

8867. Adulteration of milk. U. S. * * * v. George C. Taylor. Plea of nolo contendere to counts 1 and 3. Counts 2 and 4 dismissed. Fine, \$50 and costs. (F. & D. No. 10455. I. S. Nos. 9719-p, 9724-p, 10452-p, 10457-p.)

On October 9, 1919, the Grand Jurors of the United States within and for the Eastern District of Missouri, acting upon a report by the Secretary of Agriculture, upon presentment by the United States attorney for said district, returned in the District Court of the United States for the district aforesaid an indictment in 4 counts against George C. Taylor, Mulberry Grove, Ill., charging shipment by said defendant, in violation of the Food and Drugs Act, September 13, September 24, August 6, and August 9, 1917, respectively, from the State of Illinois into the State of Missouri, of quantities of milk which was adulterated.

Analyses of samples of the article by the Bureau of Chemistry of this department showed that it was dirty, and that it contained added water.

Adulteration of the article was charged in the indictment for the reason that a substance, to wit, added water, had been mixed and packed therewith so as to reduce and lower and injuriously affect its quality and strength, and had been substituted in part for milk, which the article purported to be, and for the further reason that it consisted in whole or in part of a filthy animal substance.

On November 3, 1920, the defendant entered a plea of nolo contendere to counts 1 and 3 of the indictment, on shipments of September 13 and August 6, and the court imposed a fine of \$50 and costs. Counts 2 and 4, on shipments of September 24 and August 9, were dismissed.

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

8868. Misbranding of Hooper's Female Pills. U. S. * * * v. 2 Dozen and 8 Dozen Packages * * * of Hooper's Female Pills. Default decrees of condemnation, forfeiture, and destruction. (F. & D. Nos. 13429, 13430. I. S. Nos. 8760-t, 8761-t, 8757-t. S. Nos. E-2541, E-2543.)

On August 20, 1920, the United States attorney for the District of Columbia, acting upon a report by the Secretary of Agriculture, filed in the Supreme Court of said District, holding a District Court, libels for the seizure and condemnation of 2 dozen packages and 8 dozen packages of Hooper's Female Pills, at Washington, D. C., alleging that a portion of the article had been shipped prior to January 1, 1919, and the remainder on or about May 11, 1920, by the Horace B. Taylor Co., Philadelphia, Pa., and transported from the State of Pennsylvania into the District of Columbia, and that the same were being sold and offered for sale in the District of Columbia, and charging misbranding in violation of the Food and Drugs Act, as amended. The article was labeled in part, "Hooper's Female Pills."

Analysis of a sample of the article by the Bureau of Chemistry of this department showed that the pills consisted essentially of aloes and ferrous sulphate.

It was alleged in substance in the libels that the article was misbranded for the reason that the wrapper and circular included in each of the packages thereof contained the following statements relative to the curative and therapeutic effects of the articles and of the ingredients and substances contained therein, (wrapper) " * * * Female Pills * * * a safe and sovereign remedy in female complaints * * * an emmenagogue in producing Menstruation * * * for the removal of Irregularities * * * are used * * * (except in cases of Pregnancy * * *) Opening obstructions of the vessels * * * cure of disorders peculiarly incident to the Female Sex * * * remedy against those general complaints the Female Sex are subject to * * * cleanse, purify, and cause a free circulation of the blood * * *