

4575. Adulteration and misbranding of aspirin. U. S. * * * v. 25 Pounds * * * of alleged aspirin. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 6867. I. S. No. 11513-1. S. No. C-329.)

On September 21, 1915, the United States attorney for the Northern District of Illinois, 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 25 pounds, more or less, of an article of drug known by the trade name of aspirin, contained in one can, remaining unsold in the original unbroken package at Chicago, Ill., alleging that the article had been shipped on September 15, 1915, and transported from the State of Tennessee into the State of Illinois, and charging adulteration and misbranding in violation of the Food and Drugs Act.

Adulteration of the article was alleged in the libel for the reason that it fell below the professed standard or quality under which it was sold.

Misbranding was alleged for the reason that the can containing the article bore a statement in words and figures as follows, to wit: "25 Pounds, A. A. S.", which said designation "A. A. S." is known in the trade as acid acetyl salicylic and is also known in the trade as aspirin, whereas, in truth and in fact, the article was not genuine acid acetyl salicylic or aspirin, but was an imitation of, and was offered for sale under the name of, another article, to wit, genuine acid acetylsalicylic or aspirin.

On November 4, 1915, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product should be destroyed by the United States marshal.

CARL VROOMAN, *Acting Secretary of Agriculture.*