

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 1070.

(Given pursuant to section 4 of the Food and Drugs Act.)

MISBRANDING OF "DR. KLINE'S GREAT NERVE RESTORER."

On January 30, 1911, the United States Attorney for the District of New Jersey, acting upon the report by the Secretary of Agriculture, filed information in the District Court of the United States for said district against Dr. R. H. Kline Co., a corporation, alleging shipment by it, in violation of the Food and Drugs Act, on or about April 20, 1910, from the State of New Jersey into the District of Columbia, of a consignment of a drug product denominated "Dr. Kline's Great Nerve Restorer," which was misbranded. The product was labeled: "Dr. Kline's Great Nerve Restorer No. 673. Guaranteed under the Food and Drugs Act, June 30, 1906, Non-Alcoholic. For diseases of the brain and nervous system. The great nerve tonic and sedative. Used successfully since 1871 in the treatment of sensitive, irritable, excitable and spasmodic nerve affections; fits, epilepsy and chorea or St. Vitus dance. Fits and spasms quickly controlled, brain congestion and fullness or rush of blood to the head, vertigo and dizziness are promptly relieved. Relieves nervous headache and insomnia or nervous wakefulness. For prompt relief of palpitation and fluttering of the heart, loss of memory, melancholy, aversion to society, confusion of ideas, unpleasant dreams, fainting spells, hysteria, smothering, fear and dread of coming danger, sense of self-destruction, dots or specks before the eyes, and despondent symptoms. It is prompt and safe in its action. A trial is convincing. Dr. R. H. Kline Co., Redbank, N. J. U. S. A. Price one dollar per bottle. Dr. Kline's Great Nerve Restorer. Use Dr. Kline's family medicines No. 673. Guaranteed under the Food and Drugs Act, June 30, 1906. Dr. Kline's great nerve restorer for fits, epilepsy, spasms,

convulsions, St. Vitus dance, dizziness of the head, nervous headache, nervous wakefulness, gloomy forebodings, depression of spirits, fear and dread of coming danger, loss of memory, confusion of ideas, nervous debility and despondent symptoms." (The rest of the main part of back label is devoted to extolling other remedies put out by this firm.) At bottom of label: "All information required in relation to this treatment of the most difficult forms of diseases, and their complications, resisting ordinary treatment, can be obtained by sending to, or by making personal application at Dr. Kline's Dispensary, Office or Consulting Rooms. Consultation at Dispensary or by mail free. Dr. Kline Co., Redbank, N. J. U. S. A."

Analysis by the Bureau of Chemistry, United States Department of Agriculture, showed the product to consist of alcohol by volume 0.52 per cent, nonvolatile matter 19.63 per cent, ash 12.51 per cent, potassium bromide 12.78 per cent, ammonium bromide 6.15 per cent, and caramel and trace of sugar. Misbranding was alleged for the reason that the ingredients of said drug, as shown by the above analysis, do not possess the therapeutic properties as set forth and claimed for them on the aforesaid label, and that the statements on said label are, therefore, false and misleading.

On March 21, 1911, the defendant entered a plea of non vult, and, on April 10, 1911, the court suspended sentence.

JAMES WILSON,
Secretary of Agriculture.

WASHINGTON, D. C., *August 17, 1911.*