

**DISPOSITION:** October 26, 1945, and February 26, 1947. The various consignees having consented, orders for the immediate destruction of the cream were entered.

**11379. Adulteration of cream. U. S. v. 6 10-Gallon Cans \* \* \*. (F. D. C. Nos. 20488, 20489. Sample Nos. 48601-H, 48602-H.)**

**LIBEL FILED:** September 27, 1945, and June 21, 1946, District of Colorado.

**ALLEGED SHIPMENT:** June 15, 1946, by Stieben Produce, from Wakeeney, Kans., and Leons Produce, from Colby, Kans.

**PRODUCT:** 6 10-gallon cans of cream at Denver, Colo.

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

**DISPOSITION:** June 21, 1946. The consignee having consented to the entry of decrees, judgments were entered ordering that the product be destroyed immediately.

**11380. Adulteration of canned milk. U. S. v. 311 Cases \* \* \*. (F. D. C. No. 20404. Sample No. 46229-H.)**

**LIBEL FILED:** July 17, 1946, Northern District of California.

**ALLEGED SHIPMENT:** Between the approximate dates of July 31 and August 18, 1945, by the Sego Milk Products Co., from Buhl, Idaho.

**PRODUCT:** 311 cases, each containing 48 14½-ounce cans, of milk at Sacramento, Calif. Examination showed that the product was sour and decomposed.

**LABEL, IN PART:** "Pet Homogenized Evaporated Milk."

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

**DISPOSITION:** On August 26, 1946, the S & S Pie Co., San Francisco, Calif., having appeared as claimant for 232 cases of the product and having consented to the entry of a decree, judgment of condemnation was entered and the 232 cases were ordered released under bond to be brought into compliance with the law, under the supervision of the Food and Drug Administration.

On September 11, 1946, no claimant having appeared for the remainder of the product, judgment of condemnation was entered and it was ordered destroyed.

## EGGS

**11381. Adulteration of frozen eggs. U. S. v. Sunny State Distributing Co. Plea of nolo contendere. Fine, \$250. (F. D. C. No. 20464. Sample No. 26332-H.)**

**INFORMATION FILED:** August 8, 1946, District of New Mexico, against the Sunny State Distributing Co., a partnership, Albuquerque, N. Mex.

**ALLEGED SHIPMENT:** On or about September 25, 1945, from the State of New Mexico into the State of Texas.

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in part of a decomposed substance by reason of the presence of decomposed eggs.

**DISPOSITION:** January 16, 1947. A plea of nolo contendere having been entered on behalf of the defendant, the court imposed a fine of \$250.

**11382. Adulteration of frozen eggs. U. S. v. 2 Cans (and 5 other seizure actions). (F. D. C. Nos. 20371, 20590, 20591, 20639, 20694, 20817. Sample Nos. 49473-H, 51432-H, 51530-H, 51537-H, 51538-H, 51542-H, 51543-H.)**

**LIBELS FILED:** June 27, July 31, and August 20 and 23, 1946, District of Minnesota, and August 27, 1946, Northern District of Alabama.

**ALLEGED SHIPMENT:** Between the approximate dates of May 22 and June 26, 1946, by North American Creameries, Inc., from Watertown, S. Dak., and Oakes and Carrington, N. Dak.

**PRODUCT:** Frozen eggs. 2 cans at Paynesville, Minn., 1,208 cans at Minneapolis, Minn., 55 cans at St. Paul, Minn., and 1,900 cans at Birmingham, Ala. Each can contained 30 pounds of eggs.

**LABEL, IN PART:** "Arvilla Whole Eggs," "Arvilla Frozen Eggs," or "Whole Eggs."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the product, with the exception of the Birmingham lot, consisted in whole or in part of a decomposed substance, and it (Birmingham lot) was unfit for food by reason of being musty.

**DISPOSITION:** On August 8, 1946, no claimant having appeared for the Paynesville, lot judgment of condemnation was entered and the product was ordered destroyed.

On September 17 and 20, 1946, the North American Creameries, Inc., claimant for the remainder of the product, having consented to the entry of decrees, judgments of condemnation were entered and the product was ordered released under bond to be brought into compliance with the law, under the supervision of the Federal Security Agency.

**11383. Adulteration of frozen whole eggs. U. S. v. 1,400 Cans \* \* \*. (F. D. C. No. 20517. Sample No. 63554-H.)**

**LIBEL FILED:** July 12, 1946, District of New Jersey.

**ALLEGED SHIPMENT:** On or about May 27, 1946, by the Cudahy Packing Co., from Fairmount, N. Dak.

**PRODUCT:** 1,400 30-pound cans of frozen whole eggs at Newark, N. J.

**LABEL, IN PART:** "Cudahy's Sunlight Whole Eggs \* \* \* Frozen."

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

**DISPOSITION:** August 30, 1946. The shipper, claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond for examination, segregation, and salvage of the fit portion and destruction or denaturing of the unfit portion, under the supervision of the Food and Drug Administration.

**11384. Adulteration of frozen whole eggs. U. S. v. 59 Cans \* \* \*. (F. D. C. No. 20690. Sample Nos. 14537-H, 14538-H.)**

**LIBEL FILED:** August 22, 1946, Western District of Kentucky.

**ALLEGED SHIPMENT:** Between the approximate dates of May 24 and August 8, 1946, by Perry C. Hendricks, from New Salisbury, Ind.

**PRODUCT:** 59 30-pound cans of frozen whole eggs at Louisville, Ky.

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

**DISPOSITION:** January 22, 1947. Perry C. Hendricks, claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond for purposes of salvage, under the supervision of the Federal Security Agency.

**11385. Adulteration of frozen egg product "Dublegg". U. S. v. 97 cans \* \* \*. (F. D. C. No. 20613. Sample No. 16999-H.)**

**LIBEL FILED:** October 15, 1946, Northern District of Illinois.

**ALLEGED SHIPMENT:** On or about June 25, 1946, by the Arthur Redmond Co., from Terre Haute, Ind.

**PRODUCT:** 97 30-pound cans of frozen egg product "Dublegg" at Chicago, Ill.

**LABEL, IN PART:** "Dublegg."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance by reason of the presence of sour eggs.

**DISPOSITION:** November 12 and 25, 1946. The Arthur Redmond Co., Inc., New York, N. Y., having appeared as claimant and consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond for the segregation and the denaturing of the unfit portion, under the supervision of the Federal Security Agency.

## FEEDS AND GRAINS

**11386. Adulteration and misbranding of stock feed. U. S. v. 25 Tons \* \* \*. (F. D. C. No. 21131. Sample No. 51654-H.)**

**LIBEL FILED:** October 11, 1946, District of Minnesota.

**ALLEGED SHIPMENT:** On or about July 20, 1946, by the Consolidated Fisheries Co., from Lewes, Del.

**PRODUCT:** 25 tons of fish meal stock feed, in 70-pound bags at Minneapolis, Minn.