

Issued January 28, 1911.

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 706, FOOD AND DRUGS ACT.

ADULTERATION OF OLIVE OIL.

On or about May 13, 1910, A. Fiore, doing business as A. Fiore & Co., New York City, shipped from the State of New York into the State of New Jersey a food product contained in a can labeled "Olio Sopraffino Stella Brand Olive Oil and Salad Oil—A Blend. Stella Brand Olio. The contents of this can comprise a compound of olive oil and a specially refined product of salad oil pressed from cotton seed, canned in conformity with the Pure Food Law of the United States. Sopraffino." Samples from the above shipment were procured and analyzed by the Bureau of Chemistry, United States Department of Agriculture, and as the findings of the analyst and report made indicated that the product was adulterated within the meaning of the Food and Drugs Act of June 30, 1906, the said A. Fiore and the party from whom the samples were procured were afforded opportunities for hearings. As it appeared after hearings held that said shipment was made in violation of the act, the Secretary of Agriculture reported the facts to the Attorney-General with a statement of the evidence upon which to base a prosecution.

In due course a criminal information was filed in the Circuit Court of the United States for the Southern District of New York against the said A. Fiore, doing business as A. Fiore & Co., charging the above shipment and alleging that the product so shipped was adulterated in that the label on said can regarding the ingredients and substances contained therein was false and misleading and would indicate to the purchaser that the can as aforesaid contained pure Italian olive oil, whereas in truth and in fact said can contained 75 per cent of cotton-seed oil.

On October 24, 1910, the defendant entered a plea of guilty to the above information and the court imposed a fine of \$10.

This notice is given pursuant to section 4 of the Food and Drugs Act of June 30, 1906.

JAMES WILSON,
Secretary of Agriculture.

WASHINGTON, D. C., *December 7, 1910.*