11906. Adulteration of process cheese. U. S. v. August Ehlert (Ehlert Milk Products Co.). Plea of nolo contendere. Fine, $500. (F. D. C. No. 22007. Sample No. 15750–H.)

INFORMATION FILED: February 28, 1947, Western District of Wisconsin, against August Ehlert, trading as the Ehlert Milk Products Co., Thorp, Wis.

ALLEGED SHIPMENT: On or about October 16, 1946, from the State of Wisconsin into the State of Illinois.

LABEL, IN PART: "Wisconsin Dairy Queen Process Pasteurized Cheese."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in part of a filthy substance by reason of the presence of larvae and insect fragments, rodent hair fragments, manure fragments, and dirt; and, Section 402 (a) (4), it had been prepared and packed under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: March 21, 1947. A plea of nolo contendere having been entered, the court imposed a fine of $500.

11907. Adulteration of process cheese. U. S. v. Leon Drangle (Gilman Dairy Products Co.). Plea of guilty. Fine, $2,000. One year suspended sentence and 18 months' probation. (F. D. C. No. 21999. Sample Nos. 42874–H, 43867–H.)

INFORMATION FILED: March 28, 1947, against Leon Drangle, trading as the Gilman Dairy Products Co., Gilman, Wis.

ALLEGED SHIPMENT: On or about August 24 and 29, 1946, from the State of Wisconsin into the States of Virginia and California.

LABEL, IN PART: "Wisconsin Clover Rich Pasteurized Process Cheese," or "Flav-O-Rich Sharp Cheese Food."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the articles consisted in part of filthy substances by reason of the presence of maggot, insect, and fly fragments, larvae cast skins, rodent hair fragments, setae, cow hair, manure fragments, a feather fragment, and nondescript dirt; and, Section 402 (a) (4), they had been prepared and packed under insanitary conditions whereby they may have become contaminated with filth.

DISPOSITION: May 14, 1947. The defendant having pleaded guilty, the court imposed a fine of $1,000 on each count, a total fine of $2,000. In addition, the defendant was sentenced to serve 1 year in the custody of the Attorney General, but this sentence was suspended and the defendant was placed on probation for a period of 18 months.

11908. Adulteration of Cheddar cheese and misbranding of condensed buttermilk. U. S. v. Merchants Creamery Co., Inc., and Roy Rawlings, Jr. Plea of nolo contendere by the individual defendant; fine, $50. Plea of guilty for the corporation; fine, $100 and costs. (F. D. C. No. 21566. Sample Nos. 34932–H, 53139–H.)

INFORMATION FILED: February 25, 1946, Western District of Missouri, against the Merchants Creamery Co., Inc., Springfield, Mo., and Roy Rawlings, Jr., plant manager; charging both defendants with the shipment of adulterated cheese, and the corporation with the shipment of misbranded condensed buttermilk.

ALLEGED SHIPMENT: On or about August 11, 1945, and September 15, 1946, from the State of Missouri into the States of Ohio and Illinois.

LABEL, IN PART: "Missouri Cheddar," or "Blue Ribbon Special Condensed Buttermilk For Animal and Poultry Feeding Analysis Protein 10%."

NATURE OF CHARGE: Cheddar cheese. Adulteration, Section 402 (a) (3), the article consisted in part of a filthy substance by reason of the presence of manure fragments, insect fragments, a rodent hair fragment, a cow hair, and plant fragments.

Condensed buttermilk. Misbranding, Section 403 (a), the label statement "Protein 10%" was false and misleading since the article contained less than 10 percent of protein.

DISPOSITION: April 7, 1947. A plea of nolo contendere having been entered by Roy Rawlings, and a plea of guilty having been entered on behalf of the corporation, fines of $50 and $100, plus costs, were imposed against the individual and the corporation, respectively.