

DAIRY PRODUCTS

BUTTER

The following cases report actions involving butter that consisted in whole or in part of filthy or decomposed substances, Nos. 12656 to 12660; and that was below the standard for milk fat content, Nos. 12661 and 12662.

12656. Adulteration of butter. U. S. v. Kellogg Cooperative Creamery Association. Plea of guilty. Fine, \$150. (F. D. C. No. 23297. Sample No. 77288-H.)

INFORMATION FILED: August 1, 1947, District of Minnesota, against the Kellogg Cooperative Creamery Association, Kellogg, Minn.

ALLEGED SHIPMENT: On or about April 9, 1947, from the State of Minnesota into the State of Iowa.

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

DISPOSITION: November 7, 1947. A plea of guilty having been entered on behalf of the defendant, a fine of \$150 was imposed.

12657. Adulteration of butter. U. S. v. 21 Cubes (1,428 pounds) * * *. (F. D. C. No. 23675. Sample No. 30405-H.)

LIBEL FILED: August 12, 1947, District of Colorado.

ALLEGED SHIPMENT: On or about July 22, 1947, by the Yellowstone Dairy, from Douglas, Wyo.

PRODUCT: 21 68-pound cubes of butter at Englewood, Colo.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy or decomposed animal substance (examination of a sample disclosed the presence of an insect, insect parts, and a hair resembling a rodent hair); and, Section 402 (a) (4), it had been prepared under insanitary conditions whereby it may have become contaminated with filth.)

DISPOSITION: September 3, 1947. Consent decree of condemnation. The product was ordered sold to a rendering company, to be used in the manufacture of soap grease.

12658. Adulteration of butter. U. S. v. 275 Cubes (16,500 pounds) * * *. (F. D. C. No. 21054. Sample No. 43116-H.)

LIBEL FILED: August 22, 1946, District of Maryland.

ALLEGED SHIPMENT: On or about August 8, 1946, by South Mountain Dairies, Inc., from New York, N. Y.

PRODUCT: 275 60-pound cubes of butter at Baltimore, Md.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy or decomposed animal substance. (The product contained rodent hair fragments, insects, insect fragments, and mold.)

DISPOSITION: February 17, 1947. The South Mountain Dairies, Inc., claimant, having admitted the allegations of the libel, and having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond to be processed into soap, under the supervision of the Food and Drug Administration.

12659. Adulteration of butter. U. S. v. 26 Cases * * *. (F. D. C. No. 24149. Sample No. 19037-K.)

LIBEL FILED: On or about October 9, 1947, Southern District of West Virginia.

ALLEGED SHIPMENT: On or about September 15, 1947, by Swift & Co., from Lexington, Ky.

PRODUCT: 26 cases, each containing 32 1-pound cartons of 4 ¼-pound packages, of butter at Huntington, W. Va.

LABEL, IN PART: "4 Oz. Net Weight Swift Brookfield Butter."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product was decomposed, since it contained excessive mold mycelia, showing the use of decomposed cream.