

LABEL, IN PART: "Butter * * * Distributed by C. G. Heyd & Co. Phila., Pa."

NATURE OF CHARGE: Adulteration, Section 402 (b) (1), a valuable constituent, 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 22, 1948. A plea of guilty having been entered, the court imposed a fine of \$100.

13783. Adulteration of butter. U. S. v. 30 Cartons (1,920 pounds) * * *
(F. D. C. No. 22672. Sample No. 73375-H.)

LIBEL FILED: February 7, 1947, Northern District of Illinois.

ALLEGED SHIPMENT: On or about January 21, 1947, by the Purity Milk Co., from St. Cloud, Minn.

PRODUCT: 30 64-pound cartons of butter at Chicago, Ill.

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: July 8, 1947. Meadowlands Creameries, Inc., Chicago, Ill., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond to be re churned under the supervision of the Food and Drug Administration.

13784. Adulteration of butter. U. S. v. 8 Cubes (544 pounds) * * * (F. D. C. No. 24937. Sample No. 36379-K.)

LIBEL FILED: On or about May 24, 1948, Western District of Washington.

ALLEGED SHIPMENT: On or about May 17, 1948, by Resser's Creamery, from Albany, Oreg.

PRODUCT: 8 68-pound cubes of butter at Seattle, Wash.

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: June 2, 1948. Resser's Creamery, claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond for reworking, under the supervision of the Food and Drug Administration.

CHEESE

13785. Adulteration and misbranding of creamed cottage cheese. U. S. v. Edelstein Foods, Inc. (Edelstein Dairy Co., Inc.). Plea of guilty. Fine, \$200.
(F. D. C. No. 24088. Sample Nos. 64679-H, 87241-H, 87253-H.)

INFORMATION FILED: April 13, 1948, District of Vermont, against Edelstein Foods, Inc., trading as Edelstein Dairy Co., Inc., Bellows Falls, Vt.

ALLEGED SHIPMENT: On or about July 2, 20, and 24, 1947, from the State of Vermont into the States of New York and Massachusetts.

LABEL, IN PART: (Portion) "Tuxedo Brand Pasteurized Popcorn Style Creamed Cottage Cheese." The remainder was unlabeled.

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), a product containing less than 4 percent by weight of milk fat, and a portion containing more than 80 percent of moisture, had been substituted for creamed cottage cheese.

Misbranding, Section 403 (g) (1), the product failed to conform to the definition and standard of identity for creamed cottage cheese since it con-

tained less than 4 percent by weight of milk fat; in addition, a portion of the product contained more than 80 percent of moisture. Further misbranding (1 shipment), Section 403 (g) (2), the product purported and was represented to be creamed cottage cheese, and its label failed to bear the name of the food specified in the definition and standard of identity, i. e., creamed cottage cheese; Section 403 (e) (1), it failed to bear a label containing the name and place of business of the manufacturer, packer, or distributor; and, Section 403 (e) (2), it failed to bear a label containing an accurate statement of the quantity of the contents.

DISPOSITION: November 30, 1948. A plea of guilty having been entered, a fine of \$200 was imposed.

13786. Adulteration of cheese. U. S. v. 40 Cartons * * *. (F. D. C. No. 25169. Sample No. 23304-K.)

LIBEL FILED: July 16, 1948, Southern District of Texas.

ALLEGED SHIPMENT: On or about July 24, 1947, from Cumberland, Wis.

PRODUCT: 40 cartons, each containing 2 22-pound daisies, of cheese at Houston, Tex.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance by reason of the presence of mold. (The article was adulterated while held for sale after shipment in interstate commerce.)

DISPOSITION: August 31, 1948. Default decree of condemnation. The product was ordered delivered to public institutions, for use as animal feed.

13787. Adulteration of Cheddar cheese. U. S. v. 98 Boxes * * *. (F. D. C. No. 23352. Sample Nos. 17099-H, 17100-H.)

LIBEL FILED: July 10, 1947, Western District of Pennsylvania.

ALLEGED SHIPMENT: On or about June 26, 1947, by Supreme Dairy Products Co., Macomb, Ill.

PRODUCT: 98 70-pound Cheddars and 32 boxes, each box containing 4 12-pound longhorns, of Cheddar cheese at Curwensville, Pa.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of manure, insect fragments, and feather fragments, and by reason of the use of filthy milk in its preparation.

DISPOSITION: March 12, 1948: The sole intervener having withdrawn his answer, judgment of condemnation was entered and the product was ordered destroyed.

13788. Adulteration and misbranding of Cheddar cheese. U. S. v. 1,154 Cheeses. (F. D. C. No. 25422. Sample Nos. 9307-K, 9308-K.)

LIBEL FILED: August 31, 1948, Northern District of New York.

ALLEGED SHIPMENT: On or about July 17 and 23, 1948, by the C. Economou Cheese Corp., from Hinesburg, Vt.

PRODUCT: 1,154 Cheddar cheeses, each weighing approximately 40 pounds, at Heuvelton, N. Y.

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), a product containing excessive moisture and deficient in milk fat had been substituted in whole or in part for Cheddar cheese.