

6529. Adulteration and misbranding of olive oil. U. S. * * * v. 1 Barrel of Olive Oil. Consent decree of condemnation and forfeiture. Product ordered released on bond. (F. & D. No. 8949. I. S. No. 1371-p. S. No. E-1015.)

On April 8, 1918, the United States attorney for the District of Rhode Island, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel for the seizure and condemnation of 1 barrel of an article purporting to be olive oil, consigned by Garra & Trusso, New York, N. Y., remaining unsold in the original unbroken packages at Providence, R. I., alleging that the article had been shipped on or about November 16, 1917, and transported from the State of New York, into the State of Rhode Island, and charging adulteration and misbranding in violation of the Food and Drugs Act.

Adulteration of the article was alleged in the libel for the reason that cottonseed oil had been mixed and packed therewith so as to reduce, lower, and injuriously affect its quality and strength, and had been substituted in part for olive oil, which the article purported to be.

Misbranding of the article was alleged for the reason that it was an imitation of, and was offered for sale under the distinctive name of, another article, to wit, olive oil.

On April 17, 1918, A. S. Johnson, Providence, R. I., claimant, having filed a claim and answer, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product should be released to said claimant upon payment of the costs of the proceedings and the execution of a satisfactory bond, in conformity with section 10 of the act.

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