

article was alleged for the further reason that it was falsely branded as to the country in which it was manufactured and produced, in that it was a product manufactured and produced in whole or in part in the United States of America and branded as manufactured and produced in the kingdom of Italy; and for the further reason that it was a mixture composed in part of cottonseed oil prepared in imitation of olive oil, and was offered for sale and sold under the distinctive name of another article, to wit, olive oil. Misbranding of the article was alleged for the further reason that the statements aforesaid, borne on the cans, purported that the article was a foreign product, when not so. Misbranding of the article was alleged for the further reason that it was food in package form, and the quantity of the contents was not plainly and conspicuously marked on the outside of the packages.

On January 29, 1919, the defendants entered pleas of guilty to the information, and the court imposed a fine of \$60.

C. F. MARVIN, *Acting Secretary of Agriculture.*

**6896. Adulteration and misbranding of vinegar. U. S. \* \* \* v. J. W. Oelerich & Son, a corporation. Plea of guilty. Fine, \$10. (F. & D. No. 9357. I. S. No. 7136-p.)**

On January 22, 1919, the United States attorney for the Eastern District of New York, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district an information against J. W. Oelerich & Son, a corporation, Brooklyn, N. Y., alleging shipment by said company, in violation of the Food and Drugs Act, as amended, on or about February 9, 1918, from the State of New York into the State of Georgia, of a quantity of an article, labeled in part "Distilled Spirit Vinegar Contents One Pint," which was adulterated and misbranded.

Analysis of a sample of the article by the Bureau of Chemistry of this department showed the following results:

Acidity, as acetic (grams per 100 cc.)	2.01
Alcohol (per cent by volume)	.34
Solids (gram per 100 cc.)	.08
Contents (fluid ounces)	15.73
Shortage (per cent)	1.6

Adulteration of the article was alleged in the information for the reason that an excessive amount of water had been mixed and packed therewith so as to reduce and lower and injuriously affect its quality and strength, and had been substituted wholly or in part for the article.

Misbranding of the article was alleged for the reason that the statement, to wit, "Distilled Spirit Vinegar," borne on the label attached to the bottles containing the article, regarding it and the ingredients and substances contained therein, was false and misleading in that it represented that the article was distilled spirit vinegar, and for the further reason that it was labeled as aforesaid so as to deceive and mislead the purchaser into the belief that it was distilled spirit vinegar, whereas, in truth and in fact, it was not distilled spirit vinegar, but was a product consisting of, to wit, distilled spirit vinegar and added water. Misbranding of the article was alleged for the further reason that it was food in package form, and the quantity of the contents was not plainly and conspicuously marked on the outside of the package.

On January 25, 1919, the defendant company entered a plea of guilty to the information, and the court imposed a fine of \$10.

C. F. MARVIN, *Acting Secretary of Agriculture.*