

**CHARGE:** 402(b)(1)—while held for sale, a valuable constituent, namely, olive oil, had been in part omitted; 402(b)(2)—cottonseed oil had been substituted in whole or in part for olive oil; 403(a)—the label statement "25% Olive Oil" was false and misleading; and 403(i)(2)—the article was fabricated from two or more ingredients, and its label failed to bear the common or usual name of each such ingredient.

**DISPOSITION:** 7-14-58. Default—destruction.

**25239. Olive oil.** (F.D.C. No. 41882. S. No. 7-704 P.)

**QUANTITY:** 8 24-btl. cases at Boston, Mass., in possession of John Zedros, Inc.

**SHIPPED:** 3-6-58, from Piraeus, Greece.

**LABEL IN PART:** (Btl.) "Alma Pure Imported Olive Oil 16 oz. Packed by John Zedros Boston."

**RESULTS OF INVESTIGATION:** The article had been shipped in 55-gal. bulk drums and, upon receipt at Boston, had been repackaged into bottles labeled as above. Examination showed that the article was short volume.

**LIBELED:** 6-23-58, Dist. Mass.

**CHARGE:** 403(e)(2)—while held for sale, the article failed to bear a label containing an accurate statement of the quantity of contents.

**DISPOSITION:** 8-21-58. Consent—claimed by John Zedros, Inc., and relabeled.

**25240. Table and cooking oil.** (F.D.C. No. 41852. S. No. 7-430 P.)

**QUANTITY:** 29 cases, 6 1-gal. cans each, at Boston, Mass., in possession of Marconi Olive Oil Co.

**SHIPPED:** Prior to 5-6-58, the ingredients were shipped from interstate sources.

**LABELED IN PART:** (Can) "Marconi Brand Oil High Grade Vegetable Oils Blend With Pure Olive Oils."

**RESULTS OF INVESTIGATION:** The article was manufactured from the ingredients mentioned above, and packaged by the dealer into cans labeled as above. Examination showed that the article was a mixture of vegetable oils with little or no olive oil.

**LIBELED:** 6-3-58, Dist. Mass.

**CHARGE:** 402(b)(2)—an article consisting of a mixture of vegetable oils with little or no olive oil had been substituted for a blend of vegetable oils and olive oil while held for sale; and 403(a)—the statement on the label of the article, namely, "Vegetable Oils Blend With Pure Olive Oil" was false and misleading as applied to an article containing little or no olive oil.

**DISPOSITION:** 9-8-58. Consent—claimed by Marconi Olive Oil Co. and relabeled.

**25241. Table and cooking oil.** (F.D.C. No. 41960. S. No. 7-529 P.)

**QUANTITY:** 113 cans at Shrewsbury, Mass., in possession of F. Montecalvo & Sons, Inc.

**SHIPPED:** The corn oil and olive oil ingredients of the article were shipped on unknown dates from outside the State of Massachusetts.

**LABEL IN PART:** "Net Contents One Gallon \* \* \* Vieste Adriatico Brand Special Blend of Edible Oils Composed of 90% Corn Oil 10% Imported Olive Oil."

**RESULTS OF INVESTIGATION:** The corn oil and olive oil ingredients shipped above were used by F. Montecalvo & Sons, Inc., in manufacturing the article. Examination showed that the article was a mixture of corn oil with a proximately 5 percent olive oil. The article contained less than the declared volume; the average shortage being 1.73 percent.

**LIBELED:** 7-30-58, Dist. Mass.

**CHARGE:** 402(b)(1)—while held for sale, the valuable constituent, namely olive oil, had been in part omitted from the article; 402(b)(2)—corn oil had been substituted in part for olive oil; 403(a)—the label statement "10-Imported Olive Oil" was false and misleading; and 403(e)(2)—the label on the article failed to bear an accurate statement of the quantity of content.

**DISPOSITION:** 9-9-58. Consent—claimed by F. Montecalvo & Sons, Inc., and brought into compliance with the Act.

### VITAMIN, MINERAL, AND OTHER PRODUCTS OF SPECIAL DIETARY SIGNIFICANCE

**25242. Univite vitamin and mineral tablets.** (F.D.C. No. 41999. S. No. 39-850 F)

**QUANTITY:** 1 30,000-tablet ctn., 5 1,000-tablet btls., 6 500-tablet btls., 250-tablet btls., 2 300-tablet btls., 189 100-tablet btls., and 177 30-tablet btl at Oakland, Calif., in possession of United Pharmaceuticals.

**SHIPPED:** On 4-30-58, from Philadelphia, Pa., by Richlyn Laboratories.

**LABEL IN PART:** (Ctn.) "SPECIAL FORMULA S.F. #2573 S.C. Yellow Ea to contain: Vitamin A \* \* \* 5,000 Units Vitamin D 1,000 Units Vitamin 50 mg. Vitamin B-1 3 mg. Vitamin B-2 2 mg. Vitamin B-6 0.5 mg. Vitamin B-12 3 mcg. Folic Acid 0.25 mg. Calcium Pantothenate 1.0 mg. Niacinamide 20 mg. Vitamin E \* \* \* 1 mg. Calcium \* \* \* 20 mg. Phosphorus \* \* \* mg. Iron \* \* \* 5 mg. Cobalt \* \* \* 0.25 mg. Iodine \* \* \* 0.25 mg. Magnesium \* \* \* 0.05 mg. Zinc \* \* \* 0.3 mg. One tablet three times daily (btl.) "UNIVITE VITAMINS AND MINERALS with B-12 \* \* \* Distributed by United Pharmaceuticals Oakland, California Each tablet contains: VITAMINS A (Acetate) 5,000 U.S.P. Units D (Vioosterol) 1,000 U.S.P. Units C (Ascorbic Acid) 50 mg. B<sub>1</sub> (Thiamine Mononitrate) 3 mg. B<sub>2</sub> (Riboflavin) 2 mg. B<sub>6</sub> (Pyridoxine) 0.5 mg. B<sub>12</sub> (Crystalline U.S.P.) 3 mcg. Folic Acid 0.25 mg. Calcium Pantothenate 1.0 mg. Niacinamide 20 mg. E (Mixed Tocopherols) 1 mg. MINERALS Calcium (Dical. Phosphate) 20 mg. Phosphorus (Dical. Phosphate) 15 mg. Iron (Ferrous Sulfate) 5 mg. Cobalt (Cobalt Sulfate) 0.25 mg. Copper (Copper Sulfate) 0.25 mg. Iodine (Potassium Iodide) 0.05 mg. Magnesium (Mag. Sulfate) 3 mg. Manganese (Manganese Sulfate) 0.3 mg. Zinc (Zinc Sulfate) 0.3 mg. Directions: As a dietary supplement."

**RESULTS OF INVESTIGATION:** The article in the bottles was received in original form, and repackaged and labeled by the dealer.

**LIBELED:** 8-26-58, N. Dist. Calif.

**CHARGE:** 403(j)—when shipped and while held for sale, the article purported to be and was represented for special dietary uses by reason of its vitamin and mineral content, and its label failed to bear, as required by regulations, a statement of the proportion of the minimum daily requirements of vitamin C, vitamin B<sub>1</sub>, vitamin B<sub>2</sub>, vitamin B<sub>6</sub>, vitamin B<sub>12</sub>, vitamin D, riboflavin and niacinamide, and calcium, phosphorus, iron or iodine supplied by such article when consumed in the specified quantity during a period of one day.