

6251. Adulteration of sugar. U. S. v. 45 Bags of Sugar. Default decree of condemnation and destruction. (F. D. C. No. 10260. Sample No. 35156-F.)

LIBEL FILED: July 15, 1943, Northern District of Georgia.

ALLEGED SHIPMENT: On or about April 14, 1943, from Montgomery, Ala.

PRODUCT: 45 100-pound bags of sugar at Atlanta, Ga., in possession of the Bonded Service Warehouse.

The product was stored under insanitary conditions. Mouse excreta and urine stains were found on the bags. Examination of samples confirmed the presence of urine.

VIOLATIONS CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance, urine; and, Section 402 (a) (4), it had been held under insanitary conditions whereby it might have become contaminated with filth.

DISPOSITION: August 10, 1943. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed. Destruction was effected by conversion into hog feed.

DAIRY PRODUCTS

BUTTER

6252. Adulteration of butter. U. S. v. 6 Cubes (420 pounds) of Butter. Default decree of condemnation. Product ordered sold to be denatured. (F. D. C. No. 10489. Sample No. 25644-F.)

LIBEL FILED: On or about July 31, 1943, Middle District of Alabama.

ALLEGED SHIPMENT: On or about July 13, 1943, by the Carthage Creamery Co., Carthage, Mo.

PRODUCT: 6 70-pound cubes of butter at Montgomery, Ala.

Examination disclosed that this product contained mold.

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance.

DISPOSITION: October 28, 1943. No claimant having appeared, judgment of condemnation was entered and the product was ordered sold to be denatured.

6253. Adulteration of butter. U. S. v. 600 Boxes of Butter (and 2 other seizure actions against butter). Decrees of condemnation. Product ordered released under bond. (F. D. C. Nos. 10397, 10488, 10490. Sample Nos. 21889-F, 34218-F, 46175-F, 46176-F.)

LIBELS FILED: August 11 and 12, 1943, Western District of Pennsylvania and District of Columbia.

ALLEGED SHIPMENT: From on or about July 20 to August 1, 1943, by the Bowser Sales and Trading Corporation, Sistersville, W. Va.

PRODUCT: Butter: 600 60-pound boxes at Washington, D. C., and 1,200 60-pound crates at Pittsburgh, Pa.

Examination disclosed that this product contained mold.

LABEL, IN PART: (Boxes and crates) "Valley Creamery Sistersville, W. Va.," or "Whipple Creamery Marietta, Ohio."

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), one lot at Washington consisted in whole or in part of a decomposed substance, and the other lot consisted in whole or in part of a filthy or decomposed animal substance.

DISPOSITION: Between November 19, 1943, and January 26, 1944. The Bowser Sales and Trading Corporation having appeared as claimant, judgments of condemnation were entered and the product was ordered released under bond, conditioned that the unfit portion be segregated and sold as inedible grease or refined into butter oil, under the supervision of the Food and Drug Administration.

6254. Adulteration of butter. U. S. v. 650 Cases of Butter (and 3 other seizure actions against butter). Decrees of condemnation. Product ordered released under bond. (F. D. C. Nos. 10772, 10977, 11933, 12201. Sample Nos. 22326-F, 38923-F, 38932-F, 59266-F, 72022-F.)

LIBELS FILED: Between August 21, 1943, and March 17, 1944, Northern District of Illinois, Western District of New York, Eastern District of Missouri.

ALLEGED SHIPMENT: From on or about July 7 to September 2, 1943, by the Dairy Products Marketing Assn., from Louisville, Ky., and Cincinnati, Ohio.

PRODUCT: Butter: 650 cases, at Chicago, Ill., 650 boxes at Medina, N. Y., and 600 cases at St. Louis, Mo., each containing 60 1-pound prints, and 731 66-pound cases at Chicago, Ill.

Examination of samples showed that this product contained mold.

LABEL, IN PART: (Boxes and cases) "Manufactured [or "Distributed"] by Sugar Creek Creamery Co. Danville, Ill.," or "Butter French Bauer Inc., Cincinnati, Ohio"; (parchment wrappers—two lots) "Golden Grain Brand Butter," or "Sugar Creek Butter."

VIOLATIONS CHARGED: Adulteration, Section 402 (a) (3), each lot of the article consisted in whole or in part of a filthy or decomposed animal substance; and, Section 402 (b) (2) (lot at Medina), a product containing less than 80 percent by weight of milk fat had been substituted for butter.

DISPOSITION: Between November 10, 1943, and April 4, 1944, French Bauer, Inc., having appeared as claimant for the 731 cases at Chicago, and the Sugar Creek Creamery Co. having appeared as claimant for the remaining lots, judgments of condemnation were entered and the product was ordered released under bond, conditioned that it be brought into compliance with the law under the supervision of the Food and Drug Administration. The product was thereafter converted into refined butter oil.

6255. Adulteration of butter. U. S. v. 606 Cartons (38,784 pounds) of Butter. Decree of condemnation. Product ordered released under bond to be brought into compliance with the law. (F. D. C. No. 11715. Sample Nos. 47726-F, 62543-F.)

LIBEL FILED: On or about January 8, 1944, Western District of Missouri.

ALLEGED SHIPMENT: On or about June 23, 1943, by the Dairy Products Marketing Assn., from Oklahoma City, Okla.

PRODUCT: 606 cartons, each containing 64 pounds, of butter at Carthage, Mo.

LABEL, IN PART: "Beatrice Creamery Oklahoma City."

VIOLATION CHARGED: Adulteration, Section 402 (b) (2), a product containing less than 80 percent by weight of milk fat had been substituted for butter.

DISPOSITION: January 18, 1944. The Beatrice Creamery Co., claimant, having admitted the allegations of the libel, 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. The product was reworked.

6256. Adulteration of butter. U. S. v. 650 Cubes (43,296 pounds) of Butter. Consent decree of condemnation. Product ordered released under bond to be reworked. (F. D. C. No. 10979. Sample Nos. 38937-F, 38940-F.)

LIBEL FILED: September 29, 1943, Northern District of Illinois.

ALLEGED SHIPMENT: July 8, 1943, by the Dairy Products Marketing Assn., from Indianapolis, Ind.

PRODUCT: 650 cubes, each containing 66 pounds, of butter at Chicago, Ill.

LABEL, IN PART: (Shipping carton) "Creamery Butter Distributed by Sugar Creek Creamery, Danville, Ill."

VIOLATION CHARGED: Adulteration, Section 402 (b) (2), a product containing less than 80 percent by weight milk fat had been substituted for butter.

DISPOSITION: November 16, 1943. The Sugar Creek Creamery Co., claimant, having admitted the facts in the libel, judgment of condemnation was entered and the product was ordered released under bond to be reworked under the supervision of the Food and Drug Administration.

6257. Adulteration of butter. U. S. v. 46 5/6 Cases of Butter (and 1 other seizure action against butter). Decrees of condemnation. Product ordered released under bond. (F. D. C. Nos. 11118, 12063. Sample Nos. 43683-F, 43684-F, 66498-F, 66500-F.)

LIBELS FILED: On or about October 29, 1943, and February 28, 1944, Western District of Missouri.

ALLEGED SHIPMENT: From on or before October 11, 1943, to February 21, 1944, by the Olathe Creamery & Produce Co., Olathe, Kans.

PRODUCT: Butter: 194⁵/₆ cases, each case containing approximately 30 pounds, at Kansas City, Mo.

LABEL, IN PART: "Packed Expressly For Associated AG Grocers Kansas City Missouri," or "Olathe Brand Country Style Creamery Butter."