

**PRODUCT:** 147 cases, each containing 24 1-pound cartons, of oleomargarine at St. Louis, Mo. Examination showed that the product had an objectionable taste as a result of fire and water damage occurring in transit.

**NATURE OF CHARGE:** Adulteration, Section 402, (a) (3), the article was unfit for food by reason of its objectionable taste.

**DISPOSITION:** August 4, 1948. The Plaza Express Co., Inc., St. Louis, Mo., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond for conversion into soap grease, under the supervision of the Federal Security Agency.

### EGGS

**13602. Adulteration of frozen whole eggs. U. S. v. Foures, Inc., and Morris Schneider. Pleas of guilty. Corporation fined \$500; individual fined \$250. (F. D. C. No. 24819. Sample No. 26340-K.)**

**INFORMATION FILED:** July 21, 1948, District of Minnesota, against Foures, Inc., St. Paul, Minn., and Morris Schneider, vice-president and manager.

**ALLEGED SHIPMENT:** On or about September 11, 1947, from the State of Minnesota into the State of Missouri.

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

**DISPOSITION:** October 25, 1948. A plea of guilty having been entered on behalf of the defendants, the corporation was fined \$500 and the individual defendant was fined \$250.

**13603. Adulteration of frozen whole eggs. U. S. v. Oskaloosa Produce Co., a partnership, and Archibald L. Shannon. Pleas of guilty. Partnership fined \$50 and costs; individual defendant fined \$25. (F. D. C. No. 24522. Sample No. 14439-K.)**

**INFORMATION FILED:** March 23, 1948, Southern District of Iowa, against the Oskaloosa Produce Co., Oskaloosa, Iowa, and Archibald L. Shannon, a partner.

**ALLEGED SHIPMENT:** On or about October 2, 1947, from the State of Iowa into the State of Illinois.

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

**DISPOSITION:** September 21, 1948. Pleas of guilty having been entered, the partnership was fined \$50, plus costs, and the individual defendant was fined \$25.

**13604. Adulteration of frozen whole eggs. U. S. v. Edwin L. McKinley (McKinley Produce Co.). Plea of guilty. Fine, \$250. (F. D. C. No. 24823. Sample No. 14440-K.)**

**INFORMATION FILED:** July 20, 1948, Southern District of Indiana, against Edwin L. McKinley, trading as the McKinley Produce Co., Greensburg, Ind.

**ALLEGED SHIPMENT:** On or about May 13, 1947, from the State of Indiana into the State of Illinois.

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

**DISPOSITION:** November 5, 1948. A plea of guilty having been entered, the defendant was fined \$250.

**13605. Adulteration of frozen whole eggs. U. S. v. 208 Cans \* \* \*. (F. D. C. No. 23420. Sample No. 69220-H.)**

**LIBEL FILED:** September 4, 1947, Northern District of Illinois.

**ALLEGED SHIPMENT:** On or about July 5, 1947, by the Farmers Produce Co., from Cherokee, Iowa.

**PRODUCT:** 208 30-pound cans of frozen whole eggs at Chicago, Ill.

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance. (Examination showed the presence of decomposed eggs.)

**DISPOSITION:** September 8, 1947. Rothenberg & Schneider Bros., Inc., Chicago, Ill., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond, conditioned

that the unfit portion be segregated, denatured, and used for animal food, under the supervision of the Food and Drug Administration. Of the seized goods, 22 cans were segregated as unfit and were denatured.

**13606. Adulteration of frozen eggs. U. S. v. 124 Cans \* \* \*. (F. D. C. No. 23844. Sample No. 3901-K.)**

**LABEL FILED:** October 8, 1947, District of Maryland.

**ALLEGED SHIPMENT:** On or about July 19, 1947, by Swift & Co., from Huron, S. Dak.

**PRODUCT:** 124 cans, each containing 30 pounds, of frozen eggs at Baltimore, Md.

**LABEL, IN PART:** "Gold Crest Frozen Eggs."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance. (Examination showed the presence of decomposed eggs.)

**DISPOSITION:** November 3, 1947. Swift & Co., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond, conditioned that the unfit portion be segregated and rejected. Fifteen cans were rejected and denatured.

**13607. Adulteration and misbranding of frozen egg drip. U. S. v. Northern Indiana Producers, Inc. Plea of guilty. Fine, \$100, plus costs. (F. D. C. No. 14287. Sample Nos. 78412-F, 78413-F.)**

**INFORMATION FILED:** April 3, 1945, Northern District of Indiana, against Northern Indiana Producers, Inc., Valparaiso, Ind.

**ALLEGED SHIPMENT:** On or about April 28 and May 10, 1944, from the State of Indiana into the State of Illinois.

**LABEL:** "Egg Drip 30 Lbs. Net."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance by reason of the presence of decomposed egg material.

Misbranding, Section 403 (e) (1), the product failed to bear a label containing the name and place of business of the manufacturer, packer, or distributor.

**DISPOSITION:** November 16, 1948. A plea of guilty having been entered, the defendant was fined \$100, together with costs.

### FEEDS AND GRAINS

**13608. Alleged adulteration and misbranding of alfalfa meal. U. S. v. John A. Miller (Meadow Brook Farms). Plea of not guilty. Tried to the court. Judgment of not guilty. (F. D. C. No. 24510. Sample Nos. 39261-K to 39263-K, incl.)**

**INFORMATION FILED:** March 8, 1948, Eastern District of Pennsylvania, against John A. Miller, an individual, trading as Meadow Brook Farms, Nazareth, Pa.

**ALLEGED SHIPMENT:** On or about July 29 and August 27 and 28, 1947, from the State of Pennsylvania into the State of Maryland.

**LABEL, IN PART:** "Meadow Brook Farms Superior Brand Dehydrated Alfalfa Meal."

**NATURE OF CHARGE:** One lot. Adulteration, Section 402 (b) (2), a product containing less than 15 percent protein had been substituted for a product containing not less than 15 percent protein.

Misbranding, Section 403 (a), the label statement "Guaranteed Analysis When Packed \* \* \* Protein—Not less than 15%" was false and misleading.

Remaining lots. Adulteration, Section 402 (b) (2), a product containing less than 2 percent fat, more than 27 percent fiber, and less than 17 percent protein had been substituted for a product containing not less than 2 percent fat, not more than 27 percent fiber, and not less than 17 percent protein. Misbranding, Section 403 (a), the label statements, "Guaranteed Analysis When Packed \* \* \* Fat—not less than 2%, Fibre—Not more than 27%, Protein—Not less than 17%," were false and misleading.

**DISPOSITION:** June 16, 1948. A plea of not guilty having been entered by the defendant, the case was tried before the court and the defendant was found not guilty.