1422. Adulteration of butter. U. S. v. Grace E. Flittie (Flittie Creamery). Plea of guilty. Defendant placed on probation for 18 months without imposition of any sentence. (F. D. C. No. 2068. Sample No. 55178–D.)

On May 29, 1940, the United States attorney for the District of South Dakota filed an information against Grace E. Flittie, trading as Flittie Creamery at Washington Springs, S. Dak., alleging shipment within the period from on or about January 9 to 16, 1940, from the State of South Dakota into the State of Illinois, of a quantity of butter that was adulterated.

It was alleged to be adulterated in that a valuable constituent, milk fat, had been in part omitted therefrom; and in that a product which contained less than 80 percent by weight of milk fat had been substituted for butter.

On May 7, 1941, a plea of guilty haing been entered, the court placed the defendant on probation for a period of 18 months without the imposition of any sentence.

1423. Adulteration of butter. U. S. v. Harvey L. Peterson (Galva Creamery Co.). Plea of guilty. Fine, $50 and costs. (F. D. C. No. 2847. Sample. Nos. 89420–D, 4896–E.)

On January 4, 1941, the United States attorney for the Western District of Missouri filed an information against Harvey L. Peterson, trading as Galva Creamery Co. at Kansas City, Mo., alleging shipment on or about February 17 and May 11, 1940, from the State of Missouri into the State of Illinois, of a quantity of butter that was adulterated. The article was labeled in part: "Creamery Butter Marwyn Dairy Prod's Corp. Chicago, Ill., Distributors."

It was alleged to be adulterated in that a valuable constituent, milk fat, had been in part omitted therefrom; and in that a product containing less than 80 percent by weight of milk fat had been substituted for butter.

On February 21, 1941, a plea of guilty having been entered by the defendant, the court imposed a fine of $50 and costs.

1424. Adulteration of butter. U. S. v. Jerpe Dairy Products Corporation. Plea of guilty. Fine, $300. (F. D. C. No. 957. Sample Nos. 61072–D, 61073–D, 61075–D.)

On April 30, 1940, the United States attorney for the Western District of Arkansas filed an information against Jerpe Dairy Products Corporation at Fayetteville, Ark., alleging shipment on or about September 11, 1939, from the State of Arkansas into the State of Louisiana of a quantity of butter that was adulterated. The article was labeled in part: "Clear Brook Creamery Butter * * * Distributed by Wilson & Co."; or "Ol' Fashund Roll * * * Clear Brook Quality * * * Finest Creamery Butter. Distributors Wilson & Co."

It was alleged to be adulterated in that a valuable constituent, milk fat, had been in part omitted therefrom; and in that a product which contained less than 80 percent by weight of milk fat had been substituted for butter.

On January 13, 1941, a plea of guilty having been entered on behalf of the defendant, the court imposed a fine of $300.

1425. Adulteration and misbranding of butter. U. S. v. Paul Sorensen (Kimball Creamery). Plea of guilty. Fine, $150. (F. D. C. No. 2910. Sample Nos. 6797–E, 44470–E.)

A portion of this product was short weight as well as low in milk fat.

On April 14, 1941, the United States attorney for the District of Nebraska filed an information against Paul Sorensen, trading as Kimball Creamery at Kimball, Nebr., alleging shipment on or about September 11 and November 8, 1940, from the State of Nebraska into the State of Wyoming of quantities of butter that was adulterated and a part of which was also misbranded. The article was labeled in part: "1 pound Net. Sheaffer's Creamery Butter * * * Laramie, Wyoming."

It was alleged to be adulterated in that a valuable constituent, milk fat, had been in part omitted therefrom; and in that a product which contained less than 80 percent by weight of milk fat had been substituted for butter.

The article in one shipment was alleged to be misbranded in that the statements "1 pound Net" and "1 Lb.," appearing on the cartons, were false and misleading since the cartons contained less than 1 pound of butter; and in that the article was in package form and its label did not bear an accurate statement of the quantity of the contents in terms of weight.

On May 13, 1941, the defendant entered a plea of guilty and the court imposed a fine of $150.