CHARGE: 402(b)(4)—when shipped, artificial olive oil flavor had been added to the article or mixed or packed therewith so as to make it appear better or of greater value than it was; 403(a)—the label statement "Unsaturated or Hydrogenated" was false and misleading, since it was ambiguous, and the label statement "Contents: Corn or Cottonseed—Peanut and Olive Oil" was false and misleading, since the article contained little or no corn oil and no more than a trace of peanut oil; 403(i)(2)—the label of the article failed to bear the common or usual name of each ingredient, since the artificial olive oil flavor, ethyl butyrate, was not declared; and 403(k)—the article contained an artificial flavoring, namely, ethyl butyrate, and its labeling failed to state that fact.

DISPOSITION: 2–18–63. Content—claimed by Esposito Bros., Brooklyn, N.Y., and relabeled.

29073. Table and cooking oil. (F.D.C. No. 48775. S. No. 11–291 V.)

QUANTITY: 145 cases, each containing 6 cans, at Buffalo, N.Y., in possession of Limco Importers, Inc.

SHIPPED: 2–9–63 and 2–26–63, from Opelousas, La., and New York, N.Y.

LABEL IN PART: (Can) "Net Contents One U.S. Gallon 128 Oz. Regina Brand * * * Blend of Oil Consisting of 90% Corn Oil and or cottonseed oil 10% Pure Olive Oil Distributed by Linda Food Products, Buffalo, New York."

RESULTS OF INVESTIGATION: The article was blended and packed by the dealer from bulk oils. The article was approximately 2 percent short volume.

LIBELED: 5–16–63, W. Dist. N.Y.

CHARGE: 403(a)—while held for sale, the label statement "90% Corn Oil and or Cottonseed Oil" was misleading in that it was ambiguous and failed to accurately inform consumers of the ingredients present in the article; and 403(e)(2)—the article failed to bear a label containing an accurate statement of quantity of contents, since the label statement "128 Oz." was inaccurate.

DISPOSITION: 7–15–63. Consent—claimed by Limco Importers, Inc., Buffalo, N.Y., for relabeling.

29074. Olive oil. (F.D.C. No. 48853. S. No. 43–122 V.)

QUANTITY: 1,776 cans, at Philadelphia, Pa.

SHIPPED: 8–10–62, from Imperia, Italy, by Pietro Salvo.

LABEL IN PART: (Can) "Rosa Brand Pure Olive Oil 100% Pure Italian Olive Oil * * * Net Contents One Full Half Pint Packed in Italy * * * For Rosa Food Product Co. * * * Philadelphia, Pa."

RESULTS OF INVESTIGATION: Examination showed that the article was 2.25 percent short in volume.

LIBELED: 5–1–63, E. Dist. Pa.

CHARGE: 403(e)(2)—when shipped, the label of the article failed to bear a label containing an accurate statement of the quantity of contents.

DISPOSITION: 6–26–63. Consent—claimed by Rosa Food Products Co., of Philadelphia, Pa., and relabeled.

29075. Safflower shortening. (F.D.C. No. 47980. S. No. 22–393 T.)

QUANTITY: 70 cases, each containing 12 3-lb. cans, at Salt Lake City, Utah.

SHIPPED: 6–14–62, from Los Angeles, Calif., by San-Val Distributing Co.