

of this department and the adulterated catsup destroyed, and providing that the bottles, screw caps, boxes, and fillers of all the goods might be salvaged by said intervenor.

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

**10682. Misbranding of crab meat. U. S. \* \* \* v. The Coston Co., Inc., a corporation. Plea of guilty. Fine, \$100.** (F. & D. No. 15444. I. S. No. 8747-t.)

On or about December 9, 1921, the United States attorney for the Eastern District of Virginia, 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 Coston Co., Inc., a corporation, Hampton, Va., alleging shipment by said company, in violation of the Food and Drugs Act, as amended, on or about May 24, 1921, from Old Point, Va., into the District of Columbia, of a quantity of crab meat which was misbranded.

Examination, by the Bureau of Chemistry of this department, of 15 cans of the product showed that the average net weight of the cans examined was 4 pounds, 10 ounces.

Misbranding of the article was alleged in the information for the reason that the statement, to wit, "Contents 5 Lbs. Net," borne on the cans containing the article, regarding the said article, was false and misleading in that it represented that each of the said cans contained 5 pounds net of the said article, and for the further reason that it was labeled as aforesaid so as to deceive and mislead the purchaser into the belief that each of the said cans contained 5 pounds net of the article, whereas, in truth and in fact, each of said cans did not contain 5 pounds net of the article, but did contain a less amount. Misbranding was alleged for the further reason that the article was food in package form and the quantity of the contents was not plainly and conspicuously marked on the outside of the package.

On April 7, 1922, a plea of guilty to the information was entered on behalf of the defendant company, and the court imposed a fine of \$100.

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

**10683. Misbranding of Aspironal. U. S. \* \* \* v. 10½ Dozen Bottles of Aspironal. Default decree of condemnation, forfeiture, and destruction.** (F. & D. No. 15649. Inv. No. 35777. S. No. E-3683.)

On December 12, 1921, the United States attorney for the District of Columbia, acting upon a report by the Secretary of Agriculture, filed in the Supreme Court of the district aforesaid, holding a district court, a libel for the seizure and condemnation of 10½ dozen bottles of Aspironal, remaining unsold in the original unbroken packages at Washington, D. C., alleging that the article had been shipped by the Aspironal Laboratories, Inc., Atlanta, Ga., on or about February 2, 1921, and transported from the State of Georgia into the District of Columbia, 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 contained sodium salicylate, camphor, menthol, extracts of plants, including cascara sagrada and belladonna, a small quantity of sugar, alcohol, and water.

Misbranding of the article was alleged in substance in the libel for the reason that the labels on the bottles containing the said article bore the following statements, regarding its curative and therapeutic effects, " \* \* \* Colds, Coughs, Influenza, LaGrippe, \* \* \* Headache, Toothache, Earache, Stomachache, Neuralgia, Sciatica, \* \* \* Rheumatism \* \* \*" which statements were false and fraudulent, since the said article contained no ingredient or combination of ingredients capable of producing the effects claimed.

On July 31, 1922, 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.

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

**10684. Misbranding of Aspironal. U. S. \* \* \* v. 8 Dozen, et al, Bottles of Aspironal. Default decrees of condemnation, forfeiture, and destruction.** (F. & D. Nos. 15676-15682, incl. Inv. Nos. 33282, 33283, 33312-33316, incl. S. No. E-3660.)

On December 3, and December 6, 1921, the United States attorney for the Southern District of Florida, 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 65 dozen bottles of Aspironal, remaining in the original unbroken packages at Miami, Jacksonville, and Tampa, Fla., alleg-