

United States Department of Agriculture,

BUREAU OF CHEMISTRY.

W. G. CAMPBELL, Acting Chief of Bureau.

SERVICE AND REGULATORY ANNOUNCEMENTS. SUPPLEMENT.

N. J. 9551-9600.

[Approved by the Acting Secretary of Agriculture, Washington, D. C., November 26, 1921.]

NOTICES OF JUDGMENT UNDER THE FOOD AND DRUGS ACT.

[Given pursuant to section 4 of the Food and Drugs Act.]

9551. Misbranding of 4-11-44 capsules and injection. U. S. * * * v. One Gross Boxes of 4-11-44 Capsules and One Gross Bottles of 4-11-44 Injection * * *. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 10849. I. S. No. 7944-r. S. No. C-1377.)

On July 16, 1919, the United States attorney for the Northern District of Ohio, 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 one gross boxes of 4-11-44 capsules and one gross bottles of 4-11-44 injection, remaining in the original unbroken packages at Akron, Ohio, alleging that the articles had been shipped by A. J. Benson, Pottsville, Pa., on or about June 6, 1919, and transported from the State of Pennsylvania into the State of Ohio, and charging misbranding in violation of the Food and Drugs Act, as amended. The capsules were labeled in part: (Cartons) "4-11-44 Capsules It Drives The Poison From You, Leaving The Parts In A Healthy Condition * * * Causes No Stricture * * * Safe And Speedy Compound For Clap, Gonorrhoea, Gleet Or Any Discharge From Urinary Organs Warranted A Sure Relief For Clap, No Matter How Long Standing, In A Few Days. * * *" (Similar statements contained in circular accompanying the product.) The injection was labeled in part: (Cartons) "4-11-44 Injection The Great Gonorrhoea or Clap Injection Nature's Marvelous Remedy which invariably relieves Clap, Gleet or any discharge from the Male Genital Organs A Positive Relief from these Diseases in all stages * * * can at all times be used with safety in the prevention of the above. This Injection will relieve and prevent Stricture * * *;" (circular) "Gonorrhoea or Clap * * * should now be treated by local applications * * *"

Analyses of samples of the articles by the Bureau of Chemistry of this department showed that the capsules contained cubebs, copaiba, and small amounts of magnesium oxid and alum, and that the injection was a dilute aqueous solution of zinc sulphate and salt.

Misbranding of the articles was alleged in substance in the libel for the reason the above-quoted statements appearing on the cartons and in the accompanying circulars were false and fraudulent in that the said articles contained no ingredient or combination of ingredients capable of producing the curative and therapeutic effects claimed.

On July 27, 1920, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the products be destroyed by the United States marshal.

C. W. PUGSLEY, *Acting Secretary of Agriculture.*

9552. Misbranding of American hog remedy. U. S. * * * v. Chauncey A. Jones, Kittie Zeutervan, Philip E. Prouse, and Clyde Miller (American Remedy Co.). Pleas of guilty. Fine, \$25 and costs. (F. & D. No. 11395. I. S. No. 12201-r.)

On February 24, 1920, the United States attorney for the Northern District of Ohio, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district an information against Chauncey A. Jones, Medina, Ohio, Kittie Zeutervan, Bloomville, Ohio, Philip E. Prouse, Tiffin, Ohio, and Clyde Miller, Republic, Ohio, trading as the American Remedy Co., Tiffin, Ohio, alleging shipment by said defendants, in violation of the Food and Drugs Act, as amended, on or about February 14, 1919, from the State of Ohio into the State of Kentucky, of a quantity of American hog remedy which was misbranded.

Analysis of a sample of the article by the Bureau of Chemistry of this department showed that it consisted of charcoal, salt, ferrous sulphate, magnesium sulphate, and unidentified, finely-ground organic material, with a small amount of nux vomica indicated.

Misbranding of the article was alleged in substance in the information for the reason that certain statements, designs, and devices regarding the curative and therapeutic effects thereof, appearing on the labels of the packages containing the said article, falsely and fraudulently represented it to be effective as a preventive, treatment, remedy, and cure for hog cholera, inflammatory diseases peculiar to swine, and all contagious diseases peculiar thereto, and effective to expel worms therefrom, to purify the blood and produce rapid growth, and to prepare pigs for market in a much shorter time, whereas, in fact and in truth, it was not.

On March 26, 1920, the defendants entered pleas of guilty to the information, and the court imposed a fine of \$25 and costs.

C. W. PUGSLEY, *Acting Secretary of Agriculture.*

9553. Misbranding of Capitol hog remedy. U. S. * * * v. Capitol Food Co., a Corporation. Plea of guilty. Fine, \$25 and costs. (F. & D. No. 11430. I. S. Nos. 14931-r, 14932-r.)

On January 18, 1920, the United States attorney for the Northern District of Ohio, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district an information against the Capitol Food Co., a corporation, Tiffin, Ohio, alleging shipment by said company, in violation of the Food and Drugs Act, as amended, on or about December 3, 1918, from the State of Ohio into the State of Pennsylvania, of a quantity of Capitol hog remedy which was misbranded.

Analyses of samples of the article by the Bureau of Chemistry of this department showed that it consisted essentially of sodium sulphate, sodium chlorid, charcoal, small amounts of nux vomica, alkaloids, ferrous sulphate, and plant material. Iron oxid was present in one of the samples analyzed.

Misbranding of the article was alleged in substance in the information for the reason that certain statements, designs, and devices regarding the therapeutic