

8718. Misbranding of Madame Dean Female Pills. U. S. * * * v. 12 Packages (Single Strength) and 12 Packages (Special Strength) of Madame Dean Female Pills. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 13312. Inv. No. 9010. S. No. C-2378.)

On or about August 28, 1920, the United States attorney for the Southern District of Iowa, 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 12 packages (single strength) and 12 packages (special strength) of Madame Dean Female Pills, at Des Moines, Iowa, alleging that the article had been shipped by Martin Rudy, Lancaster, Pa., on or about September 12, 1918, and transported from the State of Pennsylvania into the State of Iowa, and charging misbranding in violation of the Food and Drugs Act, as amended.

Analysis of a sample of the article by the Bureau of Chemistry of this department showed that the single-strength pills consisted essentially of quinine, aloes, ferrous sulphate, hydrastis, ginger, and cornstarch, and that the special pills contained quinine, aloes, ferrous sulphate, senecio flowers and herb, ginger, and cornstarch.

Misbranding of the article was alleged in substance in the libel for the reason that the following statements appearing on the box label and wrapper, and in the accompanying booklet and circular, regarding the curative and therapeutic effects thereof, to wit, (box label and wrapper) "Female Pills * * * Give relief in Female Disorders of the menstrual functions. * * * for Painful, Irregular and Scanty Menstruation," (booklet) " * * * irregular, prolonged, or suppressed menstruation * * * Female Pills afford relief for these ailments * * * A remedy intended solely for the relief of Amenorrhœa, Dysmenorrhœa, scanty and irregular menstruation, and other derangements of the reproductive system * * * especially valuable in the functional changes * * * of the menopause or change of life * * * acts on the circulatory system of the uterus, thereby relieving painful, irregular and scanty menstruation and assist in re-establishing or restoring the menstrual or monthly periods * * * strengthen and build up the uterine function," (circular) " * * * a great relief against those general complaints the Female Sex is subject to; they help increase the vital quality of the blood; assist to bring nature into its proper channel, whereby health is improved. * * * for irregular, painful, scanty or suppressed menstruations * * * should be taken * * * to assist nature with * * * disorders * * * during the change of life period * * * Continue with the treatment until they give relief * * * great relief from Pains or Headache * * * for suppressed Menstruation * * * continue their use until relieved * * * take * * * until the menstrual flow commences again * * * Special Strength * * * should relieve the most obstinate cases," were false and fraudulent, as the article contained no ingredient or combination of ingredients capable of producing the effects claimed.

On December 9, 1920, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be destroyed by the United States marshal.

E. D. BALL, *Acting Secretary of Agriculture.*

8719. Adulteration of root beer. U. S. * * * v. 103 Barrels of Root Beer. Consent decree of condemnation, forfeiture, and destruction. (F. & D. No. 13818. I. S. No. 4137-t. S. No. C-2562.)

On October 27, 1920, the United States attorney for the Northern District of Illinois, acting upon a report by the Secretary of Agriculture, filed in the District