

LABEL, IN PART: (Package) "Extra Quality Cream Cheese Speedwell Farms Full Cream."

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), a product deficient in milk fat and containing excessive moisture had been substituted in whole or in part for cream cheese, which the product was represented to be.

Misbranding, Section 403 (g) (1), the product failed to conform to the definition and standard of identity for cream cheese since it contained less than 33 percent of milk fat and more than 55 percent of moisture.

DISPOSITION: August 22, 1950. Default decree of condemnation. The court ordered that the product be delivered to a charitable institution. However, the United States marshal found that the product had become rancid, and it was destroyed.

FEEDS AND GRAINS

16770. Adulteration of soybean oil meal. U. S. v. Owensboro Grain Co., Inc. Plea of nolo contendere. Fine of \$900, plus costs. (F. D. C. No. 29188. Sample Nos. 7787-K, 39280-K, 48666-K, 52345-K, 52936-K, 66915-K.)

INFORMATION FILED: June 29, 1950, Western District of Kentucky, against Owensboro Grain Co., Inc., Owensboro, Ky.

ALLEGED SHIPMENT: On or about August 9, October 21, 25, 28, and 31, and November 3, 1949, from the State of Kentucky into the States of New York, Maryland, Indiana, New Jersey, and Tennessee.

LABEL, IN PART: (Bags, 5 shipments) "Greendale 41% Protein Soy Bean Oil-meal * * * Ingredients: Ground Soy Bean Oil Cake." One shipment consisted of a bulk carload lot.

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), a mixture of soybean oil meal and calcium carbonate had been substituted for soybean oil meal, which the product was represented to be.

DISPOSITION: September 20, 1950. A plea of nolo contendere having been entered, the court fined the defendant \$900, plus costs.

16771. Misbranding of cottonseed meal. U. S. v. Tornillo Cotton Oil Co. Plea of guilty. Fine, \$400. (F. D. C. No. 29174. Sample No. 69911-K.)

INFORMATION FILED: May 24, 1950, Western District of Texas, against the Tornillo Cotton Oil Co., a corporation, Tornillo, Tex.

ALLEGED SHIPMENT: On or about December 8, 1949, from the State of Texas into the State of Kansas.

LABEL, IN PART: "100 Pounds (Net) 41% Protein Cottonseed Flakes Prime Quality Manufactured By Tornillo Cotton Oil Company Tornillo, Texas Guaranteed Analysis Crude Protein not less than 41.00 Per Cent."

NATURE OF CHARGE: Misbranding, Section 403 (a), the label statements "41% Protein Cottonseed Flakes" and "Crude Protein not less than 41.00 Per Cent" were false and misleading since the product contained less than 41 percent of protein.

DISPOSITION: November 21, 1950. A plea of guilty having been entered, the court fined the corporation \$400.

16772. Adulteration and misbranding of dog food. U. S. v. 69 Cases * * *. (F. D. C. No. 29518. Sample No. 38744-K.)

LIBEL FILED: August 7, 1950, Northern District of Ohio.

ALLEGED SHIPMENT: On or about January 13 and April 4, 1950, by the Michigan Dog Food Sales Co., from Center Line, Mich.

PRODUCT: 69 cases, each containing 24 cans, of dog food at Chagrin Falls, Ohio. Analysis showed that the product contained approximately 5.37 percent of protein.

LABEL, IN PART: "LMN-Tary Dog Food 3 Diets Analysis Protein, Minimum 10.0% Contents 15½ Ounces."

NATURE OF CHARGE: Adulteration, Section 402 (b) (1), a valuable constituent, protein, had been in part omitted from the article.

Misbranding, Section 403 (a), the label designation "Protein, Minimum 10.0%" was false and misleading.

DISPOSITION: September 6, 1950. Default decree of condemnation and destruction.

FISH AND SHELLFISH

16773. Adulteration of frozen flounder fillets. U. S. v. 75 Boxes * * *
(F. D. C. No. 29749. Sample No. 80204-K.)

LABEL FILED: September 26, 1950, District of Massachusetts.

ALLEGED SHIPMENT: On or about September 15, 1950, by J. Adams' & Co., Inc., from Corea, Maine.

PRODUCT: 75 boxes, each containing 10 5-pound cartons, of frozen flounder fillets at Boston, Mass.

LABEL, IN PART: (Carton) "Five Pounds Net Weight When Packed Adams' Selected Frozen Sea Foods."

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

DISPOSITION: November 20, 1950. Default decree of condemnation. The court ordered that the product be disposed of for purposes other than for human consumption.

16774. Adulteration of frozen mackerel fillets. U. S. v. 49 Cases * * *
(F. D. C. No. 29742. Sample No. 3053-K.)

LABEL FILED: September 25, 1950, Eastern District of Virginia.

ALLEGED SHIPMENT: On or about September 5, 1950, by J. Adams' & Co., Inc., from Boston, Mass.

PRODUCT: 49 cases, each containing 5 10-pound cartons, of frozen mackerel fillets at Norfolk, Va.

LABEL, IN PART: (Carton) "Ten Pounds Net Weight When Packed Adams' Selected Frozen Sea Foods."

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

DISPOSITION: November 17, 1950. Default decree of condemnation and destruction.

16775. Adulteration of canned herring roe. U. S. v. 22 Cases * * *
(F. D. C. No. 29670. Sample No. 3050-K.)

LABEL FILED: August 4, 1950, Eastern District of North Carolina.

ALLEGED SHIPMENT: On or about May 9, 1949, by Southgate Brokerage Co., Inc., from Norfolk, Va.