CHEESE

5671. Adulteration of cheese. U. S. v. 69 Boxes and 75 Boxes of Cheese. Consent decrees of condemnation. Product ordered released under bond for reworking or salvaging. (F. D. C. Nos. 12387, 12421. Sample Nos. 78402–F to 78409–F, incl.)

On May 18 and 26, 1944, the United States attorney for the Northern District of Illinois filed libels against 144 boxes of cheese at Chicago, Ill., alleging that the article had been shipped in interstate commerce within the period from on or about July 23 to November 16, 1943, by the Greco Roman Cheese Co. from Stoughton, Wis.; and charging that it was adulterated in that it consisted in whole or in part of a filthy substance by reason of the presence of larvae. The boxes bore various lot numbers and weights.

On June 14 and 26, 1944, the Greco Roman Cheese Manufacturing Co. and C. E. Zuercher & Co., claimants for the respective lots, having admitted the allegations of the libels, judgments of condemnation were entered and the product was ordered released under bond for reworking or salvaging under the supervision of the Food and Drug Administration.

5672. Adulteration of cheese. U. S. v. 2,452 Boxes of Cheddar Cheese. Consent decrees of condemnation. Product ordered released under bond for trimming. (F. D. C. Nos. 10689, 10871. Sample Nos. 38524–F to 38531–F, incl., 38647–F, 38649–F, 38651–F to 38653–F, incl., 38656–F, 38657–F.)

On September 8 and October 9, 1943, the United States attorney for the Northern District of Illinois filed libels against 2,452 boxes of cheese at Chicago, Ill., alleging that the article had been shipped in interstate commerce within the period from on or about June 29 to August 24, 1942, by Schmitt Bros. from LaFarge and Boscobel, Wis.; and charging that it was adulterated in that it consisted in whole or in part of a filthy substance because of the presence, in some portions, of cheese mites and contamination from their debris and burrowings, and, in other portions, of mites, beetles and beetle larvae. The boxes were marked with various weight, lot, and factory numbers. One portion was labeled in part: (Box) "State Brand Colored Chidders [or "Chetters"]."

On October 5, 1943, and April 13, 1944, the National Biscuit Company, claimant, having admitted the facts set forth in the libels, judgments of condemnation were entered and the product was ordered released under bond to be brought into compliance with the law by trimming off the unfit portions, under the supervision of the Food and Drug Administration.

5673. Adulteration and misbranding of grated cheese. U. S. v. 10 Cases of Grated Cheese (and 4 other seizure actions against grated cheese). Default decrees of condemnation and destruction. (F. D. C. Nos. 10817, 12053 to 12055, incl., 12112. Sample Nos. 20708–F, 51183–F, 51184–F, 76121–F, 79219–F.)

Examination showed that this product contained rodent hair fragments and that one lot, 10 cases, also contained other hair fragments and insect fragments. Examination showed further that the article contained from 15 to 40 percent of added dried skim milk powder.

Between September 23, 1943, and April 1, 1944, the United States attorneys for the Districts of Massachusetts and Connecticut, the Eastern District of Pennsylvania, and the District of Columbia filed libels against 10 cases, each containing 12 jars, of grated cheese at Lynn, Mass., 6½ cases, each containing 12 dozen canisters, of grated cheese at West Haven, Conn., 44 containers and 115 dozen canisters of grated cheese at Philadelphia, Pa., and 30 boxes, each containing 12 canisters, of grated cheese at Washington, D. C., alleging that the article, which had been consigned within the period from on or about August 18, 1943, to February 16, 1944, had been shipped by Wm. Faehndrich, Inc., New York, N. Y.; and charging that it was adulterated and misbranded. It was labeled in part: (Jar) "Famosa Brand Pure Argentina Parmesan Grated Cheese," or (canisters) "Famous Brand * * * Grated Made of Imported and Domestic Cheese."

The product was alleged to be adulterated in that it consisted in whole or in part of a filthy substance; in that dried skim milk had been added to or mixed or packed therewith so as to reduce its quality or strength; and in that substances containing varying amounts of added dried skim milk had been substituted for the article. The lots at Lynn, West Haven, and Washington were alleged to be adulterated further in that they had been prepared and packed under insanitary conditions whereby they might have become contaminated with filth.