13594. Adulteration and misbranding of cream cheese. U. S. v. East Smithfield Farms, Inc., and Jesse E. Brownback. Pleas of guilty. Each defendant fined $350 and placed on 2 years' probation. (F. D. C. No. 24796. Sample Nos. 87902–H, 8808–K, 8813–K, 8814–K.)

INFORMATION FILED: June 14, 1948, Middle District of Pennsylvania, against East Smithfield Farms, Inc., East Smithfield, Pa., and Jesse E. Brownback, president of the corporation.

ALLEGED SHIPMENT: On or about July 8, September 30, and October 3, 1947, from the State of Pennsylvania into the State of New York.

LABEL, IN PART: (Boxes) "Smithfield Cream Cheese" or "Cream Cheese * * * Distributed By Sam Henne & Son Bayonne, N. J."; (Cans) "Cream Cheese."

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), a product containing more than 55 percent of moisture and portions of which contained less than 33 percent of milk fat had been substituted for cream cheese, a product which should contain not more than 55 percent of moisture and not less than 33 percent of milk fat as provided by the regulations.

Misbranding, Section 403 (g) (1), the product failed to conform to the definition and standard of identity for cream cheese, since it contained more moisture and portions contained less milk fat than provided by the regulations.

DISPOSITION: July 20, 1948. Pleas of guilty having been entered, both defendants were fined $50 on each of the first 7 counts of the information; imposition of sentence on the eighth count was suspended, and both defendants were placed on probation for 2 years.

13595. Adulteration and misbranding of cream cheese. U. S. v. Columbia Cheese Co., Inc. Plea of guilty. Fine, $200. (F. D. C. No. 24075. Sample Nos. 87926–H, 87936–H.)

INFORMATION FILED: January 15, 1948, District of New Jersey, against Columbia Cheese Co., Inc., Newark, N. J.

ALLEGED SHIPMENT: On or about August 5 and 11, 1947, from the State of New Jersey into the State of New York.

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), a product deficient in milk fat and containing excess moisture had been substituted for cream cheese.

Misbranding, Section 403 (g) (1), the product failed to conform to the definition and standard of identity for cream cheese, since it contained less than 33 percent of milk fat and more than 55 percent of moisture.

DISPOSITION: July 16, 1948. A plea of guilty having been entered on behalf of the defendant, a fine of $200 was imposed.

13596. Adulteration of Cheddar cheese. U. S. v. 8 Cheddars. (F. D. C. No. 23064. Sample No. 77583–H.)

LIBEL FILED: June 24, 1947, Western District of Wisconsin.

ALLEGED SHIPMENT: On or about June 5, 1947, by the Dubuque Cooperative Dairy Marketing Assoc., from Dubuque, Iowa.

PRODUCT: 8 73-pound Cheddar cheeses at Platteville, Wis.

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

Misbranding, Section 403 (g) (1), the product failed to conform to the definition and standard of identity for Cheddar cheese, since it contained more than 39 percent of moisture and it contained in its solids less than 50 percent of milk fat.

DISPOSITION: July 21, 1947. Default decree of condemnation. The product was ordered delivered to a charitable institution.

13597. Misbranding of cheese in brandy. U. S. v. John Kooren. Plea of guilty. Fine, $300. (F. D. C. No. 24806. Sample Nos. 4007–K, 4017–K.)

INFORMATION FILED: September 7, 1948, Southern District of New York, against John Kooren, New York, N. Y.

ALLEGED SHIPMENT: On or about November 26, 1947, from the State of New York into the State of Massachusetts.

LABEL, IN PART: "Roquefort-Type Cheese In Brandy [or "Cheddar Cheese In Port Wine" or "Stilton Cheese In Port Wine"] Net Wt.—5 Ozs. Packed for S. S. Pierce Co., Boston, Mass."