

ALLEGED SHIPMENT: On or about September 18, 1950, from the State of Iowa into the State of Pennsylvania.

LABEL, IN PART: (Can) "Mor-Zip Brand Popcorn Yellow Pearl Variety [or "S. A. Yellow Hybrid Variety"]."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in part of a filthy substance by reason of the presence of rodent- and insect-damaged kernels, rodent hairs, beetle larvae, and insect fragments; and, Section 402 (a) (4), the article had been prepared and packed under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: February 27, 1951. A plea of guilty having been entered the court imposed a fine of \$225, plus costs, against the defendant.

17109. Adulteration of cracker meal. U. S. v 43 Cartons * * * (F. D. C. No. 30336. Sample No. 79828-K.)

LIBEL FILED: December 11, 1950, District of Massachusetts.

ALLEGED SHIPMENT: On or about October 30, 1950, by R. Fretz, from Philadelphia, Pa.

PRODUCT: 43 25-pound cartons of cracker meal at Boston, Mass.

LABEL, IN PART: "Premier Fine Cracker Meal."

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 fragments and rodent hair fragments; and, Section 402 (a) (4), it had been prepared under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: February 19, 1951. Default decree of condemnation and destruction.

DAIRY PRODUCTS

BUTTER

17110. Adulteration of butter. U. S. v. Dearmin & Co., Inc. Plea of nolo contendere. Fine of \$100, plus costs. (F. D. C. No. 30071. Sample Nos. 72868-K, 84745-K.)

INFORMATION FILED: January 2, 1951, Southern District of Indiana, against Dearmin & Co., Inc., Odon, Ind.

ALLEGED SHIPMENT: On or about August 11 and September 11, 1950, from the State of Indiana into the State of Ohio.

NATURE OF CHARGE: Adulteration. Section 402 (b) (1), a valuable constituent, milk fat, had been in part omitted from the article; and Section 402 (b) (2), a product which contained less than 80 percent by weight of milk fat had been substituted for butter.

DISPOSITION: February 6, 1951. A plea of nolo contendere having been entered, the court imposed a fine of \$100, plus costs, against the defendant.

CHEESE

17111. Adulteration of cheese. U. S. v. Anastasia G. Skourtsis (A. G. Skourtsis). Plea of guilty. Fine, \$1,000. (F. D. C. No. 28107. Sample Nos. 62249-K, 62250-K.)

INFORMATION FILED: February 27, 1951, Southern District of New York, against Anastasia G. Skourtsis, trading as A. G. Skourtsis, New York, N. Y.

ALLEGED SHIPMENT: On or about October 8, 1948, from the State of New York into the State of Massachusetts.

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

DISPOSITION: March 26, 1951. A plea of guilty having been entered, the court imposed a fine of \$1,000 against the defendant.

17112. Adulteration of cheese. U. S. v. John Dauwalder (Bunker Hill Cheese Co.). Plea of guilty. Fine of \$500, plus costs. (F. D. C. No. 29126. Sample Nos. 12551-K, 52241-K.)

INFORMATION FILED: June 20, 1950, Northern District of Ohio, against John Dauwalder, trading as the Bunker Hill Cheese Co., Millersburg, Ohio.

ALLEGED VIOLATION: On or about November 11, 1948, and May 23, 1949, the defendant gave to firms engaged in the business of shipping cheese in interstate commerce, at Dover and Canton, Ohio, guaranties to the effect that no cheese sold by the defendant to the holders of the guaranties would be adulterated or misbranded within the meaning of the Federal Food, Drug, and Cosmetic Act.

Within the period from on or about October 13, 1949, to on or about November 16, 1949, the defendant shipped and delivered under the guaranties, at Dover and Canton, Ohio, quantities of cheese that were adulterated.

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

DISPOSITION: February 23, 1951. A plea of guilty having been entered, the court imposed a fine of \$500, plus costs, against the defendant.

17113. Adulteration of cheese. U. S. v. Italian Cheese Mfg. Co. and Joseph P. Tito. Pleas of nolo contendere. Fine of \$300 against company; imposition of sentence suspended with respect to Joseph P. Tito, and this defendant placed on probation for 1 day. (F. D. C. No. 30057. Sample Nos. 57585-K, 57586-K, 74115-K, 74116-K, 74118-K, 74119-K.)

INDICTMENT RETURNED: December 12, 1950, Eastern District of Pennsylvania, against the Italian Cheese Mfg. Co., a partnership, Bath, Pa., and Joseph P. Tito, a partner in the partnership.

ALLEGED SHIPMENT: On or about May 12 and 19, June 23 and 30, and July 11, 1950, from the State of Pennsylvania into the State of New York.

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 fragments, and rodent hair fragments; and, Section 402 (a) (4), the article had been prepared and held under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: January 24, 1951. Pleas of nolo contendere having been entered, the court imposed a fine of \$300 against the company and suspended the imposition of sentence against the individual, and placed the individual on probation for 1 day.