406, since this substance is not required in the production of the food and can be avoided by good manufacturing practice; 402(b)(2)—mineral oil had been substituted in whole or in part for edible oil; and 402(b)(4)—mineral oil had been added to the article or mixed therewith so as to increase its bulk and reduce its quality.

DISPOSITION: 3–13–59. Default—destruction.

25447. Table and cooking oil. (F.D.C. No. 42887. S. No. 47–386 P.)

QUANTITY: 8 cases, 6 1-gal. cans each, at Boston, Mass.

SHIPPED: The cottonseed oil and olive oil ingredients of the article were shipped from outside the State of Massachusetts, and after their receipt by the Cara-Donna Olive Oil Co., at Boston, Mass., were used in the manufacture of the article.

LABEL IN PART: (Can) "Family Oil High Grade Brand * * * Cara-Donna Oil Company, Boston, Mass. * * * Vegetable oil with 10% Imported Olive Oil," or "Fine Table Oil * * * Vegetable Oils with 10% Pure Imported Olive Oil Di Lusso Brand * * * Cara-Donna Olive Oil Co. Boston, Mass."

RESULTS OF INVESTIGATION: Examination showed the article to be cottonseed oil with little or no olive oil.

LIBELED: 3–16–59, Dist. Mass.

CHARGE: 402(b)(1)—while held for sale, a valuable constituent, olive oil, had been in part omitted from the article; 403(a)—the label statement "10% Imported Olive Oil" was false and misleading; and 403(i)(2)—the article 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: 4–30–59. Default—delivered to a charitable institution for its use and not for sale.

SPICES, FLAVORS, AND SEASONING MATERIALS

25448. Sesame seed. (F.D.C. No. 42997. S. No. 40–684 P.)

QUANTITY: 64 100-lb. bags at San Francisco, Calif., in possession of H. G. Walters Co.

SHIPPED: 7–9–58 and 9–24–58, from Nicaragua.

LIBELED: 5–6–59, N. Dist. Calif.

CHARGE: 402(a)(3)—contained rodent urine, insects, and insect excreta; and 402(a)(4)—held under insanitary conditions.

DISPOSITION: 5–15–59. Consent—claimed by Lastreto Phillips Commercial Co., Inc., San Francisco, Calif. Segregated; 114 lbs. denatured.

25449. Cardamom seed. (F.D.C. No. 42966. S. No. 48–322 P.)

QUANTITY: 10 100-lb. bags at San Francisco, Calif.

SHIPPED: 10–23–58, from Guatemala.

LIBELED: 4–8–59, N. Dist. Calif.

CHARGE: 402(a)(3)—contained insects and moldy seeds while held for sale; and 403(a)—the label statement "Clean Coffee" was false and misleading as applied to an article consisting of whole cardamom seed in the hull.

DISPOSITION: 4–21–59. Consent—claimed by H. M. Newhall & Co., San Francisco, Calif. Segregated; 291 lbs. destroyed.