

7363. Misbranding of Compound Extract of Cubebs with Copaiba. U. S. * * * v. 5½ Dozen Jars of Compound Extract of Cubebs with Copaiba. Consent decree of condemnation and forfeiture. Product ordered released on bond. (F. & D. No. 10316. I. S. No. 14989-r. S. No. E-1416.)

On May 16, 1919, the United States attorney for the Eastern District of Pennsylvania, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel for the seizure and condemnation of 5½ dozen jars of Compound Extract of Cubebs with Copaiba, consigned by the Tarrant Co., New York, N. Y., remaining unsold in the original unbroken packages at Philadelphia, Pa., alleging that the article had been shipped on or about March 29, 1919, and transported from the State of New York into the State of Pennsylvania, and charging misbranding in violation of the Food and Drugs Act, as amended.

Examination of a sample of the article by the Bureau of Chemistry of this department showed it to consist essentially of copaiba and cubebs.

Misbranding of the article was alleged for the reason that on the label on the jar containing, and on the label on the wrapper enclosing, and in the circular accompanying the article were statements regarding the curative or therapeutic effects of the article and the ingredients or substances contained therein, to wit, (wrapper and jar labels) "A valued medicine for gonorrhœa, gleet, whites, etc.," (circular) "Compound Extract of Cubebs with Copaiba is specially prepared for the treatment of Gonorrhœa, Gleet, and simple Whites or Leucorrhœa. * * * disorders of the kidneys, bladder, prostate, vagina and urethra in which these drugs have proved their usefulness. * * * Directions.—Gonorrhœa * * * Gleet * * * In Leucorrhœa or Whites * * *. In Inflammations of the Bladder and Urethra," which were false and fraudulent in that the article would not produce the curative or therapeutic effects which purchasers were led to expect by said statements, which were applied to the article with a knowledge of their falsity, for the purpose of defrauding purchasers thereof.

On August 14, 1919, the said Tarrant & Co., claimant, having consented to a decree, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be released to said claimant upon the payment of the costs of the proceedings and the execution of a bond in the sum of \$175, in conformity with section 10 of the act, conditioned in part that the article should be relabeled under the supervision of a representative of this department.

E. D. BALL,

Acting Secretary of Agriculture.

7364. Adulteration of walnut meats. U. S. * * * 10 Barrels of Walnut Meats. Consent decree of condemnation and forfeiture. Good portion ordered released on bond. Unfit portion ordered destroyed. (F. & D. No. 10320. I. S. No. 2634-r. S. No. W-373.)

On May 20, 1919, the United States attorney for the Western District of Washington, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel for the seizure and condemnation of 10 barrels of walnut meats, consigned by the American Fruit Distributors, Wilmington, Calif., remaining unsold in the original unbroken packages at Seattle, Wash., alleging that the article had been shipped and transported from the State of California into the State of Washington, arriving at Seattle on or about May 5, 1919, and charging adulteration in violation of the Food and Drugs Act.