

and olive oil, but did consist essentially of cottonseed oil and contain little or no olive oil.

DISPOSITION: February 7, 1949. A plea of guilty having been entered, the defendant was fined \$750 on count 1, and was fined \$500 and sentenced imprisonment for 3 months on count 2. The prison sentence and fine on count 2 were suspended, and the defendant was placed on probation for years.

14680. Adulteration and misbranding of oil. U. S. v. 11 Cans * * * (and other seizure actions). (F. D. C. Nos. 24924, 24926 to 24928, inc 24931, 24932, 24944, 24945. Sample Nos. 8134-K, 8140-K, 8142-K, 984K, 9850-K, 9896-K, 9898-K, 9899-K.)

LABELS FILED: June 30 and July 2 and 6, 1948, District of Connecticut and District of New Jersey.

ALLEGED SHIPMENT: On or about April 5, 16, 19, and 26, 1948, by the Bell Donna Packing Co., from Brooklyn, N. Y.

PRODUCT: 319 1-gallon cans of oil at Torrington, New Britain, and Winsted Conn., and Hackensack, West New York, and Paterson, N. J.

LABEL, IN PART: "Rinaldi Brand 80% Peanut Oil 20% Pure Olive Oil."

NATURE OF CHARGE: Adulteration, Section 402 (b) (1), a valuable constituent olive oil, had been in whole or in part omitted from the article; and, Section 402 (b) (4), artificial flavoring had been added to the article and mixed and packed therewith so as to make it appear to be, or to contain substantial amounts of, olive oil, which is better and of greater value than peanut oil.

Misbranding, Section 403 (a), the label statements "Pure Olive Oil" and "20% Pure Olive Oil" were false and misleading as applied to an article containing little, if any, olive oil. (Analysis showed that the article was an artificially flavored peanut oil containing little, if any, olive oil.)

DISPOSITION: October 18 and November 29, 1948, and January 31, 1949. Default decrees of condemnation. The Connecticut lots were ordered delivered to charitable organizations. With the exception of 1 can which was ordered delivered to the Food and Drug Administration, the New Jersey lots were ordered delivered to charitable organizations, or destroyed in the event that the oil was found unfit for human consumption.

14681. Adulteration and misbranding of oil. U. S. v. 25 Cases * * *. (F. D. C. No. 24129. Sample No. 18215-K.)

LABEL FILED: November 24, 1947, Northern District of Ohio.

ALLEGED SHIPMENT: On or about October 20, 1947, by L. DaVia & Sons, from Pittsburgh, Pa.

PRODUCT: 25 cases, each containing 6 1-gallon cans, of oil at Cleveland, Ohio.

LABEL, IN PART: (Can, main panels) "One Gallon Fortebraccio Brand A Pure Blend of 80% Cotton Seed Oil, Corn Oil and 20% Olive Oil Keystone Grocery Distributing Co. of Pittsburgh, Inc. Pittsburgh, Pa."; (side panels) "Fortebraccio Brand E' Prodotto Dalla Migliore Qualita' D'Olio."

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), an artificially flavored mixture of cottonseed and corn oils, with very little, if any, olive oil had been substituted for 80 percent cottonseed oil, corn oil, and 20 percent olive oil; and, Section 402 (b) (4), artificial flavoring had been added thereto so as to make it appear to contain olive oil.