

16863. Adulteration of butter. U. S. v. Paul T. Brown (P. F. Brown & Co.).
Plea of nolo contendere. Fine, \$75. (F. D. C. No. 29182. Sample Nos. 13848-K, 13852-K, 13853-K.)

INFORMATION FILED: June 8, 1950, Eastern District of Pennsylvania, against Paul T. Brown, trading as P. F. Brown & Co., Philadelphia, Pa.

ALLEGED SHIPMENT: On or about November 23 and December 1, 1949, from the State of Pennsylvania into the State of New Jersey.

LABEL, IN PART: "Gurnse Butter * * * Packed by P. F. Brown & Co. Phila., Pa."

NATURE OF CHARGE: Adulteration, Section 402 (b) (1), a valuable constituent of the product, milk fat, had been in part omitted; and, Section 402 (b) (2), a product containing less than 80 percent by weight of milk fat had been substituted for butter.

DISPOSITION: September 28, 1950. A plea of nolo contendere having been entered, the court fined the defendant \$75.

16864. Adulteration of butter. U. S. v. Exira Creamery Co. and Jens P. Jensen.
Pleas of nolo contendere. Each defendant fined \$100; costs also were imposed. (F. D. C. No. 29646. Sample No. 74712-K.)

INFORMATION FILED: November 30, 1950, Southern District of Iowa, against the Exira Creamery Co., Exira, Iowa, and Jens P. Jensen, manager for the corporation.

ALLEGED SHIPMENT: On or about August 19, 1950, from the State of Iowa into the State of New York.

LABEL, IN PART: "Butter Distributed By J. R. Kramer, Inc. New York, N. Y."

NATURE OF CHARGE: Adulteration, Section 402 (b) (1), a valuable constituent of the product, milk fat, had been in part omitted; and, Section 402 (b) (2), a product containing less than 80 percent by weight of milk fat had been substituted for butter.

DISPOSITION: December 15, 1950. Pleas of nolo contendere having been entered, the court fined each defendant \$100; costs also were imposed.

16865. Adulteration of butter. U. S. v. Rocky Mountain Creamery, Inc., and Sidney Yeaman. Pleas of nolo contendere. Each defendant fined \$50. (F. D. C. No. 29632. Sample Nos. 31163-K, 78627-K.)

INFORMATION FILED: November 8, 1950, District of Idaho, against Rocky Mountain Creamery, Inc., Salmon, Idaho, and Sidney Yeaman, butter maker.

ALLEGED SHIPMENT: On or about April 23 and 24, 1950, from the State of Idaho into the States of California and Montana.

PRODUCT: Butter. One shipment in cubes weighing approximately 96 pounds each and 1 shipment in 1-pound prints.

LABEL, IN PART: (Cubes) "Butter Rocky Mountain Cry. Salmon, Idaho"; (prints) "One Pound Net Weight Meadow Gold Butter Distributed by Beatrice Foods Co. Chicago, Illinois."

NATURE OF CHARGE: Adulteration, Section 402 (b) (1), a valuable constituent of the product, milk fat, had been in part omitted; and, Section 402 (b) (2), a product containing less than 80 percent by weight of milk fat had been substituted for butter.

DISPOSITION: November 27, 1950. Pleas of nolo contendere having been entered, the court fined each defendant \$50.

16866. Adulteration of butter. U. S. v. 66 Boxes (4,224 pounds) * * *
(F. D. C. No. 29831. Sample No. 85229-K.)

LIBEL FILED: August 30, 1950, District of Minnesota.

ALLEGED SHIPMENT: On or about August 16, 1950, by Beaver Valley Creameries, Inc., from Linton, N. Dak.

PRODUCT: 66 boxes, each containing 64 pounds, of butter at Minneapolis, Minn.

LABEL, IN PART: "Butter * * * Beaver Valley Brand * * * Beaver Valley Creameries, Inc. Wishek, North Dakota."

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: October 10, 1950. Beaver Valley Creameries, Inc., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond for reworking, under the supervision of the Federal Security Agency.

16867. Adulteration of butter. U. S. v. 4 Boxes (252 pounds) * * *
(F. D. C. No. 29830. Sample No. 84745-K.)

LIBEL FILED: September 25, 1950, Southern District of Ohio.

ALLEGED SHIPMENT: On or about September 11, 1950, by Dearmin & Co., from Odon, Ind.

PRODUCT: 4 63-pound boxes of butter at Cincinnati, Ohio.

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: October 20, 1950. Default decree of condemnation. The court ordered that the product be sold, conditioned that it be denatured under the supervision of the United States marshal, so that it could not be disposed of for human food.

16868. Adulteration of butter. U. S. v. 481 Cartons (4,810 pounds) * * *
(F. D. C. No. 29829. Sample Nos. 84381-K, 84387-K.)

LIBEL FILED: August 28, 1950, Northern District of Ohio.

ALLEGED SHIPMENT: On or about June 20, 1950, from Coldwater, Mich.

RESULTS OF INVESTIGATION: The transportation records relating to this shipment indicated that the shipper was the Midwest Producers Creameries, and the libel alleged shipment by that firm. Investigation disclosed that the Coldwater Dairy Co. manufactured the butter and shipped it in interstate commerce in the name of the Midwest Producers Creameries.

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: On September 22, 1950, the Midwest Producers Creameries having filed an answer denying that it was the shipper of the product, the court made its finding that such was the fact and that the actual shipper was the Coldwater Dairy Co., Coldwater, Mich. The court thereupon entered an order providing that the name Coldwater Dairy Co. be substituted in each place in the libel where the name Midwest Producers Creameries appeared.