

CHARGE: 402(b)(2)—invert sugar sirup and sugar, or sugar sirup, had been substituted in part for sorghum when shipped; 403(a)—the label statement "Country Sorghum" was false and misleading as applied to the article which also contained invert sugar sirup and sugar or sugar sirup; and 403(f)—the statement of ingredients required to appear on the label was not prominently placed thereon with such conspicuousness as to render it likely to be read by the ordinary individual under customary conditions of purchase and use.

DISPOSITION: 1-21-58. Default—delivered to a charitable institution for its use.

DAIRY PRODUCTS

BUTTER

24687. Butter. (F.D.C. Nos. 40494, 40505. S. Nos. 67-762 M, 78-440 M.)

QUANTITY: 81 64-lb. cubes at Kansas City, Mo.

SHIPPED: 7-16-57 and 8-6-57, from Bedford, Iowa, by Cudahy Packing Co.

LABEL IN PART: "Creamery Butter * * * The Cudahy Packing Co. Distributors General Offices, Omaha, Nebr."

LIBELED: 7-19-57 and 8-9-57, W. Dist. Mo.

CHARGE: 402(a)(3)—consisted of a decomposed substance, when shipped, by reason of the use of decomposed cream in its manufacture.

DISPOSITION: 9-5-57. Consent—claimed by Cudahy Packing Co., Omaha, Nebr., and converted into butter oil.

24688. Butter. (F.D.C. No. 40796. S. No. 72-501 M.)

QUANTITY: 65 60-lb. cubes at Napoleon, Ohio.

SHIPPED: 7-27-57, from Litchfield, Mich., by Litchfield Dairy Association, Inc.

LIBELED: 8-15-57, N. Dist. Ohio.

CHARGE: 402(a)(3)—contained rodent hair and insect fragments; and 402(a)(4)—prepared under insanitary conditions.

DISPOSITION: 10-4-57. Default—destruction.

24689. Butter. (F.D.C. No. 39219. S. No. 35-875 M.)

QUANTITY: 21 60-lb. boxes at Chicago, Ill.

SHIPPED: 6-16-56, as decomposed cream, in small lots, from various places in Indiana, Kentucky, Missouri, New York, Arkansas, and West Virginia.

RESULTS OF INVESTIGATION: The above-mentioned decomposed cream was used in the manufacture of the butter that was seized.

LIBELED: 7-20-56, N. Dist. Ill.

CHARGE: 402(a)(3)—contained decomposed cream.

DISPOSITION: 8-14-56. Consent—claimed by Sunset Valley Creamery Co., Chicago, Ill., and converted into butter oil.

24690. Butter (2 seizure actions). (F.D.C. Nos. 40806, 40812. S. Nos. 73-097/8 M.)

QUANTITY: 44 64-lb. boxes at Denver, Colo.

SHIPPED: 9-10-57, from Beloit, Kans.

LIBELED: 9-13-57 and 9-27-57, Dist. Colo.

CHARGE: 402(a)(3)—contained a decomposed substance while held for sale.

DISPOSITION: 10-4-57. The libel actions having been consolidated, and the Beloit Dairy Products, Beloit, Kans., claimant, having consented to the entry of the decree, judgment of condemnation was entered and the products were released for conversion into butter oil.

24691. Butter. (F.D.C. No. 40811. S. No. 79-920 M.)

QUANTITY: 47 64-lb. boxes at Fountain City, Wis.

SHIPPED: 8-14-57, from Aberdeen, S. Dak.

LIBELED: 8-28-57, W. Dist. Wis.

CHARGE: 402(a) (3)—while held for sale, a portion of the article was decomposed; and 402(b) (2)—while held for sale, a portion of the article contained less than 80 percent by weight of milk fat.

DISPOSITION: 10-8-57. Consent—claimed by Farmers & Merchants Creameries, Inc., Summit, S. Dak. The low-fat butter was reworked to bring it into compliance with the law, and the decomposed butter consisting of 768 lbs. was denatured.

24692. Butter. (F.D.C. No. 40506. S. No. 55-047 M.)

QUANTITY: 20 64-lb. boxes at Louisville, Ky.

SHIPPED: 7-23-57, from Chicago, Ill., by Fox Deluxe Foods, Inc.

LABEL IN PART: "Creamery Butter * * * Ravenwood Co-op Creamery, Inc., Ravenwood, Mo."

LIBELED: 8-8-57, W. Dist. Ky.

CHARGE: 402(b) (2)—a product containing less than 80 percent by weight of milk fat had been substituted for butter when shipped.

DISPOSITION: 10-8-57. Consent—claimed by Fox Deluxe Foods, Inc., and reworked.

24693. Butter. (F.D.C. No. 40805. S. Nos. 78-842/9 M.)

QUANTITY: 1,074 64-lb. ctns. at Jersey City, N. J.

SHIPPED: Between 5-26-57 and 6-25-57, from Galeton, Pa., by Sunnydale Farms, Inc.

LIBELED: 9-9-57, Dist. N. J.

CHARGE: 402(b) (2)—a product containing less than 80 percent by weight of milk fat had been substituted for butter when shipped.

DISPOSITION: 10-11-57. Consent—claimed by Sunnydale Farms, Inc., Brooklyn, N. Y., and reworked to bring it into compliance with the law.

24694. Butter. (F.D.C. No. 40801. S. No. 64-291 M.)

QUANTITY: 41 cases, 6 5-lb. prints each, at Buffalo, N. Y.

SHIPPED: 9-11-57, from Pittsburgh, Pa., by Fairmont Foods.

LABEL IN PART: (Print) "Fairmont Butter."

LIBELED: 9-24-57, W. Dist. N. Y.

CHARGE: 402(b) (2)—a product containing less than 80 percent by weight of milk fat had been substituted for butter when shipped.

DISPOSITION: 10-14-57. Consent—claimed by Fairmont Foods Co., Inc., Buffalo, N. Y., and reworked.