

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 606, FOOD AND DRUGS ACT.

MISBRANDING OF A DRUG PRODUCT—CANCEROL.

On or about February 16, 1909, Leon T. Leach, Indianapolis, Ind., shipped from the State of Indiana to the District of Columbia a drug product contained in a glass bottle, labeled: "Cancerol, a compound of essential oils for the treatment of malignant diseases, originated and perfected by L. T. Leach, M. D. Blood renovator. Predigested oils for internal administration. This preparation tones up the general system, enriches the blood and fortifies the glands against invasion of malignant cells. It does not injure the most delicate stomach, etc. Directions: Take one teaspoonful before each meal, with or without water. From the Parkview Sanitorium and Dispensary, Dr. L. T. Leach, Medical Director, Indianapolis, Ind.", together with a salve, contained in a box labeled: "Healing salve, composed of a due mixture of vegetable and mineral oils, with certain drugs of highly healing qualities, * * * From the Parkview Sanitorium, and Dispensary, Dr. L. T. Leach, Medical Director." Samples of this shipment were procured and analyzed by the Bureau of Chemistry, United States Department of Agriculture, and as it appeared from the findings of the analyst and report thereon that the products were misbranded within the meaning of the Food and Drugs Act of June 30, 1906, the Secretary of Agriculture afforded said Leon T. Leach and the party from whom the samples were procured opportunities for hearing. As it appeared after hearings held that the said shipment was made in violation of the act, the Secretary of Agriculture reported the facts to the Attorney-General, with a statement of the evidence upon which to base a prosecution.

In due course an indictment was brought by the grand jurors of the United States in and for the District of Indiana, at the November term of the District Court of the United States for said district, against

the said Leon T. Leach, charging the above shipment, and alleging that the products so shipped were misbranded, in that the drug contained in the glass bottle was not a compound of essential oils, and did not contain predigested oils, as alleged in the label upon the container thereof, and in that the contents of said bottle contained 14 per cent alcohol and a certain proportion of opium and the label affixed to said bottle failed to bear any statement of the quantity or proportion of alcohol and opium contained in said bottle; and in that the salve was not a compound of vegetable oil with certain drugs of highly healing qualities, as represented by the label upon the container thereof.

On November 30, 1909, the defendant entered a plea of not guilty to the above indictment and on March 29, 1910, withdrew said plea and substituted therefor a plea of guilty, whereupon the court imposed a fine of \$25 and costs.

This notice is given pursuant to section 4 of the Food and Drugs Act of June 30, 1906.

W. M. HAYS,
Acting Secretary of Agriculture.

WASHINGTON, D. C., *September 10, 1910.*

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