

**CHARGE:** 402(b)(1)—when shipped, the valuable constituent, olive oil, had been in part omitted or abstracted therefrom; 402(b)(2)—cottonseed oil had been substituted in part for olive oil; and 403(a)—the label statements "20% Pure Imported Olive Oil" and "20% Olive Oil" were false and misleading as applied to an article containing less than 20 percent olive oil.

**DISPOSITION:** 12-11-62. Consent—claimed by C. Pappas Co., Inc., and re-blended with additional olive oil.

### OLEOMARGARINE

28786. Margarine. (F.D.C. No. 47741. S. No. 32-395 T.)

**QUANTITY:** 53 cases, 24 12-oz. pkgs. each, at Los Angeles, Calif.

**SHIPPED:** Between 4-9-62 and 5-22-62, from Riverside, Calif., by Town Food Co.

**LABEL IN PART:** (Pkg.) "Town Margarine \* \* \* Unsalted \* \* \* Artificially Flavored, Artificially Colored With Carotene, A Natural Color From Carrots, With Finely Ground Soy Bean Added Town Food Co., Riverside, Calif. \* \* \* Contains Non Hydrogenated Liquid Oils \* \* \* Fortified with Vitamin 'A' \* \* \* 2 ozs. supplies 47% of an adult's minimum daily Vitamin A."

**RESULTS OF INVESTIGATION:** Investigation showed that the article was sold in the same State in which it was produced. Analysis showed that the article contained approximately 18.6 percent of the amount of vitamin A required by the standard of identity for margarine with added vitamin A.

**LIBELED:** 7-19-62, S. Dist. Calif.

**CHARGE:** 402(b)(1)—when sold and while held for further sale, the valuable constituent, vitamin A, had been in part omitted from the article; 403(a)—the label statement "2 ozs. supplies 47% of an adult's minimum daily Vitamin A" was false and misleading, as applied to a product containing less than the declared amount of vitamin A; and 403(g)(1)—the article failed to conform to the definition and standard of identity for margarine with added vitamin A, since it contained less than 15,000 U.S. Pharmacopeia units of vitamin A per pound.

**DISPOSITION:** 10-16-62. Default—delivered to charitable institutions.

### SPICES, FLAVORS, AND SEASONING MATERIALS

28787. Cayenne pepper. (F.D.C. No. 48340. S. No. 18-148 V.)

**QUANTITY:** 4 200-lb. drums at Canutillo, Tex.

**SHIPPED:** 10-3-62, from Glendale, Calif.

**LIBELED:** 10-26-62, W. Dist. Tex.

**CHARGE:** 402(a)(3)—contained mold while held for sale.

**DISPOSITION:** 1-8-63. Default—destruction.

28788. Garlic. (F.D.C. No. 48426. S. Nos. 18-139/40 V.)

**QUANTITY:** 127 50-lb. bags at Laredo, Tex.

**SHIPPED:** 10-18-62, from Watsonville, Calif.

**LIBELED:** 12-21-62, S. Dist. Tex.

**CHARGE:** 402(a)(3)—contained insects, insect larvae, and insect pupae while held for sale.

**DISPOSITION:** 1-7-63. Consent—claimed by Antonio R. Rodriguez, t/a La India Packing Co., Laredo, Tex. Segregated; 381 pounds destroyed.