

DAIRY PRODUCTS

BUTTER

The following cases report actions involving butter that consisted in whole or in part of filthy or decomposed substances, Nos. 14716 and 14717; that was below the legal standard for milk fat content, Nos. 14718 and 14719; and that was short of the declared weight, No. 14719.

14716. Adulteration of butter. U. S. v. 1,000 Cases * * *. (F. D. C. No. 26063. Sample No. 5490-K.)

LIBEL FILED: October 18, 1948, District of Massachusetts.

ALLEGED SHIPMENT: On or about September 24, 1948, by the Beatrice Foods Co., from Louisville, Ky.

PRODUCT: 1,000 cases, each containing 32 1-pound prints, of butter at Worcester, Mass.

LABEL, IN PART: "Holland Brand Creamery Butter [or "Meadow Gold Butter"] Distributed by Beatrice Foods Co.," and "Blue Valley Butter Distributed by Beatrice Foods Co. [or "Blue Valley Creamery"]."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in part of a filthy substance by reason of the presence of insects, insect parts and fragments, rat or mice hairs, and the fact that the cream from which it was prepared was filthy.

DISPOSITION: December 9, 1948. The Beatrice Foods Co., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond for use in the manufacture of soap, under the supervision of the Federal Security Agency.

14717. Adulteration of butter. U. S. v. 60 Cases * * * (and 1 other seizure action). (F. D. C. Nos. 26062, 26166. Sample Nos. 1059-K, 46027-K.)

LABELS FILED: On or about October 22 and November 2, 1948, Southern District of Florida and Western District of Arkansas.

ALLEGED SHIPMENT: On or about September 23 and 28, 1948, by the Sugar Creek Creamery Co., from Louisville, Ky.

PRODUCT: 60 cases, each containing 12 1-pound rolls, of butter at Miami, Fla., and 999 32-pound cases of butter at Camp Chaffee, Ark.

LABEL, IN PART: "1 Lb. Net Weight Country Roll Creamery Butter Pasteurized Wilson & Co." or "Sugar Creek Butter."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of insect filth, rodent hairs, and feather barbules; and it had been made from filthy cream.

DISPOSITION: December 9, 1948. No claimant having appeared for the 60-case lot, the product was condemned and ordered sold to be denatured, under the supervision of the United States marshal. On January 7, 1949, the Sugar Creek Creamery Co., claimant for the 999-case lot having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond to be converted into nonedible grease, under the supervision of the Food and Drug Administration.

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