Cutler Creamery & Ice Cream Co., from Cutler, Ill.; 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 wrapper) "Independent Mayrose Creamery Butter Distributed By St. Louis Independent Packing Co."

On June 29, 1943, the Cutler Creamery & Ice Cream Co. 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 for reworking under the supervision of the Food and Drug Administration.

5320. Adulteration of butter. U. S. v. 138 Boxes (8,280 pounds) of Butter. Decree of condemnation. Product ordered released under bond for reconditioning. (F. D. C. No. 10088. Sample Nos. 15154–F, 15155–F.)

On May 31, 1943, the United States attorney for the Southern District of California filed a libel against 138 boxes, each containing 60 pounds, of butter at Los Angeles, Calif., alleging that the article had been shipped in interstate commerce on or about May 6, 1943, by the Hallren Poultry & Creamery Co. from Fairview, Okla.; 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: "Creamery Butter * * * Distributed by Disney Smith L. A. Calif."

On June 9, 1943, the Hallren Poultry & Creamery Co. having appeared as claimant, and having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond for reconditioning under the supervision of the Food and Drug Administration.

5321. Adulteration of butter. U. S. v. 30 Cubes (2,100 pounds) of Butter. Decree of condemnation. Product ordered released under bond for reconditioning. (F. D. C. No. 10087. Sample No. 11296–F.)

On May 24, 1943, the United States attorney for the Northern District of California filed a libel against 30 cubes of butter, each weighing 70 pounds, at San Francisco, Calif., alleging that the article had been shipped in interstate commerce on or about May 3, 1943, by the Mandan Cry. and Pro. Co. from Mandan, N. Dak.; 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.

On May 27, 1943, B. J. Holmes, trading as B. J. Holmes Sales Co., having appeared as claimant, judgment of condemnation was entered and the product was ordered released under bond to be brought into compliance with the law under the supervision of the Food and Drug Administration.

5322. Adulteration and misbranding of butter. U. S. v. 18 Cartons of butter (and 2 additional seizure actions against butter). Decrees of condemnation. Product ordered released under bond for reworking and relabeling. (F. D. C. Nos. 10239, 10774, 10890. Sample Nos. 20629–F, 21921–F, 21922–F, 51225–F.)

On June 25, August 26, and September 16, 1943, the United States attorneys for the District of Massachusetts and the Western District of New York filed libels against 185 cartons, each containing 30 1-pound prints, of butter at Boston, Mass., and 19 cubes, each containing 64 pounds, of butter at Buffalo, N. Y., alleging that the article had been shipped in interstate commerce within the period from on or about June 12 to September 4, 1943, by the Benson Produce Co. from Benson, Mich.; and charging that it was adulterated, and that the print butter was misbranded. The article was alleged to be adulterated in that a product containing less than 80 percent by weight of milk fat had been substituted in whole or in part for butter. The print butter was alleged to be misbranded in that the prints did not contain "One Pound Net" as labeled.

On July 9 and September 13 and 22, 1943, A. E. Mills & Sons, Inc., of Boston, Mass., and Frank E. Wattles, Inc., of Buffalo, N. Y., having appeared as claimants for the lots located in their respective cities and having admitted the allegations of the libels, judgments of condemnation were entered and the product was ordered released under bond for reworking and remarking the true weight on the labels or wrappers in those instances in which the product was short-weight, under the supervision of the Food and Drug Administration.

5323. Adulteration of butter. U. S. v. 28 Cubes (1,792 pounds) of Butter. Decree of condemnation. Product ordered released under bond for reworking. (F. D. C. No. 10487. Sample No. 11525–F.)

On August 3, 1943, the United States attorney for the Northern District of California filed a libel against 28 cubes of butter at San Francisco, Calif., alleging