LABEL, IN PART: "Banquet Pasteurized Whole Milk Longhorn Cheese Banquet Better Foods (Nelson-Ricks Creamery Co.) General Offices: Salt Lake City, Utah."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in part of a filthy substance by reason of the presence of filth-contaminated milk in the preparation of the article.

DISPOSITION: November 9, 1953. The defendants having entered pleas of nolo contendere, the court fined the company $200 and the individual $10.

20622. Adulteration of cheese. U. S. v. Nelson-Ricks Creamery Co. and David H. Manwaring. Pleas of nolo contendere. Fine of $500 against company and $20 against individual. (F. D. C. No. 34861. Sample Nos. 14530–L, 14532–L.)

INFORMATION FILED: July 3, 1953, District of Idaho, against the Nelson-Ricks Creamery Co., a corporation, Richfield, Idaho, and David H. Manwaring, vice president of the corporation and manager of the Idaho operations of the firm.

ALLEGED SHIPMENT: On or about September 26 and October 3, 1952, from the State of Idaho into the State of California.

LABEL, IN PART: "Banquet Monterey Cheese Manufactured and Distributed By Banquet Better Foods Salt Lake City, Utah—Rexburg, Idaho."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in part of a filthy substance by reason of the presence of filth-contaminated milk in the preparation of the article.

DISPOSITION: November 9, 1953. The defendants having entered pleas of nolo contendere, the court fined the company $500 and the individual $20.

20623. Misbranding of muenster cheese. U. S. v. 630 Boxes * * *. (F. D. C. No. 35287. Sample Nos. 51716–L, 51719–L, 51724–L, 51725–L.)

LIBEL FILED: May 29, 1953, District of New Jersey.

ALLEGED SHIPMENT: On or about April 25, 1953, by the Kraft Foods Co. of Wis., from Beaver Dam, Wis.

PRODUCT: 630 boxes, each containing 6 5-pound rounds, of muenster cheese at Hillside, N. J.

LABEL, IN PART: (Round) "Elkhorn Brand Muenster Cheese Made From Pasteurized Milk."

NATURE OF CHARGE: Misbranding, Section 403 (a), the label statement "Made From Pasteurized Milk" was false and misleading as applied to the article, which was made from milk which had not been pasteurized. Further misbranding, Section 403 (g) (1), the article failed to conform to the definition and standard of identity for muenster cheese since the article was made from milk which had not been pasteurized.

DISPOSITION: November 12, 1953. The Wisconsin Cheese Makers' Association, Plymouth, Wis., 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 reprocessing under the supervision of the Department of Health, Education, and Welfare.