

S141. Misbranding of McConnon's Stock Tonic. U. S. * * * v. 12 Packages, More or Less, of McConnon's Stock Tonic. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 11473. I. S. No. 8698-r. S. No. C-1527.)

On October 13, 1919, the United States attorney for the District of Nebraska, 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 12 packages, more or less, of McConnon's Stock Tonic, remaining unsold in the original unbroken packages at Sidney, Nebr., alleging that the article had been shipped on June 13, 1919, by McConnon & Co., Winona, Minn., and transported from the State of Minnesota into the State of Nebraska, and charging misbranding in violation of the Food and Drugs Act, as amended. The article was labeled in part, "McConnon's Stock Tonic Horses * * * for * * * Epizooty, Influenza * * * Hog Cholera."

Analysis of a sample of the article by the Bureau of Chemistry of this department showed that it consisted essentially of salt, powdered charcoal, cereal "shorts," American wormseed, capsicum, and bitter plant material.

Misbranding of the article was alleged in that the statements borne on the label on the package containing the article and in the booklet accompanying the article, regarding the curative and therapeutic effects of the article, falsely and fraudulently represented the article to be effective as a remedy and preventive for epizooty and influenza in horses and for hog cholera, whereas, in truth and in fact, it was not effective.

On January 12, 1920, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be destroyed by the United States marshal.

E. D. BALL, *Acting Secretary of Agriculture.*

S142. Misbranding of Bourbon Poultry Remedy. U. S. * * * v. 29 Bottles of Bourbon Poultry Remedy. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 11478. I. S. No. 8800-r. S. No. C-1559.)

On October 22, 1919, the United States attorney for the Eastern District of Missouri, 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 29 bottles of Bourbon Poultry Remedy, remaining unsold in the original unbroken packages at St. Louis, Mo., alleging that the article had been shipped on or about July 16, 1919, by the Bourbon Remedy Co., Lexington, Ky., and transported from the State of Kentucky into the State of Missouri, and charging misbranding in violation of the Food and Drugs Act, as amended.

Analysis of a sample of the article by the Bureau of Chemistry of this department showed that it consisted essentially of a solution containing aloes, sulphates of iron, copper and magnesium, small amounts of free sulphuric acid, coloring, and flavoring.

Misbranding of the article was alleged in the libel in that certain statements regarding the curative or therapeutic effects of the article, appearing on the label on the bottle containing and in the circular accompanying the article, regarding the article, falsely and fraudulently represented the article to be effective as a superior remedy for the treatment of fowls affected with white diarrhoea, gapes, roup, sore head, limberneck, canker, blood poison, and certain other existing forms of poultry diseases, whereas, in truth and in fact, it was not effective.