DAIRY PRODUCTS

BUTTER

4338. Adulteration of butter. U. S. v. William R. Perry. (W. R. Perry.) Plea of nolo contendere. Fine $100. (F. D. C. No. 7750. Sample No. 92065–E.)

This product was rancid and decomposed.

On November 28, 1942, the United States attorney for the Southern District of California filed an information against William R. Perry, trading as W. R. Perry, at Los Angeles, Calif., alleging shipment on or about April 20, 1942, from the State of California into the State of Oregon, of a quantity of butter that was adulterated in that it consisted in whole or in part of a decomposed substance.

On December 14, 1942, the defendant having entered a plea of nolo contendere, the court imposed a fine of $100.

4339. Adulteration of butter. U. S. v. Model Dairy Incorporated. Plea of guilty. Fine $70. (F. D. C. No. 7308. Sample Nos. 86944–E, 62391–E.)

On November 16, 1942, the United States attorney for the District of Minnesota filed an information against the Model Dairy, Inc., a corporation, at Mankato, Minn., alleging shipment on or about January 3 and April 4, 1942, from the State of Minnesota into the State of Illinois of quantities of butter that was adulterated. The article was labeled in part: (Boxes) "Beatrice Creamery Company, Chicago, Ill."

The article 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 November 16, 1942, a plea of guilty having been entered on behalf of the defendant, the court imposed a fine of $70.

4340. Adulteration of butter. U. S. v. 15 Cases of Butter. Default decree of condemnation. Product ordered delivered to the War Production Board for salvage purposes. (F. D. C. No. 8521. Sample Nos. 27449–F to 27451–F, incl.)

On September 16, 1942, the United States attorney for the Western District of Texas filed a libel against 15 30-pound cases of butter at El Paso, Tex., alleging that the article had been shipped in interstate commerce on or about September 9, 1942, by the Trinidad Creamery Co. from Clovis, N. M.; and charging that it was adulterated, in that the product consisted in whole or in part of a filthy substance as evidenced by the presence of insect parts, rodent hairs, plant fiber, and nondescript dirt. The article was labeled in part: "Colorado Gold Brand Our None Nicer Creamery Butter."

On October 22, 1942, no claimant having appeared, judgment of condemnation was entered and the product was ordered to be turned over to the Salvage Unit of the Conservation Division of the War Production Board.

4341. Adulteration of butter. U. S. v. 300 Tubs of Butter. Consent decree of condemnation. Product ordered released under bond to be made into refined butter oil, under the supervision of the Food and Drug Administration. (F. D. C. No. 8512. Sample No. 1515–F.)

This product contained insects and insect fragments.

On August 21, 1942, the United States attorney for the Northern District of Illinois filed a libel against 300 63-pound tubs of butter at Chicago, Ill., alleging that the article had been shipped in interstate commerce on or about July 21, 1942, by Frank Pilley & Sons, Inc., from Sioux City, Iowa; and charging that it was adulterated in that it consisted in whole or in part of a filthy, putrid, or decomposed substance.

On October 20, 1942, Frank Pilley & Sons, Inc., claimant, having admitted the allegations of the libel and having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond to be rendered into refined butter oil under the supervision of the Food and Drug Administration.

Nos. 4342 to 4349 report actions on butter made from decomposed cream as evidenced by mold.

4342. Adulteration of butter. U. S. v. 25 Cartons of Butter. Consent decree of condemnation. Product ordered released under bond to be rendered into butter oil. (F. D. C. No. 8588. Sample No. 19652–F.)

In addition to mold, this product contained mites, insect parts, fragments of rodent hair, feathers, and miscellaneous dirt.