

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 560, FOOD AND DRUGS ACT.

ADULTERATION OF OLIVES.

On or about December 18, 1909, Marrone & Lofaro, Utica, N. Y., shipped from the State of New York into the State of Ohio 5 casks of Sicilian green olives. Examination of samples of this product made by the Bureau of Chemistry, United States Department of Agriculture, showed it to be adulterated within the meaning of the Food and Drugs Act of June 30, 1906. As it appeared from the findings of the analyst and report made that the said shipment was liable to seizure under section 10 of the act, the Secretary of Agriculture reported the facts to the United States attorney for the Northern District of Ohio.

In due course a libel was filed against the said 5 casks of olives charging the above shipment and alleging adulteration, in that approximately 30.2 per cent of the product contained worms and pupæ, approximately 35.2 per cent thereof were worm eaten, and approximately 6.7 per cent thereof were partly decayed, in violation of section 7, paragraph 6, of the act.

The case came on for hearing and no claim to the product having been filed, the court, being fully informed in the premises, found the allegations of said libel to be true and that said olives were in a filthy and contaminated condition, condemning and forfeiting the product and ordering that the marshal of the district should forthwith destroy same, and that the costs of the proceeding be assessed against the consignor and consignee of said product.

This notice is given pursuant to section 4 of the Food and Drugs Act of June 30, 1906.

W. M. HAYS,
Acting Secretary of Agriculture.

WASHINGTON, D. C., *August 11, 1910.*

