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

DISPOSITION: August 29, 1945. Default having been noted, judgments of condemnation were entered and the product was ordered sold to rendering plants, for use other than human consumption.

8183. Adulteration of butter. U. S. v. 1,600 1-Pound Prints of Butter. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 16091. Sample No. 4325–H.)

LIBEL FILED: April 20, 1945, Eastern District of Pennsylvania.

ALLEGED SHIPMENT: On or about February 22, 1945, by the Nemaha Cooperative Creamery Association, from Sabetha, Kans.

PRODUCT: 1,600 1-pound prints of butter at Philadelphia, Pa.

LABEL, IN PART: "Montco Brand Sweet Cream Butter Distributed By Wm. Montgomery Co. Philadelphia, Pa.," or "Country Store Brand Butter * * * Distributed By John S. Morris & Son, Philadelphia, Pa."

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a substance which, because of its offensive odor and flavor, was unfit for food.

DISPOSITION: April 23, 1945. John S. Morris & Son, Philadelphia, Pa., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond to be sold for purposes other than human consumption, under the supervision of the Food and Drug Administration.

8184. Adulteration of butter. U. S. v. 126 70-pound Cubes of Butter (and 2 other seizure actions against butter). Consent decrees of condemnation. Product ordered released under bond. (F. D. C. Nos. 16721, 16725, 16736. Sample Nos. 26148–H, 26149–H, 31086–H.)

LIBELS FILED: May 29 and June 11, 1945, Southern District of California.

ALLEGED SHIPMENT: Between the approximate dates of May 16 and June 2, 1945, by the T & O Sales Co., from Amarillo, Tex.

PRODUCT: 188 70-pound cubes and 109 72-pound cubes of butter at Los Angeles, Calif. Analysis showed that 62 70-pound cubes of this butter contained insects, insect fragments, feather barbules, and hair fragments similar to rodent hair fragments; and that the remainder was deficient in milk fat.

LABEL, IN PART: (Portions) "Made By Wellington Creamery Wellington, Texas," or "Prices Creameries, Inc. 213 N. W. Main St. Portales, N. Mex."

VIOLATIONS CHARGED: Adulteration, Section 402 (a) (3), (portion) the product consisted in whole or in part of a filthy or decomposed substance; and, Section 402 (a) (4), it had been prepared, packed, or held under insanitary conditions whereby it may have become contaminated with filth; and (portion), Section 402 (b) (2), a product containing less than 80 percent by weight of milk fat had been substituted for butter.

DISPOSITION: June 30 and July 20, 1945. The Wellington Creamery, Wellington, Tex., and Prices Creameries, Inc., El Paso, Tex., claimants, having consented to the entry of decrees, judgments of condemnation were entered. The product was ordered released under bond, the portion low in fat to be reworked to the proper fat content. The remainder was to be converted into refined butter oil, provided that examination disclosed that it would be fit for human consumption after refining; otherwise it was to be disposed of for purposes other than human consumption.

8185. Adulteration of butter. U. S. v. 50 Cases (2,500 pounds) of Butter. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 16328. Sample Nos. 13179–H, 13180–H.)

LIBEL FILED: May 12, 1945, Southern District of Ohio.

ALLEGED SHIPMENT: On or about May 1, 1945, by the Borden Dairy & Ice Cream Co., from Grand Rapids, Mich.

PRODUCT: 50 50-pound cases of butter at Dayton, Ohio.

LABEL, IN PART: "Butter Keep Cool."

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: May 21, 1945. Borden's Finch Farms, Dayton, Ohio, 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.

8186. Adulteration of butter. U. S. v. 21 Cartons (1,050 pounds) of Butter. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 16326. Sample Nos. 7052–H, 19031–H.)

LIBEL FILED: May 12, 1945, Southern District of New York.

ALLEGED SHIPMENT: On or about April 27, 1945, by Farmers Cooperative Wholesale, Inc., from Madison, S. Dak.

PRODUCT: 21 cartons of butter, each carton containing 50 1-pound prints, at New York, N. Y.

LABEL, IN PART: "Co-op Creamery Butter."

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: May 23, 1945. Eastern Cooperative Wholesale, Inc., 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.

8187. Adulteration of butter. U. S. v. 16 Cartons (1,056 pounds) of Butter. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 16325. Sample Nos. 19016–H, 7047–H.)

LIBEL FILED: April 27, 1945, Southern District of New York.

ALLEGED SHIPMENT: On or about April 11, 1945, by the Stephen Creamery Co., from Stephen, Minn.

PRODUCT: 16 cartons, each containing about 66 pounds, of butter at New York, N. Y.

LABEL, IN PART: "F. F. Lowenfels & Son New York."

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: May 15, 1945. The Stephen 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.

8188. Adulteration of butter. U. S. v. 35 Cubes (2,205 pounds) of Butter. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 16350. Sample No. 90178–F.)

LIBEL FILED: January 8, 1944, Eastern District of Arkansas.

ALLEGED SHIPMENT: On or about July 26, 1944, by the O. G. Harp Poultry and Egg Co., from Shawnee, Okla.

PRODUCT: 35 cubes, each containing 63 pounds, of butter at Russellville, Ark.

LABEL, IN PART: "Creamery Butter."

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: February 2, 1945. The Sugar Creek Creamery Co., Danville, Ill., 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. On April 17, 1945, by amended decree, the product was ordered converted into butter oil.

8189. Adulteration of butter. U. S. v. 19 Cartons (950 pounds) of Butter. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 16352. Sample No. 19021–H.)

LIBEL FILED: April 25, 1945, Southern District of New York.

ALLEGED SHIPMENT: On or about April 14, 1945, by the Northwest Butter and Egg Co., from Minneapolis, Minn.

PRODUCT: 19 cartons, each containing 50 pounds, of butter at New York, N. Y.

LABEL, IN PART: "Clover Blossom Brand Butter Farmers Co-operative Creamery Association of Staples, Minnesota."

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