

**8936. Misbranding of Hooper's Female Pills. U. S. \* \* \* v. 18 Dozen Packages and 83 Packages of Hooper's Female Pills.** (F. & D. Nos. 13525, 13587. I. S. Nos. 5132-t, 5133-t, 5134-t, 5111-t, 5112-t. S. Nos. E-2680, E-2613.)

On August 26, 1920, the United States attorney for the District of Massachusetts, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel of information praying the seizure and condemnation of 18 dozen packages and 83 packages of Hooper's Female Pills, consigned by the Horace B. Taylor Co., Philadelphia, Pa., about March 3 and July 13, 1920, remaining unsold in the original unbroken packages at Boston, Mass., alleging that the article had been shipped and transported from the State of Pennsylvania into the Commonwealth of Massachusetts, 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 libel of information that the article was misbranded for the reason that the following statements regarding the curative and therapeutic effect thereof were false and fraudulent in that said article contained no ingredient or combination of ingredients capable of producing the effects claimed: (Circular and 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);" (wrapper) "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 \* \* \* open those obstructions which Virgins are liable to \* \* \* best \* \* \* for \* \* \* the irregularities \* \* \* for the palpitation of the heart, giddiness, loathing of food, bad digestion, pains of the stomach, heating of the arteries of the neck, short breath \* \* \* scurvy \* \* \* should be taken by all women at \* \* \* age \* \* \* forty-five \* \* \* to prevent those disorders that usually attend them at that time \* \* \* sovereign remedy \* \* \* in all hypochondriac, hysterick, or vapourish disorders \* \* \* strengthen the nerves \* \* \* for \* \* \* obstruction of \* \* \* courses \* \* \* continue their use until the end is answered."

On November 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.*

**8937. Misbranding of Nerv-Mintz. U. S. \* \* \* v. 3 Dozen Packages and 31 Packages of \* \* \* Nerv-Mintz. Default decree of condemnation, forfeiture, and destruction.** (F. & D. Nos. 13596, 13597. I. S. Nos. 8231-t, 8614-t. S. Nos. E-2589, E-2628.)

On August 25, 1920, the United States attorney for the District of Maryland, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district libels for the seizure and condemnation of 3 dozen packages and 31 packages of Nerv-Mintz, remaining in the original unbroken packages at Baltimore, Md., shipped by parcel post on or about August 3, 1920, and June 11, 1920, alleging that the article had been shipped by the Earle Chemical Co., Wheeling, W. Va., and transported from the State of West Virginia into the State of Maryland, and charging misbranding in violation of the Food and Drugs Act, as amended.