NATURE OF CHARGE: Adulteration, Section 402 (b) (4), starch had been added to the product so as to make it appear better and of greater value than it was.

Misbranding, Section 403 (a), the label statements, "Condensed Buttermilk * * * Made by condensing liquid creamery buttermilk * * * Protein 10%," were false and misleading as applied to a mixture of condensed buttermilk and starch containing less than 10 percent protein; and, Section 403 (b), it was offered for sale under the name of another food.

DISPOSITION: June 30, 1945. Nashville Buttermilk Co., Nashville, Tenn., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond to be either relabeled and reprocessed or relabeled without reprocessing, under the supervision of the Food and Drug Administration.

10126. Adulteration and misbranding of oleomargarine. U. S. v. 109 Cartons of Oleomargarine. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 17332. Sample No. 32381–H.)

LIBEL FILED: September 7, 1945, District of Arizona.

ALLEGED SHIPMENT: On or about August 3, 1945, by Armour and Co., from Los Angeles, Calif.

PRODUCT: 109 cartons, each containing 30 1-pound packages, of oleomargarine at Phoenix, Ariz.

LABEL, IN PART: "Mayflower Vegetable Oleomargarine."

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), an article containing less than 80 percent of fat had been substituted for oleomargarine.

Misbranding, Section 403 (g) (1), the article failed to conform to the standard for oleomargarine since it contained less than the minimum of 80 percent fat required by the regulations.

DISPOSITION: September 28, 1945. Armour and Co., claimant, having consented to the entry of a decree, 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.

EGGS

10127. Adulteration of shell eggs. U. S. v. 548 Cases of Shell Eggs. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 17572. Sample No. 7299–H.)

LIBEL FILED: September 18, 1945, District of New Jersey.

ALLEGED SHIPMENT: On or about June 22, 1945, by the Oskaloosa Produce Co., from Oskaloosa, Iowa.

PRODUCT: 548 cases, each containing 30 dozen shell eggs at Jersey City, N. J.

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

DISPOSITION: October 22, 1945. John Minder and Sons, Inc., New York, N. Y., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond for segregation and denaturing of the unfit portion, under the supervision of the Food and Drug Administration.

10128. Adulteration of shell eggs. U. S. v. 186 Cases of Shell Eggs. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 17313. Sample No. 7298–H.)

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

ALLEGED SHIPMENT: On or about July 24, 1945, by E. A. Narum, from Gary, Minn.

PRODUCT: 186 cases each containing 30 dozen shell eggs at New York, N. Y.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance.

DISPOSITION: September 12, 1945. The Egg Producers Marketing Corp., New York, N. Y., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond for segregation and destruction or denaturing of the unfit portion, under the supervision of the Food and Drug Administration.