apricots that were adulterated in violation of the Food and Drugs Act. They were labeled in part: "Packed for Walter M. Field & Co., San Francisco, Calif., J M New York."

Adulteration was alleged in that the articles consisted in part of filthy, decomposed, and putrid vegetable and animal substances.

On January 26, 1940, the defendant entered a plea of nolo contendere, and the court imposed a fine of $50.

GROVER B. HILL, *Acting Secretary of Agriculture.*

31028. Adulteration of dried peaches and dried apricots. U. S. v. Ronald R. Mack (Walter M. Field & Co.). Plea of nolo contendere. Fine, $200. (F. & D. No. 42769. Sample Nos. 37147–D, 37148–D.)

These shipments of dried fruits contained dead insects, larvae and cocoons, insect and rodent excreta, and mold.

On October 25, 1939, the United States attorney for the Northern District of California, acting upon a report by the Secretary of Agriculture, filed in the district court an information against Ronald R. Mack, trading as Walter M. Field & Co., San Francisco, Calif., alleging shipment by said defendant in violation of the Food and Drugs Act, on or about March 21, 1939, from the State of California into the State of New York, of quantities of dried peaches and dried apricots that were adulterated.

The articles were alleged to be adulterated in that they consisted in part of filthy, decomposed, and putrid vegetable and animal substances.

On January 23, 1940, a plea of nolo contendere was entered by the defendant and the court imposed a fine of $200.

GROVER B. HILL, *Acting Secretary of Agriculture.*

31029. Adulteration of butter. U. S. v. Midwest Dairies, Inc. Plea of guilty. Fine, $400. (F. & D. No. 42763. Sample Nos. 43309–D, 43788–D, 56060–D, 56145–D, 56148–D, 56154–D.)

The products involved in this shipment contained less than 80 percent by weight of milk fat.

On October 3, 1939, the United States attorney for the District of New Mexico, acting upon a report by the Secretary of Agriculture, filed in the district court an information against the Midwest Dairies, Inc., trading at Portales, N. Mex., alleging shipment by said defendant in violation of the Food and Drugs Act within the period from on or about April 11 to on or about May 27, 1939, from the State of New Mexico into the State of California of quantities of butter that was adulterated.

Adulteration was alleged in that a product which contained less than 80 percent by weight of milk fat had been substituted for butter, a product which should contain not less than 80 percent by weight of milk fat as prescribed by the act of March 4, 1923.

On March 16, 1940, a plea of guilty having been entered on behalf of the defendant, the court imposed a fine of $400.

GROVER B. HILL, *Acting Secretary of Agriculture.*

31030. Adulteration and misbranding of Frute-Ade. U. S. v. Alexander Rosenthal. Plea of guilty. Fine, $25. (F. & D. No. 39789. Sample Nos. 35070–C to 35076–C, incl.)

These products were labeled to indicate that they derived their fruit characteristics from fruit juices; whereas they consisted of artificially colored acid solutions containing little, if any, fruit juices. With the exception of the lemon, lemon-lime, and orange, they were also artificially flavored. The quantity of contents of the bottles was less than that declared on the label.

On March 2, 1939, the United States attorney for the District of New Jersey, acting upon a report by the Secretary of Agriculture, filed in the district court an information against Alexander Rosenthal, Trenton, N. J., alleging shipment by said defendant in violation of the Food and Drugs Act on or about April 17, 1937, from the State of New Jersey into the State of Pennsylvania, of quantities of various flavored Frute-Ades which were adulterated and misbranded.

The articles were labeled in part: "Frute-Ade * * * Grape [or "Strawberry," "Cherry," "Raspberry," "Lemon," "Lemon-Lime," or "Orange"] Flavor * * * Atlantic Food Packing Co., Trenton, N. J."

The articles were alleged to be adulterated in that artifically colored acid solutions which contained little, if any, of the designated fruits, and which