

MISBRANDING OF COCAIN HYDROCHLORID.

In accordance with the provisions of section 4 of the Food and Drug Act of June 30, 1906, and of regulation 6 of the rules and regulations for the enforcement of the act, notice is given that on the 22d day of June, 1908, in the police court of the District of Columbia in a criminal prosecution by the United States against J. Roach Abell for violation of section 2 of the aforesaid act in the sale and offer for sale in the said District of Columbia of a misbranded drug—that is to say, cocain hydrochlorid, a cocain derivative, contained in a package which failed to bear any label or statement of the quantity or proportion of cocain hydrochlorid contained therein, the said J. Roach Abell, defendant, entered a plea of guilty, whereupon the court imposed upon him a fine of \$100.

The following is a statement of the facts out of which the case arose:

On April 5, 1908, a small package of cocain was obtained through purchase by an inspector of the Department of Agriculture from J. Roach Abell, at his place of business located at Four-and-a-half and F streets SW., Washington, D. C. The package was not labeled and bore no mark of any character to show the nature of its contents. The contents of the package were duly analyzed in the Bureau of Chemistry, Department of Agriculture, and found to consist essentially of cocain hydrochlorid. The preparation was misbranded in violation of section 8 of the act because the package in which it was sold failed to bear a label or statement thereon of the quantity or proportion of cocain hydrochlorid contained therein.

On April 9, 1908, the Secretary of Agriculture accorded the said defendant a hearing. As there was nothing disclosed at this hearing tending to show any fault or error in the result of the aforesaid analysis, the facts were duly reported to the Attorney-General and by him to the United States attorney for the District of Columbia, who, on the 6th day of June, 1908, filed an information in the police court of the said District alleging the sale of misbranded cocain hydrochlorid, with the result hereinbefore stated.

H. W. WILEY,
F. L. DUNLAP,
GEO. P. McCABE,

Board of Food and Drug Inspection.

Approved:

W. L. MOORE,

Acting Secretary of Agriculture.

WASHINGTON, D. C., July 15, 1908.