

CHARGE: 403(e) (2)—when shipped, the article failed to bear a label containing an accurate statement of the quantity of contents since the label statement "Net Weight 10 Oz." was inaccurate.

DISPOSITION: 7-7-59. Default—delivered to a charitable institution for its use and not for sale.

25896. Shelled walnuts. (F.D.C. No. 42760. S. No. 47-554 P.)

QUANTITY: 10 ctns. at Boston, Mass.

SHIPPED: 11-1-58, from Hollister, Calif., by Guerra Nut Co.

LABEL IN PART: "25 Lbs, Net Wt. Cal-Best Brand Syrupers Light Pieces California Shelled Walnuts Packed by Guerra Nut Shelling Co. Hollister, Calif."

LIBELED: 1-5-59, Dist. Mass.

CHARGE: 402(a) (3)—contained *E. coli* when shipped.

DISPOSITION: 5-4-59. Default—destruction.

25897. Black walnut meats. (F.D.C. No. 42956. S. No. 10-309 P.)

QUANTITY: 9 ctns, at Pittsburgh, Pa.

SHIPPED: 2-9-59, from Nashville, Tenn., by F. Fleisman Co.

LABEL IN PART: (Ctn.) "25# Net Medium Pasteurized * * * Black Walnut Kernels Tennessee Topps Packed by F. Fleisman Co. Nashville, Tenn."

LIBELED: 3-24-59, W. Dist. Pa.

CHARGE: 402(a) (3)—contained *E. coli*; and 402(a) (4)—prepared and packed under insanitary conditions.

DISPOSITION: 5-8-59. Default—consumption by animals.

OILS AND FATS*

25898. Table and cooking oil. (F.D.C. No. 43425. S. No. 9-874 P.)

QUANTITY: 80 cases at East Rochester, N.Y., in possession of Pierce Oil Co., Inc.

SHIPPED: Olive oil was shipped on 6-22-59, from Hoboken, N.J., and corn oil was shipped on 7-13-59, from Decatur, Ill.

LABEL IN PART: "One Full Gallon Franco * * * Deluxe Salad and Cooking Oil A Blend of Fine Corn Oil Peanut Oil and 10% Pure Olive Oil Packed by F. Cappellino and Sons Rochester, N.Y."

RESULTS OF INVESTIGATION: The article was manufactured by the dealer in part from corn oil and olive oil shipped as described above. Examination showed that the article was short volume.

LIBELED: 8-14-59, W. Dist. N.Y.

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

DISPOSITION: 10-26-59. Consent—claimed by Pierce Oil Co., Inc., and repacked to the correct weight.

25899. Olive oil. (F.D.C. No. 42835. S. No. 57-921 P.)

QUANTITY: 53 drums at New York, N.Y.

SHIPPED: 11-14-58, from Italy, by Raffineria Bruzia S.P.A., Gioia Tauro, Reggio Calabria, Italy.

*See also No. 25881.