

OIL

16897. Adulteration and misbranding of oil. U. S. v. 37 Cases * * * (and 8 other seizure actions). (F. D. C. Nos. 24916, 24920, 24923, 24925, 24929, 25000, 25002, 25775, 25981. Sample Nos. 2723-K, 2724-K, 4893-K, 6124-K, 8141-K, 8190-K, 12444-K, 12445-K, 12465-K, 12466-K, 12850-K, 12858-K, 45701-K to 45703-K, incl.)

LIBELS FILED: June 28, 29, and 30, July 2 and 7, September 23, and October 28, 1948, District of Massachusetts, Eastern District of Pennsylvania, District of Columbia, District of Connecticut, Northern District of Ohio, and the Eastern District of Missouri.

ALLEGED SHIPMENT: Between the approximate dates of March 9, 1948, and September 20, 1948, by Santuzza Oil Co., Inc., from Brooklyn, N. Y.

PRODUCT: Oil. 57 cases at Boston, Mass., 82 cases at Philadelphia, Pa., 37 cases at Washington, D. C., 73 cases at Hartford, Conn., 16 cases at Youngstown, Ohio, and 174 cases at St. Louis, Mo., each case containing 6 1-gallon cans; 19 cases, each containing 12 1-quart cans, and 5 cases, each containing 12 ½-gallon cans, at St. Louis, Mo.

LABEL, IN PART: (Can) "Santuzza Brand A Blend of 80% Corn and Peanut Oil 20% Pure Olive Oil" or "America's Finest A Blend of 90% Peanut Oil and 10% Pure Olive Oil."

NATURE OF CHARGE: Adulteration, Section 402 (b) (1), a valuable constituent, olive oil, had been in whole or in part omitted.

Misbranding, Section 403 (a), the label statements "20% Pure Olive Oil" and "10% Pure Olive Oil" were false and misleading as applied to articles containing little, if any, olive oil.

DISPOSITION: On November 18, 1948, the cases were ordered removed to the Southern District of New York and were consolidated. On December 20, 1950, Santuzza Oil Co., Inc., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond for repackaging and relabeling, under the supervision of the Federal Security Agency.

16898. Adulteration and misbranding of oil. U. S. v. 4 Cases, etc. (and 1 other seizure action). (F. D. C. Nos. 26448, 28021. Sample Nos. 48207-K, 48215-K, 48216-K, 48529-K.)

LIBELS FILED: February 2 and October 3, 1949, Eastern District of Pennsylvania.

ALLEGED SHIPMENT: On or about November 5 and 29 and December 8, 1948, and January 3 and September 6, 1949, by Santuzza Oil Co., Inc., from Brooklyn, N. Y.

PRODUCT: Oil. 4 cases, each containing 12 ½-gallon cans; 75 cases, each containing 6 1-gallon cans; and 8 cases, each containing 12 1-quart cans, at Philadelphia, Pa.

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.

Misbranding, Section 403 (a), the label statement "20% Pure Olive Oil" was false and misleading as applied to an article which contained little if any, olive oil.