

Issued July 15, 1911.

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 971, FOOD AND DRUGS ACT.

MISBRANDING OF OLIVES.

On or about September 17, 1910, Vincenzo Arezzo, Raefale Arezzo, and Claudio Arezzo, doing business under the firm name and style of Vincenzo Arezzo & Co., shipped from the State of New York into the State of Pennsylvania a consignment of olives labeled as follows: "New York Z— Cacciola Bros., 913 Christian St., Philadelphia, Pa., B. & W." Samples from this shipment were procured and examined microscopically by the Bureau of Chemistry, United States Department of Agriculture, and a large percentage of the olives were found to be wormy and decayed and to contain a considerable number of worms. As it appeared from the above examination and report thereon that the product was adulterated within the meaning of the Food and Drugs Act of June 30, 1906, the Secretary of Agriculture afforded the said Vincenzo Arezzo & Co. and the party from whom the samples were procured opportunities for hearings. As it appeared after hearings held that the shipment was made in violation of the act, the Secretary of Agriculture reported the facts to the Attorney-General, with a statement of the evidence upon which to base a prosecution.

In due course a criminal information was filed in the Circuit Court of the United States for the Southern District of New York against the said Vincenzo Arezzo, Raefale Arezzo, and Claudio Arezzo, charging the above shipment, and alleging that the product so shipped was adulterated in that it consisted in part of a filthy, decomposed, and putrid animal or vegetable substance.

On April 3, 1910, the defendants entered a plea of guilty to the above information, whereupon the court imposed a joint fine of \$50.

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., *June 19, 1911.*