

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 2486.

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

**U. S. v. 13 Sacks Shell Oysters. Decree of condemnation by default.
Goods ordered destroyed.**

ADULTERATION OF SHELL OYSTERS.

On December 16, 1912, the United States Attorney for the District of Maryland, 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 13 sacks of shell oysters remaining unsold in the original unbroken packages and in possession of J. T. McNaney, Baltimore, Md., alleging that the product had been shipped in interstate commerce from the State of New Jersey into the State of Maryland, and charging adulteration in violation of the Food and Drugs Act. The product was labeled: "J. T. McNaney, Baltimore, Md. Primes Culls From C. W. Hand, Planters and Shippers of Maurice River Cove Oysters. Bell Phone 10 Bivalve, N. J. This Package Contains Floated Oysters."

Adulteration of the product was alleged in the libel for the reason that it consisted of a filthy, decomposed, and putrid animal substance, to wit, filthy, decomposed, and putrid oysters.

On February 18, 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.

B. T. GALLOWAY,
Acting Secretary of Agriculture.

WASHINGTON, D. C., *June 2, 1913.*

