOSITION: April 24, 1947. J. R. Kramer, Inc., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond, conditioned that it be reworked and that any portion that was unfit for human consumption be denatured for nonedible grease purposes, under the supervision of the Federal Security Agency.

12277. Adulteration of butter. U. S. v. 133 Cubes * * * (total, 8,512 pounds).
(F. D. C. No. 23479. Sample No. 70982-H.)

LIBEL FILED: June 9, 1947, Southern District of California.

ALLEGED SHIPMENT: On or about May 24, 1947, by the Nemaha Cooperative Creamery Association, from Sabetha, Kans.

PRODUCT: 133 64-pound cubes of butter at Los Angeles, Calif.

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), a product containing less than 80 percent by weight of milk fat had been substituted for butter.

DISPOSITION: August 11, 1947. The Nemaha Cooperative Creamery Assoc., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond, to be reworked, under the supervision of the Federal Security Agency.

12278. Adulteration of butter. U. S. v. 504 Cartons * * * (and 2 other seizure actions; total, 1,339½ pounds). (F. D. C. Nos. 22879, 22890, 22894. Sample Nos. 14936-H, 14937-H, 39017-H, 39018-H, 39787-H, 39788-H.)

LIBELS FILED: February 7 and 27, 1947, Eastern District of Michigan.

ALLEGED SHIPMENT: On or about January 11, 20, and 23, 1947, by National Cheese Co., from Chicago, Ill.

PRODUCT: 2,679 8-ounce cartons of butter at Detroit, Mich. All of the product was found to be deficient in milk fat and 761 cartons also were short-weight.

LABEL, IN PART: "Daisy Brand Whipped Butter Sweet [or "Lightly Salted"] 8 Oz. Net Weight."

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), a product containing less than 80 percent by weight of milk fat had been substituted for butter.

Misbranding (portion), Section 403 (a) and (e) (2), the cartons did not contain "8 Oz." as labeled.)

DISPOSITION: March 10 and 14, 1947, National Cheese Co., claimant, having admitted the allegations of the libels, judgments of condemnation were entered and product was ordered released under bond, conditioned that it be brought into compliance with the law, under the supervision of the Federal Security Agency.

12279. Misbranding of butter. U. S. v. 3 Cartons, etc. (total, 119 pounds).
(F. D. C. No. 22880. Sample Nos. 90882-H, 90889-H.)

LIBEL FILED: March 6, 1947, District of New Jersey.

ALLEGED SHIPMENT: On or about February 17, 1947, by H. Wool, from New York, N. Y. The article was subsequently transported to Orange, New Jersey, on or about February 18, 1947.

PRODUCT: 3 cartons, each containing 32 1-pound prints, and 23 1-pound prints of butter at Orange, N. J. Examination showed the article was short-weight.

LABEL, IN PART: "Selected Creamery Butter * * * Packed by Poppy Brand Packaging 137 Reade St., N. Y., N. Y. 1 Lb. Net."