

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 817, FOOD AND DRUGS ACT.

ADULTERATION OF OLIVES.

On or about September 16, 1910, there were shipped from the State of New York into the State of Pennsylvania two consignments of olives of, respectively, 15 and 4 barrels. The shipment of 15 barrels was made by Psaki Brothers, New York, N. Y., and said barrels were labeled: "I. H. M. 21316 Cacciola Bros. 913 Christian St., Phila., Pa." and the 4 barrels were shipped by Vincenzo Arezzo & Co., of said city, and each of said barrels was labeled: "New York—Cacciola Bros. 913 Christian Street, Phila., Pa., B. & W." Samples from said 19 barrels were procured and examined by the Bureau of Chemistry, United States Department of Agriculture, and the product was found to contain a considerable number of worm-eaten and decayed olives, and therefore 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 product was liable to seizure under section 10 of the act, the Secretary of Agriculture reported the facts to the United States attorney for the Eastern District of Pennsylvania.

In due course libels were filed in the District Court of the United States for said district against said 15 barrels and 4 barrels of the product, charging the above shipment and alleging that the product so shipped was adulterated in that it consisted in whole or in part of a filthy, decomposed, and putrid vegetable substance deleterious to health, and praying seizure, condemnation, and forfeiture of the product.

The cause came on for hearing and, no answer having been filed to the above libels, the court, being fully informed in the premises, issued its decree, finding said products to be adulterated as charged in said libels and ordering their destruction by the marshal of said district, which order was forthwith executed.

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., *March 18, 1911.*

