

**DISPOSITION:** August 10, 1951. Strong Cobb & Co., Inc., claimant, having consented to the entry of decrees, judgments of condemnation were entered and the court ordered that the products be released under bond for reprocessing to bring them up to the required potency, under the supervision of the Federal Security Administrator.

**3589. Adulteration and misbranding of oil of peppermint. U. S. v. 3 Bottles**  
\* \* \*. (F. D. C. No. 31185. Sample Nos. 15265-L, 15353-L.)

**LIBEL FILED:** On or about June 21, 1951, Western District of Missouri.

**ALLEGED SHIPMENT:** On or about May 8 and November 30, 1950, by Berje Chemical Products, Inc., from New York, N. Y.

**PRODUCT:** 3 bottles of *oil of peppermint* at Kansas City, Mo. Analysis of the product showed that it failed to comply with the requirements of the United States Pharmacopeia and that it also contained mineral oil.

**LABEL, IN PART:** (Bottle) "Oil Peppermint Redistilled U.S.P. 5 Lbs."

**NATURE OF CHARGE:** Adulteration, Section 501 (b), the article purported to be "oil of peppermint," a drug the name of which is recognized in the United States Pharmacopeia, an official compendium, and its strength differed from, and its quality and purity fell below, the official standard since the article failed to meet the tests for solubility in alcohol, specific gravity, and optical rotation; and it failed to comply with the assay for total menthol set forth in such compendium. Further adulteration, Section 501 (d) (2), an article containing mineral oil had been substituted for oil of peppermint.

Misbranding, Section 502 (a), the label designation "Oil Peppermint Redistilled U. S. P." was false and misleading as applied to an article which failed to meet the standard set forth in the United States Pharmacopeia for oil of peppermint.

**DISPOSITION:** August 31, 1951. Default decree of destruction.

**3590. Adulteration and misbranding of clinical thermometers. U. S. v. 696 Thermometers**  
\* \* \*. (F. D. C. No. 31707. Sample No. 16776-L.)

**LIBEL FILED:** September 17, 1951, Southern District of California.

**ALLEGED SHIPMENT:** On or about July 6, 1951, by the Emrose Thermometer Co., from Bronx, N. Y.

**PRODUCT:** 696 *clinical thermometers* at Ventura, Calif. Examination of 24 thermometers showed that a total of 8 were defective in one or more respects.

**LABEL, IN PART:** (Envelope) "Style Oral Emrose 'Medik-Aid' A Superior Clinical Thermometer."

**NATURE OF CHARGE:** Adulteration, Section 501 (c), the quality of the articles fell below that which they purported and were represented to possess.

Misbranding, Section 502 (a), the statements which appeared in the labeling of the articles, namely, "A Superior Clinical Thermometer," "This certifies that the thermometer \* \* \* has been tested \* \* \* at 98°, 102°, and 106°, F. or its equivalent in centigrade scale and is correct within plus or minus 2/10 F. or C. at any of these test points \* \* \* This test is governed by a standard thermometer which has been tested by the Bureau of Standards, Washington, D. C.," and "Accurate," were false and misleading as applied to articles which failed to meet the stated standard of accuracy, contained trapped gas, failed to repeat readings, were hard shakers, or had markings less than