

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.

PRODUCT: Saladola. 50 cases, each containing 12 1-quart bottles, and 10 cases, each containing 24 1-pint bottles, at Burlington, Vt.; 4 cases, each containing 24 1-pint bottles, 3 cases, each containing 12 1-quart bottles, and 6 cases, each containing 4 1-gallon bottles, at Providence, R. I.; 21 cases, each containing 24 1-pint bottles, and 24 cases, each containing 12 1-quart bottles, at Rockland, Maine, and 2 cases, each containing 12 1-quart bottles, and 3 cases, each containing 24 1-pint bottles, at Portland, Maine.

LABEL, IN PART: "Saladola Brand Pure Mineral Oil * * * Mercantile Food Products Co. Boston, Mass."

NATURE OF CHARGE: Adulteration, Section 402 (b) (4), artificial color had been added to mineral oil so as to make it appear to be salad oil, which is better and of greater value than the article.

Misbranding, Section 403 (a), the label designation "Saladola" was false and misleading, since it represented and suggested that the article was salad oil, whereas the article was not salad oil; and the label statement "French Dressing," was false and misleading, since it represented and suggested and created the impression that french dressing could be made with the article, whereas french dressing could not be made with the article. Further misbranding, Section 403 (a), the labeling was misleading, since the statement "For the preparation of non-fattening, non-nutritive, and low calorie dressings for salads," coupled with the directions for use borne on the label, represented to purchasers that the article was wholesome and suitable for use as a substitute for food oils in preparing salads. The article was colored mineral oil, and its labeling failed to reveal the material fact that the substitution of mineral oil for food oils in preparing salads may be harmful and may have a deleterious effect.

DISPOSITION: October 29 and November 20, 1946, and January 6 and August 5, 1947. No claimant having appeared, judgments of condemnation were entered and the product was ordered destroyed.

12598. Adulteration of mayonnaise and sandwich spread. U. S. v. 188 Cases, etc. (F. D. C. No. 23340. Sample Nos. 75734-H to 75736-H, incl.)

LIBEL FILED: July 8, 1947, Northern District of California.

ALLEGED SHIPMENT: On or about April 15, 1947, by the Central Pacific Co., from Honolulu, Hawaii. This was a return shipment.

PRODUCT: 47 cases, containing a total of approximately 1,638 half-pint jars, 123 cases, each containing 12 1-pint jars, and 18 cases, each containing 20 1-pint jars, of mayonnaise; and 7 cases, each containing 48 half-pint jars, of sandwich spread, at San Francisco, Calif. Examination showed that the products were rancid.

LABEL, IN PART: "Tastee Mayonnaise," or "Tastee Sandwich Spread."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the articles consisted in whole or in part of decomposed substances.

DISPOSITION: September 9, 1947. Default decree of condemnation and destruction.

12599. Adulteration of salad dressing, sweet pickles, apple butter, sweet relish, and cider vinegar. U. S. v. 1 Case, etc. (and 1 other seizure action). (F. D. C. Nos. 21400, 21402. Sample Nos. 67061-H, 67063-H, 67361-H to 67363-H, incl.)

LIBELS FILED: November 6, and on or about November 12, 1946, District of Nebraska and Western District of Missouri.

ALLEGED SHIPMENT: On or about September 20 and 21, 1946, by the Western Food Products Company, from Hutchinson, Kans.

PRODUCT: 1 case, containing 18 1-pint jars, of salad dressing and 13 cases, each containing 24 1-pint jars, of sweet pickles at Kansas City, Mo.; and 32 cases, each containing 12 2-pound jars, of apple butter, 19 cases, each containing 24 1-pint jars, of sweet relish, 72 cases, each containing 24 1-pint bottles, and 56 cases, each containing 12 1-quart bottles, of cider vinegar, at McCook, Nebr.

LABEL, IN PART: "Maple Leaf Salad Dressing [or "Sweet Pickles"]," or "Western Maid Pure Apple Butter [or "Sweet Relish," or "Cider Vinegar"]."

NATURE OF CHARGE: Adulteration, Section 402 (a) (4), the articles had been prepared under insanitary conditions whereby they may have become contaminated with filth.