

**20371. Adulteration of wheat. U. S. v. 87,900 Pounds \* \* \*. (F. D. C. No. 34775. Sample No. 61199-L.)**

**LIBEL FILED:** March 23, 1953, Western District of Missouri.

**ALLEGED SHIPMENT:** On or about March 18, 1953, by the Farmers Coop. Grain Association, from Waterville, Kans.

**PRODUCT:** 87,900 pounds of wheat at Kansas City, Mo.

**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 rodent excreta.

**DISPOSITION:** March 30, 1953. The Farmers Coop. Grain Association, claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond to be brought into compliance with the law, under the supervision of the Federal Security Agency. The product was denatured for use as animal feed.

## DAIRY PRODUCTS

### BUTTER

**20372. Adulteration of butter. U. S. v. Marion Creamery Co. and George G. Wolf. Pleas of nolo contendere. Fine of \$50, plus costs, against each defendant. (F. D. C. No. 34823. Sample No. 33452-L.)**

**INFORMATION FILED:** May 5, 1953, District of Kansas, against the Marion Creamery Co., a partnership, Marion, Kans., and George G. Wolf, a partner in the partnership.

**ALLEGED VIOLATION:** On or about September 25, 1952, from the State of Kansas into the State of Illinois.

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

**DISPOSITION:** May 18, 1953. Pleas of nolo contendere having been entered by the defendants, the court imposed a fine of \$50, plus costs, against each defendant.

**20373. Adulteration of butter. U. S. v. Paul H. Orness (Rolla Sanitary Dairy). Plea of guilty. Fine, \$100. (F. D. C. No. 34819. Sample Nos. 19656-L, 48794-L.)**

**INFORMATION FILED:** May 12, 1953, District of North Dakota, against Paul H. Orness, trading as the Rolla Sanitary Dairy, at Rolla, N. Dak.

**ALLEGED VIOLATION:** On or about October 31, 1950, the defendant gave to a firm engaged in the business of shipping butter in interstate commerce a guaranty to the effect that butter delivered by the defendant under the guaranty would not be adulterated. On or about March 17 and November 12, 1952, the defendant caused to be shipped to the holder of the guaranty, at Fargo, N. Dak., a quantity of butter that was adulterated.

**NATURE OF CHARGE:** Adulteration, Section 402 (b) (2), a product which contained less than 80 percent by weight of milk fat had been substituted for butter.

**DISPOSITION:** May 20, 1953. The defendant having entered a plea of guilty, the court fined him \$100.