DAIRY PRODUCTS

BUTTER

19224. Adulteration of butter. U. S. v. 4 Cases * * *. (F. D. C. No. 31485. Sample No. 2702–L.)

LIBEL FILED: September 24, 1952, Southern District of Florida.

ALLEGED SHIPMENT: On or about August 30, 1952, by the Sugar Creek Creamery Co., from Louisville, Ky.

PRODUCT: 4 cases, each containing 32 1-pound cartons, of butter at Miama, Fla.

LABEL, IN PART: (Carton) "Lake View Creamery Butter Distributed by Wilson & Co. General Offices, Chicago, Ill."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance by reason of its having been manufactured from decomposed cream.

DISPOSITION: November 14, 1952. Default decree of forfeiture and destruction.

19225. Misbranding of butter. U. S. v. Galva Creamery Co. Plea of guilty. Fine of $500, plus costs. (F. D. C. No. 32822. Sample Nos. 15325–L, 15326–L.)

INFORMATION FILED: October 9, 1952, Western District of Missouri, against the Galva Creamery Co., a partnership, Kansas City, Mo.

ALLEGED SHIPMENT: On or about August 21 and September 4, 1951, from the State of Missouri into the State of Kansas.

LABEL, IN PART: "One Pound Net Oak Leaf Brand Butter."

NATURE OF CHARGE: Misbranding, Section 403 (e) (2), the product failed to bear a label containing an accurate statement of the quantity of the contents since the packages of butter weighed less than the labeled "One Pound Net."

DISPOSITION: The defendant filed a motion to dismiss the information, but the court overruled this motion on December 4, 1952. On December 19, 1952, the defendant entered a plea of guilty, and the court imposed a fine of $500, plus costs.

CHEESE

19226. Adulteration and misbranding of process American cheese. U. S. v. 42 Cartons * * *. (F. D. C. No. 33499. Sample No. 53131–L.)

LIBEL FILED: On or about August 13, 1952, Western District of Missouri.

ALLEGED SHIPMENT: On or about July 2, 1952, by Todd Cheese Products, Inc., from Girard, Kans.

PRODUCT: 42 cartons, each containing 6 5-pound loaves, of process American cheese at Carthage, Mo.

LABEL, IN PART: "Jayhawk Brand Pasteurized Process Cheese."

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), an article containing more than 40 percent of moisture had been substituted in whole or in part for pasteurized process American cheese.

Misbranding, Section 403 (g) (1), the product failed to conform to the definition and standard of identity for pasteurized process American cheese since it contained more than 40 percent of moisture.