

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 931, FOOD AND DRUGS ACT.

MISBRANDING OF A DRUG PRODUCT—"CHANDLER'S HEADACHE BUTTONS."

On or about April 30, 1910, the Chandler Medicine Company, a corporation, St. Louis, Mo., shipped from the State of Missouri into the State of Kentucky a quantity of a drug product labeled: (On box) "Chandler's Headache Buttons C. H. B. Contains $3\frac{1}{3}$ grains Acetanilid. For Sick and Nervous Headache, Neuralgia, Dizziness, Severe Pains, and will reduce Fever better than Fever drops. Chandler's Headache Buttons An Excellent Nerve Stimulant. Contains no Opium, Cocaine or Morphine. These Buttons are easily pulverized if a powder is preferred. Never sold in bulk. Directions—Take one Button; if convenient sit or lie down and be quiet a few moments. If not entirely relieved in 30 minutes, take another Button. 30 Doses—25 Cents. Serial No. 1765. Guaranteed under Food and Drugs Act, June 30, 1906. Chandler Medicine Co., St. Louis, Mo. Distributors." (On circular packed with box) "Cures in fifteen minutes sick and nervous headache, neuralgia, dizziness, pains of la grippe and rheumatism." Two samples from this shipment were procured and analyzed by the Bureau of Chemistry, United States Department of Agriculture, with the following results: Acetanilid 56.82 per cent, caffeine 4.40 per cent; Acetanilid 57.32 per cent, caffeine 4.39 per cent; sodium carbonate present and starch present. As the analysis and report thereon showed that the product was misbranded within the meaning of the Food and Drugs Act of June 30, 1906, the Secretary of Agriculture afforded the said Chandler Medicine Company, Incorporate, 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.

On January 31, 1911, a criminal information was filed in the District Court of the United States for the Eastern District of Missouri against the said Chandler Medicine Company, Incorporated, charging the above shipment and alleging that the product so shipped was misbranded in that the statement "Cures in fifteen minutes sick and nervous headache, neuralgia, dizziness, pains of la grippe and rheumatism," borne on the label thereof, was false and misleading because it represented to the purchaser that the product would cure in fifteen minutes sick and nervous headache, neuralgia, dizziness, pains of la grippe and rheumatism, whereas, in truth and in fact, none of the ingredients constituting said drug, nor the combination of all of them, possesses the curative power claimed for said drug, and said product will not cure in fifteen minutes sick and nervous headache, neuralgia, dizziness, pains of la grippe or rheumatism.

On March 21, 1911, the defendant entered a plea of guilty to the above information, whereupon the court imposed a fine of \$10 and costs.

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 3, 1911.*