

the Southern Cotton Oil Co., a corporation, Columbus, Ga., alleging shipment by said company, in violation of the Food and Drugs Act, on or about November 29, 1918, from the State of Georgia into the State of Maine, of a quantity of cottonseed meal which was misbranded.

Analysis of a sample of the article by the Bureau of Chemistry of this department showed that it contained 5.32 per cent of nitrogen, 6.46 per cent of ammonia, 33.24 per cent of protein, and 16.76 per cent of crude fiber.

Misbranding of the article was alleged in the information for the reason that the statement, to wit, "Guaranteed Analysis Ammonia 7% Protein 36% \* \* \* Nitrogen 5 3/4% \* \* \* Fibre, max. 14%," borne on the tags attached to the sacks containing the said article, regarding it and the ingredients and substances contained therein, was false and misleading in that the said statement represented that the article contained not less than 7 per cent of ammonia, 36 per cent of protein, and 5 3/4 per cent of nitrogen and that it contained not more than 14 per cent of fiber, and for the further reason that the said article was labeled as aforesaid so as to deceive and mislead the purchaser into the belief that it contained not less than 7 per cent of ammonia, 36 per cent of protein and 5 3/4 per cent of nitrogen and that it contained not more than 14 per cent of fiber, whereas, in truth and in fact, the said article contained less than 7 per cent of ammonia, 36 per cent of protein, and 5 3/4 per cent of nitrogen and contained more than 14 per cent of fiber.

On October 8, 1921, a plea of guilty to the information was entered on behalf of the defendant company, and the court imposed a fine of \$100.

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

**9954. Misbranding of Wendell's Ambition Brand pills. U. S. \* \* \* v. 8 Dozen Large, 4 Dozen Small, 3 Dozen Large, and 2 Dozen Small Packages of \* \* \* Wendell's Ambition Brand Pills. Default decrees of condemnation, forfeiture, and destruction. (F. & D. Nos. 13615, 13656. I. S. Nos. 10013-t, 10021-t. S. Nos. W-646, W-761.)**

On September 8 and 10, 1920, respectively, the United States attorney for the Southern District of California, acting upon reports by the Secretary of Agriculture, filed in the District Court of the United States for said district libels for the seizure and condemnation of 11 dozen large and 6 dozen small packages of Wendell's Ambition Brand pills, remaining in the original unbroken packages at Los Angeles, Calif., alleging that the article had been shipped by the Wendell Pharmacal Co., Syracuse, N. Y., in part on or about January 20, 1920, and in part on or about May 27, 1920, and transported from the State of New York 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 contained material derived from aloes, cinchona, and nux vomica, coated with sugar.

Misbranding of the article was alleged in substance in the libels for the reason that the cartons containing the said article were labeled in part as follows, "\* \* \* Pills Ambition Brand Beneficial in the treatment of \* \* \* Nervous Debility, Sleeplessness, Despondency, Mental Depression, Hysteria, Nervous Headaches, Dyspepsia, Indigestion \* \* \* Affections of the Nervous System," 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 August 17, 1921, no claimant having appeared for the property, judgments of condemnation and forfeiture were entered and it was ordered by the court that the product be disposed of according to law. The product was destroyed by the United States marshal.

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