

LABEL IN PART: (Box) "Creamery Butter West Point Creamery Distributors & Mfgs."

LIBELED: 10-20-58, Dist. Minn.

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

DISPOSITION: 11-14-58. Consent—claimed by West Point Creamery and processed to bring the article into compliance with the law.

25207. Butter. (F.D.C. No. 41125. S. No. 7-938 P.)

QUANTITY: 11 64-lb. cases at Cambridge, Mass.

SHIPPED: 9-30-58, from Bemidji, Minn., by David Park Co.

LIBELED: 10-27-58, Dist. Mass.

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

DISPOSITION: 11-21-58. Consent—claimed by Zenith-Godley Co., Inc., New York, N.Y., and reworked.

25208. Butter. (F.D.C. No. 41128. S. No. 27-151 P.)

QUANTITY: 40 62-lb. boxes at New York, N.Y.

SHIPPED: 11-7-58, from Sumner, Iowa, by Janesville Creamery.

LABEL IN PART: "Butter Distributed By WATTS & SONS 1419 New York.

LIBELED: 11-25-58, S. Dist. N.Y.

CHARGE: 402(b)(2)—when shipped, the article was below the legal standard for milk fat.

DISPOSITION: 12-11-58. Consent—claimed by Watts & Sons, New York, N.Y., and brought into compliance with the law.

25209. Butter. (F.D.C. No. 41127. S. No. 27-147 P.)

QUANTITY: 17 60-lb. ctns. at New York, N.Y.

SHIPPED: 11-5-58, from Postville, Iowa, by Northeast Iowa Cooperative Creameries Association.

LABEL IN PART: "Butter Distributed by Zenith-Godley, New York."

LIBELED: 11-25-58, S. Dist. N.Y.

CHARGE: 402(b)(2)—the article was below the legal standard for milk when shipped.

DISPOSITION: 12-11-58. Consent—claimed by Zenith-Godley Co., Inc., and reworked to bring it into compliance with the law.

25210. Butter. (F.D.C. No. 41126. S. No. 17-582 P.)

QUANTITY: 21 5-lb. ctns. at Wilder, Ky.

SHIPPED: 10-28-58, from Cincinnati, Ohio, by J. C. Taylor Creamery.

LABEL IN PART: "5 Pounds Net Rose Brand Butter Chiplets Mfd. By Merchants Creamery Co. Cincinnati, O."

RESULTS OF INVESTIGATION: Analysis showed that the article was short weight.

LIBELED: 11-5-58, E. Dist. Ky.

CHARGE: 403(e)(2)—when shipped, the label of the article did not bear accurate statement of the quantity of contents.

DISPOSITION: 12-15-58. Default—delivered to a Federal institution for its use and not for sale.

FISH AND SHELLFISH

25211. Dried stockfish and rice. (F.D.C. No. 39974. S. Nos. 37-293/5 M.)

INFORMATION FILED: 12-2-58, S. Dist. N.Y., against Sun Warehouses, Inc., New York, N.Y., and Robert E. Dunn, Sr., president.

ALLEGED VIOLATION: Between 11-4-55 and 8-7-56, the defendants caused quantities of dried stockfish and rice, while held for sale after shipment in interstate commerce, to be stored under insanitary conditions whereby it became contaminated with filth.

CHARGE: 402(a)(3)—contained rodent excreta, rodent hairs, and insects; and 402(a)(4)—held under insanitary conditions.

PLEA: Guilty.

DISPOSITION: 12-17-58. Corporation—\$3,000 fine; individual—\$1,500 fine.

25212. Frozen codfish, frozen whitefish, frozen buffalo fish, frozen mullets, and frozen frog legs. (F.D.C. No. 41929. S. Nos. 31-761 P, 31-763/4 P, 31-899/900 P.)

QUANTITY: 15 100-lb. cases of frozen codfish; 4 ctns., 382 lbs. total, of frozen whitefish; 7 boxes, 615 lbs. total, of frozen buffalo fish; 25 ctns., 1,290 lbs. total, of frozen mullets; and 4 ctns., 189 lbs. total, of frozen frog legs, at New York, N.Y.

SHIPPED: 7-17-57 (mulletts), from Jacksonville, Fla.; 2-3-58 and 2-8-58 (frog legs), from West Palm Beach, Fla.; 4-1-58 (buffalo fish), from New Iberia, La.; 5-10-58 (codfish), from Puerto Rico (this was a return shipment); and May or June, 1958 (whitefish), from Canada.

LIBELED: 8-1-58, S. Dist. N.Y.

CHARGE: 402(a)(3)—contained decomposed fish and decomposed frog legs while held for sale.

DISPOSITION: 9-4-58. Default—destruction.

25213. Frozen whitefish. (F.D.C. No. 41993. S. Nos. 11-493/5 P.)

QUANTITY: 21 50-lb. boxes at Chicago, Ill.

SHIPPED: 8-5-58, from Winnipeg, Canada, by Booth Fisheries Canadian Co., Ltd., and by Keystone Fisheries, Ltd.

LABEL IN PART: "Product of Canada Cedar Lake Cert. 4049" or "Product of Canada Setting Lake Cert. #624 Med" or "Product of Canada South Indian Lake Med. Cert. #624."

LIBELED: 8-18-58, N. Dist. Ill.

CHARGE: 402(a)(3)—contained parasitic cysts when shipped.

DISPOSITION: 9-12-58. Consent—claimed by Pick-Shapiro Fisheries, Inc., Chicago, Ill., and returned to the shippers in Canada.

25214. Frozen whiting. (F.D.C. No. 42010. S. No. 43-981 P.)

QUANTITY: 384 cases, 5 10-lb. boxes each, at East Point, Ga.

SHIPPED: 7-18-58, from Gloucester, Mass., by Consolidated Fisheries Corp.