

(b) (2), a mixture of granulated sugar (approximately 70 percent), dried grated coconut, and salt, had been substituted in whole or in part for coconut. Misbranding, Section 403 (b), a mixture of granulated sugar (approximately 70 percent), dried grated coconut, and salt, was offered for sale under the name of another food, coconut.

DISPOSITION: October 24, 1947. Default decree of forfeiture and destruction.

12591. Adulteration of peanut butter. U. S. v. 18 Cases * * *. (F. D. C. No. 21675. Sample No. 54261-H.)

LABEL FILED: October 22, 1946, Southern District of Florida.

ALLEGED SHIPMENT: On or about September 19, 1946, by Charles R. Allen, Inc., from Thomasville, Ga.

PRODUCT: 18 cases, each containing 12 2-pound jars, of peanut butter at Miami, Fla.

LABEL, IN PART: "Little Wick Peanut Butter Radiant Ray Roasted * * * Manufactured by Rose City Foods, Thomasville, Ga."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance by reason of its being rancid, and was otherwise unfit for food by reason of its having a disagreeable odor and taste, rendering it unpalatable.

DISPOSITION: March 13, 1947. Default decree of forfeiture and destruction.

12592. Misbranding of peanut butter. U. S. v. 100 Cases * * *. (F. D. C. No. 22796. Sample Nos. 40057-H, 40058-H.)

LABEL FILED: April 1, 1947, District of Kansas.

ALLEGED SHIPMENT: On or about December 10, 1946, by the Gibson Food Company, from Springfield, Mo.

PRODUCT: 50 cases, each containing 24 jars, and 50 cases, each containing 12 jars, of peanut butter at Pittsburg, Kans.

LABEL, IN PART: "Gibson's Peanut Butter Net Wt. 16 Oz. [or "32 Oz."]."

NATURE OF CHARGE: Misbranding, Section 403 (e) (2), the article failed to bear a label containing an accurate statement of the quantity of the contents, since the jars contained less than the amount declared.

DISPOSITION: May 5, 1947. The Gibson Food Company, Springfield, Mo., having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond, conditioned that it be brought into full compliance with the law, under the supervision of the Federal Security Agency.

OILS AND FATS

12593. Misbranding of oil. U. S. v. Anthony Milano (Mayfield Importing Company). Plea of nolo contendere. Fine, \$200 and costs. (F. D. C. No. 23333. Sample No. 54692-H.)

LABEL FILED: August 14, 1947, Northern District of Ohio, against Anthony Milano, trading as the Mayfield Importing Co., Cleveland, Ohio.

ALLEGED SHIPMENT: On or about October 24, 1946, from the State of Ohio into the State of Florida.

PRODUCT: The product appeared to be a mixture of cottonseed oil and other oil, probably soybean oil, with some olive oil present. The cans were unlabeled, except for the statement "1 Gal." embossed on them.

NATURE OF CHARGE: Misbranding, Section 403 (e) (1), the product failed to bear a label containing the name and place of business of the manufacturer, packer, or distributor; and, Section 403 (i) (2), it was fabricated from 2 or more ingredients, and it failed to bear a label showing the common or usual name of each such ingredient.

DISPOSITION: January 16, 1948. A plea of nolo contendere having been entered, the defendant was fined \$200 and costs.

12594. Adulteration of low calory dressing oil. U. S. v. 13 Cases * * *. (F. D. C. No. 22629. Sample No. 73504-H.)

LABEL FILED: March 13, 1947, Northern District of Ohio,

ALLEGED SHIPMENT: On or about June 14, 1946, by Old World Foods, Inc., from Beverly Hills, Calif.

PRODUCT: 13 cases, each containing 24 1-pint bottles, of low calory dressing oil at Cleveland, Ohio.

LABEL, IN PART: "A Special Diet-Aid 1 Pint Barra's Low-Calory Dressing Oil Contents 15% Vegetable Oil, 85% Non-nutritive Mineral Oil."

NATURE OF CHARGE: Adulteration, Section 402 (a) (1), the article contained added mineral oil, a deleterious substance, which may have rendered the article injurious to health.

DISPOSITION: May 16, 1947. Default decree of condemnation and destruction.

12595. Misbranding of peanut oil. U. S. v. 59 Cases * * *. (F. D. C. No. 22813. Sample No. 46199-H.)

LIBEL FILED: April 3, 1947, Territory of Hawaii.

ALLEGED SHIPMENT: On or about February 18, 1947, by the Morse Export Import Co., San Francisco, Calif.

PRODUCT: 59 cases, each containing 5 1-gallon cans, of peanut oil at Honolulu, T. H. Examination showed that the product was short-volume.

LABEL, IN PART: "Net Contents 1 Gal. Panther Brand Peanut Oil Packed and Distributed by Marsili and Co., Inc., San Francisco, California."

NATURE OF CHARGE: Misbranding, Section 403 (e) (2), the product failed to bear a label containing an accurate statement of the quantity of the contents.

DISPOSITION: September 4, 1947. Default decree of condemnation. The product was ordered delivered to charitable institutions.

12596. Adulteration and misbranding of salad oil. U. S. v. 14 Cases * * *. (F. D. C. No. 23720. Sample No. 89961-H.)

LIBEL FILED: September 24, 1947, District of New Hampshire.

ALLEGED SHIPMENT: On or about October 24, 1946, by the Genoa Packing Co., from Boston, Mass.

PRODUCT: 14 cases, each containing 12 1-quart bottles, of salad oil at Manchester, N. H.

LABEL, IN PART: "Angelina Brand Fine Oil Contents High Grade Domestic Vegetable Salad Oil with Pure Olive Oil * * * Packed By Angelina Packing Company Boston, Mass."

NATURE OF CHARGE: Adulteration, Section 402 (b) (4), artificial flavoring and artificial coloring had been added to soybean oil so as to make it appear better and of greater value than it was.

Misbranding, Section 403 (a), the label statement "Contents High Grade Domestic Vegetable Salad Oil with Pure Olive Oil" was false and misleading, since the product contained little, if any, olive oil. Section 403 (f), the label contained representations in a foreign language; and the name and place of business of the manufacturer, packer, or distributor, an accurate statement of the quantity of the contents, and the fact that the article contained artificial flavoring and artificial coloring, did not appear on the label in the foreign language. Section 403 (i) (2), the article was fabricated from 2 or more ingredients, and its label failed to bear the common or usual name of each such ingredient, since "Vegetable Salad Oil" is not the common or usual name of soybean oil.

DISPOSITION: December 15, 1947. Default decree of condemnation. The product was ordered delivered to a public institution.

12597. Adulteration and misbranding of Saladola. U. S. v. 60 Cases * * * (and 3 other seizure actions). (F. D. C. Nos. 20996, 21205, 21226, 21227. Sample Nos. 56840-H, 57124-H to 57127-H, incl., 57422-H to 57424-H, incl., 57461-H.)

LIBELS FILED: September 16 and October 3 and 7, 1946, Districts of Vermont, Rhode Island, and Maine.

ALLEGED SHIPMENT: Between the approximate dates of July 3 and 29, 1946, by the Fred Lawrence Co. (F. Lawrence or Frederick Lawrence), from Boston, Mass.