

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of insect fragments, rodent hair fragments, and manure; and, Section 402 (a) (4), it had been prepared under insanitary conditions whereby it may have become contaminated with filth.

**DISPOSITION:** February 4, 1947. Default decree of condemnation and destruction.

**12672. Adulteration of grated cheese. U. S. v. 7 Cases \* \* \*. (F. D. C. No. 24013. Sample No. 6023-K.)**

**LIBEL FILED:** December 11, 1947, Western District of Pennsylvania.

**ALLEGED SHIPMENT:** On or about August 13, 1947, by Charles Chesman, from New York, N. Y.

**PRODUCT:** 7 cases, each containing 25 1-pound cartons, of grated cheese at Pittsburgh, Pa.

**LABEL, IN PART:** Edelweiss \* \* \* Grated South American and Domestic Cheeses John Sexton & Co., Chicago, Ill."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of mites.

**DISPOSITION:** January 14, 1948. Default decree of condemnation and destruction.

**12673. Misbranding of cheese in wine or brandy. U. S. v. 50 Cases \* \* \*. (F. D. C. No. 24190. Sample No. 4007-K.)**

**LIBEL FILED:** December 18, 1947, District of Massachusetts.

**ALLEGED SHIPMENT:** On or about November 26, 1947, by the Dutchess Food Specialties Co., from New York, N. Y.

**PRODUCT:** 50 cases, each containing 12 sets of 3 individually colored crocks, of cheese in wine or brandy at Boston, Mass.

**LABEL, IN PART:** "Roquefort-Type Cheese in Brandy [or "Cheddar Cheese in Port Wine," or "Stilton Cheese in Port Wine"] \* \* \* Net Wt.—5 Ozs. Packed for S. S. Pierce Co., Boston, Mass."

**NATURE OF CHARGE:** Misbranding, Section 403 (e) (2), the product failed to bear a label containing an accurate statement of the quantity of the contents. (The crocks contained less than the declared weight of 5 ounces.)

**DISPOSITION:** January 23, 1948. The Dutchess Food Specialties Co., New York, N. Y., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond to be relabeled, under the supervision of the Food and Drug Administration.

#### CREAM

**12674. Adulteration of cream. U. S. v. John Rupp. Plea of guilty. Fine, \$50 and costs. (F. D. C. No. 23599. Sample No. 89225-H.)**

**INFORMATION FILED:** December 4, 1947, District of Kansas, against John Rupp, Ellis, Kans.

**ALLEGED SHIPMENT:** On or about June 7, 1947, from the State of Kansas into the State of Colorado.

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

**DISPOSITION:** January 26, 1948. Plea of guilty; fine, \$50, plus costs.

**12675. Adulteration of cream. U. S. v. 2 Cans \* \* \* (and 8 other seizure actions). (F. D. C. Nos. 23913 to 23920, incl. Sample Nos. 28001-K, 28010-K, 28011-K, 28014-K, 28016-K, 28017-K, 28602-K, 28604-K, 28608-K.)**

**LIBELS FILED:** September 12, 17, and 25, 1947, District of Colorado.

**ALLEGED SHIPMENT:** Between the approximate dates of September 4 and 21, 1947, by Leon's Produce, Colby, Kans.; April Produce, Sidney, Nebr.; Bowker Produce Station, Big Springs, Nebr.; Alta Bullock, Grant, Nebr.; Beatrice Creamery Co., Benkelman, Nebr.; Oelke Produce Co., Hoxie, Kans.; Clyde Adams, St. Francis, Kans.; and Cecil Johnson, Bridgeport, Nebr.

**PRODUCT:** 14 10-gallon cans of cream at Denver, Colo.