

DISPOSITION: August 27 and September 16, 17, and 30, 1946. The consignees having consented to the immediate destruction of the cream, judgments were entered ordering that the product be destroyed.

12501. Adulteration of cream. U. S. v. 1 10-Gallon Can * * *. (F. D. C. No. 23537. Sample No. 91540-H.)

LIBEL FILED: February 26, 1947, District of Colorado.

ALLEGED SHIPMENT: On or about February 20, 1947, by the Mid State Creamery, from Hastings, Nebr.

PRODUCT: 1 10-gallon can of cream at Denver, Colo.

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

DISPOSITION: February 26, 1947. The consignee having consented, judgment was entered for the immediate destruction of the product.

12502. Misbranding of oleomargarine. U. S. v. 49 Cases * * *. (F. D. C. No. 23768. Sample No. 20903-K.)

LIBEL FILED: September 22, 1947, District of Kansas.

ALLEGED SHIPMENT: On or about August 29, 1947, by Kent Products, Inc., from Kansas City, Mo.

PRODUCT: 49 cases, each containing 32 1-pound cartons, of oleomargarine at Topeka, Kans.

LABEL, IN PART: "Richmade Vegetable Oleomargarine."

NATURE OF CHARGE: Misbranding, Section 403 (g) (1), the product failed to conform to the definition and standard of identity for oleomargarine, since it contained less than 80 percent fat.

DISPOSITION: October 25, 1947. Kent 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 brought into compliance with the law, under the supervision of the Food and Drug Administration. The product was reworked.

EGGS*

12503. Adulteration of frozen whole eggs. U. S. v. Columbia Produce, Inc., Jacob Klempf, and Herman Schneider. Pleas of nolo contendere. Fine of \$500 against the corporation and a fine of \$200 and a sentence of 60 days in jail against each individual. The jail sentence of Herman Schneider was suspended, and he was placed on probation for 1 year. (F. D. C. No. 23589. Sample No. 39189-H.)

INFORMATION FILED: October 8, 1947, Western District of Wisconsin, against Columbia Produce, Inc., Portage, Wis., and Jacob Klempf, president, and Herman Schneider, secretary-treasurer, of the corporation.

ALLEGED SHIPMENT: On or about April 14, 1947, from the State of Wisconsin into the State of Illinois.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in part of a decomposed substance by reason of the presence of decomposed eggs.

DISPOSITION: October 11, 1947. Pleas of nolo contendere having been entered, the court imposed a fine of \$500 against the corporation and a fine of \$200 and a sentence of 60 days in jail against each individual. The jail sentence of Herman Schneider was suspended, and he was placed on probation for 1 year.

12504. Adulteration of frozen whole eggs. U. S. v. 360 Cans * * *. (F. D. C. No. 24041. Sample No. 26340-K.)

LIBEL FILED: December 24, 1947, Eastern District of Missouri.

ALLEGED SHIPMENT: On or about September 11, 1947, by the Booth Cold Storage Co., from St. Paul, Minn.

PRODUCT: 360 30-pound cans of frozen whole eggs at St. Louis, Mo.

LABEL, IN PART: "Fancy Whole Eggs * * * Foures, Inc., St. Paul, Minnesota."

*See also No. 12488.