

LABEL, IN PART: (Drum) "Hess' Condensed Buttermilk For Brood Sows and Laying Hens."

NATURE OF CHARGE: Misbranding, Section 502 (a), certain statements in the circulars accompanying the article were false and misleading. These statements represented and suggested that the article was effective in the prevention and treatment of the disease of pigs known as "necro" or necrotic enteritis, whereas the article was not effective in the prevention and treatment of such disease. The article was misbranded while held for sale after shipment in interstate commerce.

DISPOSITION: April 4, 1951. Default decree of condemnation. The court ordered that in lieu of destruction, the article be sold to the highest bidder, conditioned that it not be sold or otherwise disposed of in contravention of any law, and that it be disposed of solely for animal consumption. The court ordered further that the circulars accompanying the article be destroyed. (Editor's Note—Hess' condensed buttermilk for brood sows and laying hens was also published in notices of judgment on foods, No. 17623.)

3640. Misbranding of condition pills for dogs, triple bromide tablets, nerve sedative tablets, and urinary antiseptic tablets. U. S. v. 1 Drum, etc. (F. D. C. No. 30820. Sample Nos. 23696-L to 23698-L, incl.)

LIBEL FILED: March 2, 1951, District of Connecticut.

ALLEGED SHIPMENT: On or about March 10, June 20, and October 26, 1949, by Cowley Pharmaceuticals, Inc., from Worcester, Mass.

PRODUCT: 1 drum containing 45,000 pills, and 1,458 boxes, each containing 30 pills, of *condition pills for dogs*; 1 drum containing 6,000 tablets of *Triple bromide tablets*; 66 boxes, each containing 15 tablets, of *nerve sedative tablets*; and 1 drum containing 12,000 tablets, and 1,002 boxes, each containing 22 tablets, of *urinary antiseptic tablets* at New Haven, Conn., together with a quantity of labels for each of the products and a number of folders relating thereto entitled "Ranger Dog Manual On Common Ailments and General Symptoms."

LABEL, IN PART: "Condition Pills for dogs * * * Strychnine Arsenite 1-300 gr. Quinine Arsenate 1-60 gr. Iron Arsenate 1-60 gr. Nucleinic Acid 1-300 gr.," "Tablets Triple Bromide," "Nerve Sedative Tablets * * * Sodium Bromide 2½ gr. Potassium Bromide 2½ gr. Ammonium Bromide 2½ gr.," and "Urinary Antiseptic Tablets * * * Methenamine 5 gr."

NATURE OF CHARGE: *Condition pills for dogs.* Misbranding, Section 502 (a), the label statement "Condition Pills for dogs" was false and misleading since the statement represented and suggested that the article would restore dogs to a normal, healthy condition if they are out of condition, whereas the article would not accomplish such result. The article was misbranded in this respect when introduced into and while in interstate commerce. Further misbranding, Section 502 (a), certain statements on the box label and in the accompanying folder entitled "Ranger Dog Manual" were false and misleading since the statements represented and suggested that the article was effective to restore dogs to a normal, healthy condition regardless of condition before using, and to prevent skin rash and falling hair; and that it was effective in the treatment of unthriftiness, poor appetite, dull hair coat, and listlessness, whereas the article was not effective for such purposes. The article was misbranded in this respect while it was held for sale after shipment in interstate commerce.