26590. Adulteration and misbranding of chocolate coating. U. S. v. 50 Cartons and 120 Cartons of Sweet Coating. Consent decree of condemnation. Product released under bond to be relabeled. (F. & D. no. 38184. Sample nos. 40791–B. 40792–B.)

This case involved an interstate shipment of chocolate coating in which skim-milk solids had been substituted for whole-milk solids.

On August 20, 1936, the United States attorney for the Western District of Washington, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 170 cartons of chocolate coating at Tacoma, Wash., alleging that the article had been shipped in interstate commerce on or about April 8 and 11, 1936, by Boldemann Chocolate Co., from San Francisco, Calif., and charging adulteration and misbranding in violation of the Food and Drugs Act. The article was labeled in part: "Boldemann's Sweet Coating Dale Milk made by Boldemann Chocolate Co., San Francisco."

The article was alleged to be adulterated in that a substance containing skim-milk solids had been substituted for the article.

The article was alleged to be misbranded in that the statement "Sweet coating * * * milk" was false and misleading and tended to deceive and mislead the purchaser.

On September 14, 1936, the Boldemann Chocolate Co. having appeared as claimant, consent decree of condemnation was entered and it was ordered that the product be released under bond for relabeling.

M. L. WILSON, *Acting Secretary of Agriculture.*

26591. Adulteration of butter. U. S. v. 74 Cubes and 84 Cubes of Butter. Consent decrees of condemnation. Product released under bond to be reworked. (F. & D. nos. 38212, 38213. Sample nos. 4702–C, 4703–C.)

These cases involved butter that was deficient in milk fat.

On August 11, 1936, the United States attorney for the District of Nebraska, acting upon reports by the Secretary of Agriculture, filed in the district court libels praying seizure and condemnation of 158 cubes of butter at Omaha, Nebr., alleging that the article had been shipped in interstate commerce on or about June 1 and June 8, 1936, by the Linwood Creamery Co., from Wichita, Kans., and charging adulteration in violation of the Food and Drugs Act.

The article was alleged to be adulterated in that a product containing less than 80 percent by weight of milk fat had been substituted for butter, a product which should contain not less than 80 percent of milk fat, as provided by the act of Congress of March 4, 1923.

On August 13, 1936, the Omaha Cold Storage Co., Omaha, Nebr., having appeared as claimant and having consented to the entry of decrees, judgments of condemnation were entered and it was ordered that the product be released under bond conditioned that it be reworked to the legal standard.

M. L. WILSON, *Acting Secretary of Agriculture.*

26592. Adulteration of crab meat. U. S. v. 15 Pounds of Crab Meat. Default decree of condemnation and destruction. (F. & D. no. 38216. Sample no. 7951–C.)

This case involved crab meat that was filthy.

On August 18, 1936, the United States attorney for the Eastern District of Pennsylvania, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 15 pounds of crab meat at Philadelphia, Pa., alleging that the article had been shipped in interstate commerce, on or about August 16, 1936, by W. C. Larrimore, from St. Michaels, Md., and charging adulteration in violation of the Food and Drugs Act.

The article was alleged to be adulterated in that it consisted of a filthy animal substance.

On September 9, 1936, no claimant appearing, judgment of condemnation was entered and it was ordered that the product be destroyed.

M. L. WILSON, *Acting Secretary of Agriculture.*

26593. Adulteration of chubs. U. S. v. 12 Boxes of Fish (Chubs). Default decree of condemnation and destruction. (F. & D. no. 38217. Sample no. 9172–C.)

This case involved chubs that were infested with worms.

On August 13, 1936, the United States attorney for the Eastern District of New York, acting upon a report by the Secretary of Agriculture, filed in the