

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 2403.

(Given pursuant to section 4 of the Food and Drugs Act.)

ADULTERATION OF ABSINTHE.

On November 17, 1912, the United States Attorney for the Eastern District of Missouri, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel for the seizure and condemnation of 10 cases, each containing 12 bottles of absinthe, remaining unsold in the original unbroken packages and in possession of J Simon & Sons, St Louis, Mo., alleging that the product had been shipped on or about October 7, 1912, from the State of Illinois into the State of Missouri, and charging adulteration in violation of the Food and Drugs Act. The product was labeled: (On cases) "Glass—This side up— Absinthe— J. Simon & Sons, St. Louis, Mo." (On bottles) "Absinthe Qualite Superieure Absinthe—Green—Natural Color—Guaranteed by us under Serial No. 21913. Arrow Distilleries Co. Peoria, Ills."

Adulteration of the product was alleged in the libel for the reason that it contained wormwood, an added deleterious ingredient which rendered it injurious to health. It was further alleged that by the provisions of Food Inspection Decision No. 147 the importation, manufacture, and sale of absinthe in the District of Columbia, or the shipment of absinthe in interstate commerce would be considered on and after October 1, 1912, a violation of said Act of Congress, and said decision was duly issued and promulgated on July 25, 1912.

On January 8, 1913, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was further ordered that the product should be destroyed by the United States marshal.

WILLIS L. MOORE,
Acting Secretary of Agriculture.

WASHINGTON, D. C., *March 3, 1913.*

