1089. Adulteration of butter. U. S. v. 15 Cartons of Butter. Default decree of condemnation and destruction. (F. D. C. No. 3525. Sample No. 36965–E.)

On December 2, 1940, the United States attorney for the District of Massachusetts filed a libel against 15 cartons of butter at Boston, Mass., alleging that the article had been shipped in interstate commerce within the period from on or about October 16, to on or about October 30, 1940, by the Davis-Cleaver Produce Co. from Quincy, Ill.; and charging that it was adulterated in that it consisted in whole or in part of a filthy, putrid, or decomposed substance. It was labeled in part: "Netherland Brand Butter."

On January 6, 1941, no claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

1090. Adulteration of butter. U. S. v. 2,205 Pounds of Butter. Consent decree of condemnation. Product ordered released under bond for melting and incorporating into buttermilk for animal feed, but not for human consumption. (F. D. C. No. 2581. Sample No. 27051–E.)

On August 8, 1940, the United States attorney for the Southern District of Ohio filed a libel against 2,205 pounds of butter at Cincinnati, Ohio, alleging that the article had been shipped in interstate commerce on or about August 6, 1940, from Springfield, Mo., by the Merchants Creamery Co.; and charging that it was adulterated in that it consisted in whole or in part of a filthy, putrid, or decomposed substance.

On September 9, 1940, the Merchants Creamery Co., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond conditioned that it be melted and incorporated with buttermilk and disposed of for animal feed.

1091. Adulteration of butter. U. S. v. 4 Cases and 16 Cases of Butter. Default decrees of condemnation and destruction. (F. D. C. Nos. 2756, 3015. Sample Nos. 9645–E, 9875–E, 9876–E.)

On or about August 16 and 19, 1940, the United States attorneys for the Southern District of Alabama and the Western District of Louisiana filed libels against 4 cases of butter at Mobile, Ala., and 16 cases at Shreveport, La., alleging that the article had been shipped in interstate commerce on or about July 29 and August 6, 1940, by Swift & Co., from West Point, Miss., and Paris, Tex.; and charging that it was adulterated in that it consisted in whole or in part of a filthy substance. The article was labeled in part, variously: "Southern Belle Creamery Butter Distributed by Swift & Company," or "Big Chain Country Roll [or "Creamery"] Butter Distributed by Big Chain Stores, Inc., Shreveport, La."

On November 29 and December 21, 1940, no claimant having appeared, judgments of condemnation were entered and the product was ordered destroyed.

1092. Adulteration of packing stock butter. U. S. v. 16 Tubs, 10 Drums, and 1 Barrel of Packing Stock Butter. Consent decree of condemnation. Product ordered released under bond for destruction of unfit portion. (F. D. C. No. 2582. Sample Nos. 28425–E to 28430–E, incl.)

This product contained various types of filth, such as, maggots, rodent hairs and excreta, insects, mold, and miscellaneous dirt.

On July 26, 1940, the United States attorney for the District of Maryland filed a libel against 16 tubs, 10 drums, and 2 barrels containing a total of 5,810½ pounds of packing stock butter at Baltimore, Md., alleging that the article had been shipped in interstate commerce on or about July 17 and 18, 1940, in various lots from Roanoke, Bristol, Meadowview, Abingdon, Glade Spring, and Christiansburg, Va.; and Bristol, Tenn., by truck owned and operated by Eyster B. Bidle; and charging that it was adulterated in that it consisted in whole or in part of a filthy substance.

On August 16, 1940, J. W. Buffington & Co., of Baltimore, Md., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond conditioned that it should not be disposed of in violation of the law. All portions of the product which were contaminated with filth were removed and destroyed and the fit portion was disposed of in the manufacture of process butter.

1093. Adulteration of packing stock butter. U. S. v. 125 Pounds of Butter. Default decree of condemnation and destruction. (F. D. C. No. 2580. Sample No. 20814–E.)

This product contained rodent hairs, fragments of rodent excreta, and insect fragments and larvae.