

United States Department of Agriculture,

BUREAU OF CHEMISTRY

C. L. ALSBERG, Chief of Bureau.

SERVICE AND REGULATORY ANNOUNCEMENTS. SUPPLEMENT.

N. J. 7701-7750.

[Approved by the Acting Secretary of Agriculture, Washington, D. C., October 23, 1920.]

NOTICES OF JUDGMENT UNDER THE FOOD AND DRUGS ACT.

[Given pursuant to section 4 of the Food and Drugs Act.]

7701. Adulteration and misbranding of olive oil. U. S. * * * v. 36 1-Quart Cans, 12 $\frac{1}{2}$ -Gallon Cans, and 2 1-Gallon Cans of a Product Purporting to be Olive Oil. Default decree of condemnation, forfeiture, and sale. (F. & D. No. 9998. I. S. No. 7924-r. S. No. C-1142.)

On April 4, 1919, the United States attorney for the District of Indiana, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel for the condemnation and forfeiture of 36 1-quart cans, 12 $\frac{1}{2}$ -gallon cans, and 2 1-gallon cans of a product purporting to be olive oil, remaining unsold in the original unbroken packages at Indianapolis, Ind., alleging that the article had been shipped on or about December 13, 1918, by P. D'Anna, Chicago, Ill., and transported from the State of Illinois into the State of Indiana, and charging adulteration and misbranding in violation of the Food and Drugs Act, as amended. Said article was labeled in part, "Extra Quality Olive Oil F. Arrigo Termini Imerese Italia Sicilia."

Adulteration of the article was alleged in the libel for the reason that a substance consisting in part of cottonseed oil had been mixed and packed with the article so as to reduce, lower, and injuriously affect its strength, and had been substituted in part for pure olive oil, which the article purported to be.

Misbranding of the article was alleged for the reason that said article was an imitation of, and was offered for sale under the distinctive name of, another article, to wit, olive oil, and for the further reason that said article was labeled and branded as above quoted so as to deceive and mislead the purchaser thereof into believing that the product in each of said cans was pure olive oil, when, in truth and in fact, said product was an imitation of pure olive oil. Further misbranding was alleged for the reason that said article was labeled and branded as aforesaid so as to purport to be a foreign product, when, in fact, said product was not a foreign product, and for the further reason that said article was food in package form, and the quantity of the contents was not

plainly and conspicuously marked on the outside of the package in terms of weight or measure.

On January 2, 1920, no claimant having appeared for the property, a decree of condemnation and forfeiture was entered, and on February 24, 1920, it was ordered by the court that the product be relabeled "Cottonseed Oil Slightly Flavored with Olive Oil" and sold by the United States marshal.

E. D. BALL, *Acting Secretary of Agriculture.*

7702. Adulteration and misbranding of compound pepper. U. S. * * * v. 22 Cases of Compound Pepper. Decree of condemnation, forfeiture, and destruction. (F. & D. No. 9574. I. S. No. 16232-r. S. No. E-1203.)

On January 14, 1919, the United States attorney for the Southern District of Georgia, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel for the seizure and condemnation of 22 cases of compound pepper, remaining unsold in the original unbroken packages at Savannah, Ga., alleging that the article had been shipped on or about November 8, 1918, by Hanley & Kinsella Coffee & Spice Co., St. Louis, Mo., and transported from the State of Missouri into the State of Georgia, and charging adulteration and misbranding in violation of the Food and Drugs Act. The article was labeled in part, "Net weight 6 pounds H & K Compound Black Pepper Hanley and Kinsella Coffee and Spice Co., St. Louis, Mo."

Adulteration of the article was alleged in substance in the libel for the reason that capsicum and corn meal had been mixed and packed with the article so as to reduce, lower, and injuriously affect its quality and strength, and had been substituted in whole or in part for black pepper, which the article purported to be, said capsicum and corn meal having been mixed with the article in such a manner as to damage said pepper and to conceal the inferiority of said product.

Misbranding of the article was alleged for the reason that the statement, to wit, "Compound Black Pepper," borne on the labels, was false and misleading and deceived and misled the purchaser in that it represented that the said product was compound black pepper, whereas, in truth and in fact, said product was a mixture of black pepper, capsicum, and corn meal.

On September 30, 1919, no claimant having appeared for the property, a decree of condemnation and forfeiture was entered, and it was ordered by the court that the product be destroyed by the United States marshal.

E. D. BALL, *Acting Secretary of Agriculture.*

7703. Misbranding of Texas Wonder. U. S. * * * v. 36 Packages and 36 Packages of a Product Labeled "The Texas Wonder." Decrees of condemnation, forfeiture, and destruction. (F. & D. Nos. 9527, 9528. I. S. Nos. 16127-r, 16128-r. S. Nos. E-1171, E-1177.)

On December 9, 1918, the United States attorney for the Southern District of Georgia, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district libels for the seizure and condemnation of 36 packages and 36 packages of a product, labeled "The Texas Wonder," remaining unsold in the original unbroken packages at Savannah, Ga., alleging that the article had been shipped on or about November 25, 1918, and October 14, 1918, by E. W. Hall, St. Louis, Mo., and transported from the State of Missouri into the State of Georgia, and charging misbranding in violation of the Food and Drugs Act, as amended. The article was labeled in part: (Carton) "The Texas Wonder, Hall's Great Discovery, for Kidney and Bladder Troubles, Diabetes, Weak and Lame Backs, Rheumatism, Gravel. Regulates