13261. Adulteration of butter. U. S. v. 7 Cartons (448 pounds) * * *. (F. D. C. No. 21926. Sample No. 51473–H.)

LIBEL FILED: November 7, 1946, Southern District of New York.

ALLEGED SHIPMENT: On or about October 25, 1946, by the Hannover Cooperative Creamery, from Hannover, N. Dak.

PRODUCT: 7 cartons, each containing approximately 64 pounds, of butter at New York, N. Y.

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

DISPOSITION: November 26, 1946. Zenith-Godley Co., Inc., claimant, having admitted the allegations of 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.

13262. Adulteration of butter. U. S. v. 6 Cartons (384 pounds) * * *. (F. D. C. No. 25366. Sample No. 25703–K.)

LIBEL FILED: July 9, 1948, Southern District of New York.

ALLEGED SHIPMENT: On or about June 29, 1948, by the Lisbon Creamery, from Lisbon, N. Dak.

PRODUCT: 6 64-pound cartons of butter at New York, N. Y.

LABEL, IN PART: "Creamery Butter Distributed by Harry Rappaport, Inc. New York."

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

DISPOSITION: July 29, 1948. Harry Rappaport, Inc., claimant, having admitted the allegations of 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.

13263. Adulteration of butter. U. S. v. 18 Cubes (1,152 pounds) * * *. (F. D. C. No. 24938. Sample Nos. 37811–K, 37814–K, 37815–K.)

LIBEL FILED: June 3, 1948, Western District of Washington.

ALLEGED SHIPMENT: On or about May 11, 1948, by the Iowa Pacific Butter & Egg Co., from Ottumwa, Iowa.

PRODUCT: 18 64-pound cubes of butter at Seattle, Wash.

LABEL, IN PART: "Creamery Butter - The Peter Fox Sons Co. Distributors * * * Chicago, Ill."

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

DISPOSITION: July 7, 1948. The Washington Creamery Co., Seattle, Wash., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond to be rechurned under the supervision of the Food and Drug Administration.

CHEESE

13264. Action to enjoin and restrain the interstate shipment of adulterated cheese and cheese products. U. S. v. Hygrade Food Products Corporation and Donald Holdridge. Tried to the court. Injunction granted against corporation. Case against Donald Holdridge dismissed. Injunction modified upon appeal. (Inj. No. 80.)

COMPLAINT FILED: January 10, 1945, Northern District of Iowa, against the Hygrade Food Products Corp., and Donald Holdridge, manager of the branch plant at Manchester, Iowa.

NATURE OF CHARGE: The defendants had been receiving, preparing, and processing milk, and preparing and processing cheese and cheese products from such milk under grossly insanitary conditions and offering for interstate shipment and shipping in interstate commerce, cheese and cheese products adulterated as follows: Section 402 (a) (3), the products consisted in whole or in part of filthy substances by reason of the presence of rodent hairs, cat hairs, weevils, manure, mud, cow hairs, and other filthy substances unfit for food; and, Section 402 (a) (4), they had been prepared under insanitary conditions whereby they may have become contaminated with filth and may have been rendered injurious to health.