

distributor, and an accurate statement of the quantity of the contents; Section 403 (i) (1), it failed to bear a label containing the common or usual name of the article; and, Section 403 (i) (2), it was fabricated from two or more ingredients, and it failed to bear a label containing the common or usual name of each such ingredient.

DISPOSITION: July 27, 1950. Default decree of condemnation and destruction.

OILS AND FATS

16544. Adulteration and misbranding of oil. U. S. v. 5 Cases * * *. (F. D. C. No. 28718. Sample No. 57230-K.)

LABEL FILED: February 23, 1950, Southern District of New York.

ALLEGED SHIPMENT: On or about August 29, 1949, by John Minervini, from Hoboken, N. J.

PRODUCT: 5 cases, each containing 6 1-gallon cans, of oil at New York, N. Y.

LABEL, IN PART: (Can) "Contents One Gallon Net Fabiola Brand 90% Peanut Oil 10% Pure Imported Olive Oil Packed by Fabiola Food Products Hoboken, N. J."

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), an oil the nature of soya oil had been substituted for peanut oil.

Misbranding, Section 403 (a), the label statement "90% Peanut Oil" was false and misleading; and, Section 403 (k), the article contained artificial flavoring and failed to bear labeling stating that fact.

DISPOSITION: June 9, 1950. Default decree of condemnation. The court ordered that the product be delivered to a charitable institution for consumption, and not for sale.

16545. Adulteration and misbranding of oil. U. S. v. 4 Cases * * *. (F. D. C. No. 29346. Sample No. 73977-K.)

LABEL FILED: On June 5, 1950, District of Connecticut.

ALLEGED SHIPMENT: On or about April 14, 1950, by Santuzza Oil Co., Inc., from Brooklyn, N. Y.

PRODUCT: 4 cases, each containing 6 1-gallon cans, of oil at Bridgeport, Conn.

LABEL, IN PART: (Can) "Santuzza Brand A Blend of 80% Corn and 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.

Misbranding, Section 403 (a), the label designation "20% Pure Olive Oil" was false and misleading as applied to an article which contained little, if any, olive oil; and, Section 403 (k), the article contained artificial coloring and failed to bear labeling stating that fact.

DISPOSITION: July 18, 1950. Default decree of condemnation. The court ordered that the product be delivered to charitable institutions.

SPICES, FLAVORS, AND SEASONING MATERIALS*

16546. Adulteration of paprika. U. S. v. 150 Bundles * * * (and 1 other seizure action). (F. D. C. Nos. 28942, 28958. Sample Nos. 34419-K, 34784-K.)

*See also No. 16535.