4757. Adulteration of butter. U. S. v. 12 Cases of Butter. Consent decree of condemnation. Product ordered sold for technical purposes. (F. D. C. No. 8522. Sample No. 28125–F.)

This product contained mold, indicating that it had been made from decomposed cream.

On or about September 2, 1942, the United States attorney for the Southern District of Florida filed a libel against 12 cases, each containing 32 pounds, of butter at Tampa, Fla., alleging that the article had been shipped in interstate commerce on or about August 8, 1942, by the Cudahy Packing Co. from Nashville, Tenn.; and charging that it was adulterated in that it consisted in whole or in part of a filthy and decomposed substance. The article was labeled in part: (Tissue wrappers around 1-lb. rolls) "Daisy Maid Brand Country Roll Style Butter."

On September 2, 1942, the Cudahy Packing Co., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered destroyed. Subsequently the decree was amended to order the sale of the product for technical purposes.

Nos. 4758 to 4767, incl., (also No. 4754) report actions involving butter that was low in milk fat.

4758. Adulteration of butter. U. S. v. Cudahy Packing Co. Plea of guilty. Fine, $50 and costs. (F. D. C. No. 8769. Sample No. 1507–F.)

On January 22, 1943, the United States attorney for the District of Nebraska filed an information against the Cudahy Packing Co., a corporation, at South Omaha, Neb., alleging shipment on or about July 14, 1942, from the State of Nebraska into the State of Illinois of a quantity of butter that was 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 June 21, 1943, a plea of guilty having been entered on behalf of the defendant, the court imposed a fine of $50 and costs.

4759. Adulteration of butter. U. S. v. Elliott Ice Co., Inc. Plea of guilty. Fine, $100. (F. D. C. No. 8740. Sample No. 16991–F.)

On December 8, 1942, the United States attorney for the Western District of Virginia filed an information against the Elliott Ice Co., Inc., a corporation, at Charlottesville, Va., alleging shipment on or about July 16, 1942, from the State of Virginia into the State of New York of a quantity of butter that was 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 was labeled in part: "Butter Distributed By J. R. Kramer, Inc. * * * New York, N. Y."

On December 8, 1942, a plea of guilty having been entered on behalf of the defendant, the court imposed a fine of $100.

4760. Adulteration of butter. U. S. v. 20 Cases of Butter. Decree of condemnation. Product ordered released under bond for reworking. (F. D. C. No. 9283. Sample No. 14332–F.)

On January 4, 1943, the United States attorney for the Southern District of California filed a libel against 20 cases, each containing 30 pounds, of butter at Long Beach, Calif., alleging that the article had been shipped in interstate commerce on or about December 28, 1942, by the Mountain States Creamery Co. from Salt Lake City, Utah; and charging that it was adulterated in that a product containing less than 80 percent by weight of milk fat had been substituted for butter. The article was labeled in part: (Parchment) "Mountain View Pasteurized Creamery Butter."

On January 12, 1943, the Mountain States Creamery Co., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond for reworking under the supervision of the Food and Drug Administration.

4761. Adulteration of butter. U. S. v. 7 Tubs of Butter. Default decree of condemnation. Product ordered delivered to a charitable institution. (F. D. C. No. 9286. Sample No. 31876–F.)

On January 22, 1943, the United States attorney for the Southern District of Ohio filed a libel against 7 70-pound tubs of butter at Cincinnati, Ohio, which had