

9309. Misbranding of Lewis Nerve Pills. U. S. * * * v. 3 Dozen Packages of * * * Lewis Nerve Pills. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 13593. I. S. No. 10019-t. S. No. W-700.)

On or about September 2, 1920, the United States attorney for the Southern District of California, 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 3 dozen packages of Lewis Nerve Pills, remaining in the original unbroken packages at Los Angeles, Calif., alleging that the article had been shipped by the A. H. Lewis Medicine Co., St. Louis, Mo., in part on or about February 14, 1920, and in part on or about May 17, 1920, and transported from the State of Missouri into the State of California, 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 pills consisted essentially of phosphorus, an iron salt, phosphates, and strychnine.

Misbranding of the article was alleged in substance in the libel for the reason that it was labeled in part as follows, (box) "Highly recommended for Nervousness, General Debility, Lack of Energy, Self Distrust, Loss of Memory and Diseases arising from Mental Worry, Overwork, Excesses, etc.," which statements were false and fraudulent in that the said article contained no ingredient or combination of ingredients capable of producing the curative and therapeutic effects claimed.

On April 6, 1921, 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.*

9310. Misbranding of Dr. LeGear's Hog Prescription. U. S. * * * v. 1 Dozen Cartons and two 25-Pound Pails of Hog Prescription. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 11902. I. S. No. 3307-r. S. No. W-569.)

On January 30, 1920, the United States attorney for the Southern District of California, 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 1 dozen cartons and two 25-pound pails of an article labeled in part, "Dr. LeGear's Hog Prescription," remaining unsold in the original unbroken packages at Los Angeles, Calif., alleging in substance that the article had been shipped by the Dr. L. D. LeGear Medicine Co., St. Louis, Mo., on March 20 and July 30, 1919, and transported from the State of Missouri into the State of California, 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 it consisted essentially of sulphates of magnesium and iron, sodium chlorid, ground charcoal, American wormseed, and mill screenings.

Misbranding of the article was alleged in substance in the libel for the reason that the following therapeutic effects were claimed for said article on the cartons and pails, "* * * The Worm Expeller. Good for many cases of so-called Cholera in Hogs, such as Diarrhoea, Bowel Troubles, Kidney Worms, etc. For Diarrhoea, Dysentery and other Bowel Troubles resembling Cholera. For Kidney Worms or Paralysis. To Prevent Disease," which statements were false and fraudulent in that the article contained no ingredient or combination of ingredients capable of producing the effects claimed.

On April 6, 1921, 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.*