

# United States Department of Agriculture,

OFFICE OF THE SECRETARY.

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## NOTICE OF JUDGMENT NO. 1068.

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

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### MISBRANDING OF "KOPP'S BABY'S FRIEND."

The United States Attorney for the Middle District of Pennsylvania, acting upon the report by the Secretary of Agriculture, filed information in the District Court of the United States for said district, at the October term thereof, against Mrs. J. A. Kopp, alleging shipment by her, in violation of the Food and Drugs Act, on or about January 27, 1910, from the State of Pennsylvania into the State of New York of a consignment of a drug denominated "Kopp's Baby's Friend," which was misbranded. Said product bore the following label: "Kopp's Baby's Friend Containing Eight and one-half per cent Alcohol; One Eight Grain of Sulphate of Morphine in Each Fluid Ounce. Mrs. J. A. Kopp, Sole Proprietor, C. Robert Kopp, Mfg. Chemist, York, Pa., U. S. A.," and inclosed with said drug was a circular containing the following statements: "This preparation is 'a valuable remedy for Wind Colic, Griping in the bowels, Diarrhoea and Teething troubles.'" "Removes wind and gas from the stomach and bowels, induces rest and quiet."

Analysis by the Bureau of Chemistry of the United States Department of Agriculture showed the drug to contain alcohol by volume 8.05 per cent, invert sugar 6.44 per cent, sucrose 29.76 per cent, ash 0.005 per cent, morphine sulphate about one-ninth grain to the fluid ounce. Misbranding was alleged for the reason that the combination of ingredients of which the above analysis shows the product to consist does not possess therapeutic properties adequate to obtain the results claimed for it in said statements, and that the statements and claims are, therefore, false and misleading.

On May 2, 1911, the defendant pleaded nolo contendere, and was fined \$15 and costs.

JAMES WILSON,  
*Secretary of Agriculture.*

WASHINGTON, D. C., *August 15, 1911.*