SUGAR

26763. Sugar. (F.D.C. No. 44554. S. No. 3-799 R.)

QUANTITY: 10,000 100-lb. bags at Baltimore, Md., in possession of Pennsylvania Railroad.

SHIPPED: 8-4-59, from Cuba.

LIBELED: 5-3-60, Dist. Md.

CHARGE: 402(a)(3)—contained rodent urine and rodent excreta pellets; and 402(a)(4)—held under insanitary conditions.

DISPOSITION: 5-11-60. Consent—claimed by Lombard & Co., New York, N.Y. Segregated; 1,980 100-lb. bags re-refined.

DAIRY PRODUCTS

BUTTER

26764. Butter. (F.D.C. No. 43742. S. Nos. 11-845/6 R, 12-711/3 R.)

QUANTITY: 301 64-lb. cubes at Chicago, Ill.

SHIPPED: 7-9-60 and 7-23-60, from Odebolt, Iowa, by Langle's Dairy.

LIBELED: 8-3-60, N. Dist. Ill.

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

DISPOSITION: 8-15-60. Consent—claimed by Berkshire Foods, Inc., Chicago, Ill., and reworked.

MILK

26765. Nonfat dry milk solids. (F.D.C. No. 44671. S. No. 6-910 R.)

QUANTITY: 78 50-lb. bags of nonfat dry milk solids, and 2 unlabeled 50-lb. drums of the article which had been taken from bags broken in transit, at Boston, Mass.

SHIPPED: 4-25-60, from Jersey City, N.J.

LABEL IN PART: (Bag) "Non-Fat-Dry-Milk Solids (S.C.) * * * Distributed by Packers' Lab. Inc. Boston, Mass."

RESULTS OF INVESTIGATION: The article was shipped to Boston, Mass., as described above in bags labeled in part "Sodium Caseinate," and after its arrival was sold to Packers' Laboratory, Inc., South Boston, Mass., who then relabeled and resold the article.

LIBELED: 6-20-60, Dist. Mass.

CHARGE: 402(b)(2)—while held for sale, another substance had been substituted in whole or in part for nonfat dry milk solids; and 403(a)—the name "Non-Fat-Dry-Milk Solids" was false and misleading as applied to a product which was not nonfat dry milk solids.

DISPOSITION: 7-21-60. Consent—claimed by Boston Sausage & Provision Co., Boston, Mass., and relabeled.

EGGS

26766. Incubator reject eggs. (F.D.C. No. 40462. S. No. 68-664 M.)

INFORMATION FILED: 3-17-58, Dist. N.J., against Harry Cohen t/a Commonwealth Oil Associates, Goshen, N.Y., and Carlstadt, N.J., and Richard Cozze.

SHIPPED: 6-6-57, from Maine to New Jersey.