

of \$500, 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.

C. W. PUGSLEY, *Acting Secretary of Agriculture.*

9729. Misbranding of Hall's Texas Wonder. U. S. * * * v. 3 Dozen Bottles of Texas Wonder. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 12947. I. S. No. 9539-r. S. No. C-1974.)

On June 25, 1920, the United States attorney for the Southern District of Mississippi, 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 bottles of Hall's Texas Wonder, remaining in the original unbroken packages at Meridian, Miss., alleging that the article had been shipped by E. W. Hall, St. Louis, Mo., on or about May 28, 1920, and transported from the State of Missouri into the State of Mississippi, and charging misbranding in violation of the Food and Drugs Act, as amended. The article was labeled in part: (Carton) "* * * A Remedy For Kidney and Bladder Troubles. Weak and Lame Backs, Rheumatism and Gravel. Regulates Bladder Trouble in Children"; (circular) "* * * In cases of Gravel and Rheumatic troubles it should be taken every night in 25-dron doses until relieved."

Analysis of a sample of the article by the Bureau of Chemistry of this department showed that it consisted essentially of copaiba, rhubarb, colchicum, guaiac, oil of turpentine, alcohol, and water.

Misbranding of the article was alleged in substance in the libel for the reason that the above-quoted statements regarding the curative and therapeutic effect of the article, contained in the cartons and the circulars inclosed therein, were false and fraudulent in that the said article had not the curative or therapeutic effects claimed in the said statements and contained no ingredients or combination of ingredients capable of producing such effects.

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.

C. W. PUGSLEY, *Acting Secretary of Agriculture.*

9730. Adulteration and misbranding of Wood's special concentrated sweetener. U. S. * * * v. One Can of Wood's Special Concentrated Sweetener. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 9776. I. S. No. 6075-r. S. No. C-1081.)

On or about March 1, 1919, the United States attorney for the Eastern District of Arkansas, 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 one can of Wood's special concentrated sweetener, at Pine Bluff, Ark., consigned by the W. B. Wood Mfg. Co., St. Louis, Mo., alleging that the article had been shipped from St. Louis, Mo., October 29, 1918, and transported from the State of Missouri into the State of Arkansas, and charging adulteration and misbranding in violation of the Food and Drugs Act. The article was labeled in part, "Wood's Special Concentrated Sweetener 500. Net 10 Pounds. Soluble in Cold Water. W. B. Wood Mfg. Co., St. Louis, Mo. * * * This may be used by dissolving 1 Pound of Concentrated Sweetener in 1 Gallon of water. This solution is equal in sweetening power to about 4 pounds of sugar * * *"

Analysis of a sample of the article by the Bureau of Chemistry of this department showed that it contained approximately 36 per cent of sugar.

Adulteration of the article was alleged in substance in the libel for the reason that it was offered for sale and sold under and by a name recognized in the United States Pharmacopœia, and differed from the standard of strength, quality, and purity as determined by the tests therein laid down, and did not bear a statement on the label showing wherein it differed from the said standard, and for the further reason that the strength and purity of the said article fell below the professed standard and quality under which it was sold.

Misbranding was alleged in substance for the reason that the above-quoted statements in the labeling were false and misleading since the said statements conveyed the impression that the article had 500 times the sweetening power of sugar and that it was entirely soluble in cold water, whereas, in truth and in fact, it had not 500 times the sweetening power of sugar and was not entirely soluble in cold water. Misbranding was alleged for the further reason that the article was offered for sale and sold under the name of another article, to wit, saccharin.

On February 2, 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.

C. W. PUGSLEY, *Acting Secretary of Agriculture.*

9731. Misbranding of Cummings' Pill-Mass. U. S. * * * v. 5½ Dozen Jars * * * of Cummings' Pill-Mass. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 10830. I. S. No. 15865-r. S. No. E-1638.)

On August 6, 1919, the United States attorney for the Southern District of West Virginia, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel, and on September 10, 1919, an amendment thereto, for the seizure and condemnation of 5½ dozen jars, more or less, of Cummings' Pill-Mass, at Bluefield, W. Va., alleging that the article had been shipped by the F. P. Cummings Co., Roanoke, Va., November 1, 1918, and transported from the State of Virginia into the State of West Virginia, and charging misbranding in violation of the Food and Drugs Act, as amended. The article was labeled in part: (Wrapper) "Cummings' Pill-Mass * * * A Guaranteed * * * For Gonorrhœa, Gonorrhœal Rheumatism, Gleet, Stricture, Seminal Weakness, Sexual Impotence, Catarrh of the Bladder, Catarrh of the Stomach, Falling of the Womb, Leucorrhœa (Whites), Pain in the Back and Loins, and all Genito-Urinary Diseases, Enlarged Prostate or Incontinence"; (carton) "Cummings' Pill-Mass The Most Speedy And Certain Cure Ever Discovered For All Diseases Of the Kidneys, Bladder And Urinary Organs. * * * Sold Under a Positive Guarantee to Cure When Directions are Followed"; (circular) "* * * Cummings' Pill-Mass is probably the most scientific preparation on the market for inflammation of the bladder, feverish urine, pain in the back and loins. This medicine relaxes the ureter and urethra so as to pass gravel with ease. It will generally pass gravel within five hours after taking the first dose. It is especially valuable in gonorrhœa, gleet, stricture, whites, seminal weakness and enlarged prostrate [prostate] * * *"

Analysis of a sample of the article by the Bureau of Chemistry of this department showed that it contained copaiba, volatile oils, vegetable extractives, and a salicylic acid compound.

Misbranding of the article was alleged in substance in the libel, as amended, for the reason that the above-quoted statements falsely and fraudulently represented that the said article was a remedy for gonorrhœa, gonorrhœal rheumatism, gleet, stricture, seminal weakness, sexual impotence, catarrh of the bladder, catarrh of the stomach, falling of the womb, leucorrhœa (whites), pain