

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 879, FOOD AND DRUGS ACT.

ADULTERATION OF OLIVES.

On or about September 29, 1910, the Lehigh Sales Company, importers, New York, N. Y., shipped from the State of New York into the State of Missouri two barrels of black olives. Examination of samples of this product made by the Bureau of Chemistry, United States Department of Agriculture, showed 24 per cent of the product to be decayed and 6.3 per cent worm-eaten. As it appeared from the findings of the analyst and report thereon that the product was adulterated within the meaning of the Food and Drugs Act of June 30, 1906, and that the said shipment was therefore liable to seizure under section 10 of the act, the Secretary of Agriculture reported the facts to the United States attorney for the Western District of Missouri.

In due course a libel was filed in the District Court of the United States for the said district against the said two barrels of black olives, charging the above shipment and alleging the product so shipped to be adulterated in that it consisted in part of a filthy, decomposed, and putrid vegetable substance, and praying seizure, condemnation, and forfeiture of the product.

The cause coming on for hearing and no claim to the goods seized having been made, and no answer to the allegations in the above libel having been filed, the court, being fully informed in the premises, issued its decree condemning and forfeiting the product to the use of the United States for the reasons alleged in said libel, and ordering the destruction of the product by the marshal of said district, which order was executed on February 9, 1911.

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

JAMES WILSON,
Secretary of Agriculture.

WASHINGTON, D. C., *May 13, 1911.*

