

PRODUCT: 26 cartons, each containing 32 1-pound packages, of butter at Harrisburg, Pa.

LABEL, IN PART: "Swift's Brookfield Butter."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy, putrid, or decomposed substance in that it was made from filthy cream; and, section 402 (a) (4), it had been prepared under insanitary conditions whereby it may have become contaminated with filth. (Examination showed that the product contained an insect, insect fragments, moth scales, cow hairs, manure fragments, and dirt.)

DISPOSITION: January 16, 1948. Default decree of condemnation. The product was ordered sold to be mixed with other inedible grease and disposed of for purposes other than for human food.

13584. Adulteration of butter. U. S. v. 300 Cases * * * (and 4 other seizure actions). (F. D. C. Nos. 23826, 23922, 24152, 24159, 25541. Sample Nos. 3607-K, 3608-K, 19013-K, 19031-K, 19032-K, 19038-K, 22944-K.)

LIBELS FILED: Between September 22, 1947, and August 4, 1948, Eastern District of Virginia, Southern District of West Virginia, and Northern District of Alabama.

ALLEGED SHIPMENT: On or about September 11, 12, and 16, 1947, and July 14, 1948, by Armour Creameries, Louisville, Ky.

PRODUCT: Butter. 6,800 pounds at Norfolk, Va., 304 pounds at Williamson, W. Va., 1,616 pounds at Charleston, W. Va., 528 pounds at Huntington, W. Va., and 640 pounds at Birmingham, Ala.

LABEL, IN PART: "Armour Cloverbloom."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy or decomposed substance. (Examination showed that the product contained mold and that, in addition, the Birmingham lot contained insect and rodent filth.)

DISPOSITION: November 14, 1947. Armour & Co. having appeared as claimant for the Norfolk lots, judgment of condemnation was entered and the product was ordered released under bond to be disposed of in compliance with the law, under the supervision of the Food and Drug Administration; the product was disposed of for fat salvage purposes. No claimant having appeared for the remaining lots, on February 26, 28, and September 9, 1948, judgments of condemnation were entered and the product was ordered sold for fat salvage or other technical uses.

13585. Adulteration of butter. U. S. v. 20 Cases * * * (and 1 other seizure action). (F. D. C. Nos. 24143, 24151. Sample Nos. 713-K, 19033-K.)

LIBELS FILED: October 3 and November 12, 1947, Southern District of West Virginia and Southern District of Florida.

ALLEGED SHIPMENT: On or about September 13 and 15, 1947, by the Fairmont Foods Co., from Columbus, Ohio, and Guthrie, Okla.

PRODUCT: Butter. 200 cases, each containing 12 1-pound cartons, and 100 cases, each containing 32 1-pound cartons, at Charleston, W. Va., and 20 cases, each containing 32 1-pound cartons, at Jacksonville, Fla.

LABEL, IN PART: "Fairmont's Better Brand Butter."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the Charleston lot consisted in whole or in part of a decomposed substance (the product contained excessive mold mycelia), and the Jacksonville lot consisted in whole or in part of a filthy substance by reason of the presence of insects, insect parts, and rodent hair fragments, and because it had been made from filthy cream.

DISPOSITION: November 4, 1947. The Fairmont Foods Co., claimant for the Charleston lot, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond to be disposed of in compliance with the law, under the supervision of the Food and Drug Administration. The product was converted into soap stock. On January 2, 1948, no claimant having appeared for the Jacksonville lot, judgment of condemnation was entered and the product was ordered delivered to a correctional institution, for use other than for human consumption.