

York into the State of Maryland, 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 tablets consisted essentially of aloes, ferrous sulphate, and pennyroyal.

It was alleged in substance in the libel that the article was misbranded for the reason that the following statements regarding the curative and therapeutic effects of said article, (box label) “* * * Tansy, Cotton Root Pennyroyal and Apiol Tablets. A safe emmenagogue. Always reliable and effective. The best known remedy for the suppression of the menstrual function,” (circular) “* * * Tansy, Cotton Root, Pennyroyal and Apiol Tablets * * * The Celebrated Female Regulator * * * Delayed Menstruations When the suppression is of long standing * * * take one * * * until four days before the time when the menses should appear * * * immediately preceding the expected appearance of the menstrual flow. active treatment should begin. Take one * * * three times daily * * * follow * * * instructions * * * until the desired result is obtained * * * Irregularities. Where the menses are not regular * * * are invaluable. Take * * * before the expected appearance of the menstrual flow,” were false and fraudulent in that the article contained no ingredient or combination of ingredients capable of producing the effects claimed for it.

On September 29, 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.*

8912. Misbranding of Robert J. Pierce's Empress Brand Tansy, Cotton Root, Pennyroyal, and Apiol Tablets. U. S. * * * v. 7 Dozen Packages * * * Robert J. Pierce's Empress Brand Tansy, Cotton Root, Pennyroyal and Apiol Tablets. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 13503. I. S. No. 7570-t. S. No. E-2559.)

On August 23, 1920, 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 7 dozen packages of Robert J. Pierce's Empress Brand Tansy, Cotton Root, Pennyroyal and Apiol Tablets, consigned by Robert J. Pierce, Inc., New York, N. Y., remaining in the original unbroken packages at Philadelphia, Pa., alleging that the article had been shipped 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.

Analysis of a sample of the article by the Bureau of Chemistry of this department showed that the tablets consisted essentially of aloes, ferrous sulphate, and pennyroyal.

It was alleged in the libel that the article was misbranded for the reason that the label and circular accompanying the article contained statements, designs, and devices regarding the curative or therapeutic effects of said article and the ingredients and substances contained therein which were false and fraudulent in that said article would not produce the curative or therapeutic effects which purchasers were led to expect by the following statements, designs, and devices which were applied to the said article with a knowledge of their falsity for the purpose of defrauding purchasers thereof: (Box) “* * * Tansy, Cotton Root Pennyroyal and Apiol Tablets A safe emmena-

gogue. Always reliable and effective. The best known remedy for the suppression of the menstrual function;" (circular) "* * * Tansy, Cotton Root, Pennyroyal and ApioI Tablets * * * The Celebrated Female Regulator * * * Delayed Menstruation When the suppression is of long standing * * * take one * * * until four days before the time when the menses should appear * * * immediately preceding the expected appearance of the menstrual flow, active treatment should begin. Take one * * * three times daily * * * follow * * * instructions * * * until the desired result is obtained * * * Irregularities Where the menses are not regular * * * are invaluable. Take * * * before the expected appearance of the menstrual flow."

On September 14, 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. BALE, *Acting Secretary of Agriculture.*

8913. Misbranding of Nerv-Mintz. U. S. * * * v. 90 Dozen Packages and 20 Packages of Nerv-Mintz. Default decrees of condemnation, forfeiture, and destruction. (F. & D. Nos. 13594, 13595. I. S. Nos. 8775-t, 8771-t. S. Nos. E-2588, E-2592.)

On August 26, 1920, the United States attorney for the District of Columbia, acting upon a report by the Secretary of Agriculture, filed in the Supreme Court of the District aforesaid, holding a District Court, libels for the seizure and condemnation of 90 dozen packages and 20 packages of Nerv-Mintz, at Washington, D. C., alleging that the article had been shipped by the Earle Chemical Co., Wheeling, W. Va., and transported from the State of West Virginia into the District of Columbia, and was being offered for sale and sold in the District aforesaid, 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 contents of the tablets consisted of sabal, nux vomica, zinc phosphid, capsicum, and aloin.

Misbranding of the article was alleged in substance in the libels for the reason that the packages and the circulars accompanying said packages contained the following statements, regarding the curative and therapeutic effects thereof, (box) "Nerv-Mintz Nerve and Energy Tablets especially a nerve strengthener * * * soothe and quiet the nerves * * * used for the relief of Nervousness, Loss of Vigor, Energy and Ambition—Lack of Confidence, Sleeplessness, Trembling, Nervelessness, Shifty Gait, Shattered Nerves, Exhausted or Weakened Vitality, Mental Depression, Numbness, Weakening Habits and All Overworked and Unstrung Nerves Induced by Fast Living and Other Excesses * * * Useful in the Treatment of Nervous Conditions which follow too Strenuous Living, Mental and Physical Fatigue, and other Excesses," (circular) "Nerve-Mintz for nervous debility * * * exceptionally efficient in the treatment of Nervousness, Loss of Vigor, Energy and Ambition, Lack of confidence, Sleeplessness, Shifty Gait, Shattered Nerves, Weakened or Exhausted Vitality, Mental or Physical Depression, Weakening Habits * * * and for all overworked and unstrung nerves induced by fast living and other excesses. * * * To all those who * * * suffer from the effects of fast living, overwork and the drains of present day strenuous excesses, Nerv-Mintz prove most wonderful rejuvenators restoring the lost vitality you perhaps had thought was gone forever. Generally results are quick. * * * Keep up the treatment * * *," which statements were false and fraudulent in that the