

articles purported to be. Adulteration of the alleged strawberry and raspberry extracts was alleged for the reason that imitation flavors had been mixed and packed with, and substituted wholly or in part for, the said articles. Adulteration was alleged with respect to all the products for the further reason that they had been mixed and colored in a manner whereby their damage or inferiority was concealed.

Misbranding was alleged in substance for the reason that the following statements, designs, and devices regarding the said articles and the ingredients contained therein indicated to the purchaser that the respective articles contained (labeling of all products) “* * * Vegetable color * * * Strength Combined with delicacy of flavor makes this extract unexcelled,” (respective articles) “Extract of Orange,” “Extract of Lemon,” “Extract of Strawberry 2 Fluid Ounces,” “Extract of Raspberry, 2 Fluid Ounces,” when in fact they did not contain the respective products and amounts as indicated. Misbranding was alleged with respect to the said strawberry and raspberry extracts for the further reason that they were food in package form, and the quantity of the contents was not plainly and conspicuously marked on the outside of the packages, since the quantity stated was not correct. Misbranding was alleged with respect to all the products for the further reason that they were imitations of, and were offered for sale under the distinctive names of, other articles.

On February 16, 1922, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the products be destroyed by the United States marshal.

C. F. MARVIN, *Acting Secretary of Agriculture.*

10260. Misbranding of Injection Zip. U. S. * * * v. 5½ Dozen Bottles * * * of Injection Zip. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 11105. I. S. No. 7692-r. S. No. C-1421.)

On September 2, 1919, the United States attorney for the Eastern District of Michigan, 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 5½ dozen bottles of Injection Zip, at Detroit, Mich., alleging that the article had been shipped by the Baker-Levy Chemical Co., Indianapolis, Ind., October 30, 1918, and transported from the State of Indiana into the State of Michigan, and charging misbranding in violation of the Food and Drugs Act, as amended. The article was labeled in part: “Injection Zip * * * Guaranteed by the Baker-Levy Chemical Company * * *”

Analysis of a sample of the article by the Bureau of Chemistry of this department showed that it consisted essentially of lead acetate, 0.15 per cent; zinc sulphate, 0.04 per cent; small amounts of opium and berberine; alcohol, 2.1 per cent; and water approximately 96 per cent.

Misbranding of the article was alleged in substance in the libel for the reason that certain statements appearing on the labels of the bottles containing the said article and in the accompanying circular falsely and fraudulently represented that it would produce speedy relief and cure of venereal diseases, without stricture, that it was an excellent preparation for the treatment of gonorrhoea, gleet, and leucorrhoea, and that it was the best preventive for said disease, and that ladies troubled with leucorrhoea (whites) would obtain speedy relief and that obstinate cases thereof would be relieved in four to five days, whereas, in truth and in fact, the said article contained no ingredient or combination of ingredients capable of producing the said effects.

On March 8, 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.

C. F. MARVIN, *Acting Secretary of Agriculture.*

10261. Misbranding of Nerv-Mintz. U. S. * * * v. 24 Boxes * * * of * * * Nerv-Mintz. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 13494. I. S. No. 24615-r. S. No. C-2326.)

On August 25, 1920, the United States attorney for the Eastern District of Michigan, 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 24 boxes of Nerv-Mintz, at Detroit, Mich., alleging that the article had been shipped by the Earle Chemical Co., Wheeling, W. Va., on or about January 20, 1920, and transported from the State of West Virginia into

the State of Michigan, and charging misbranding in violation of the Food and Drugs Act, as amended. The article was labeled in part: (Carton) " * * * 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) " Nerv-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 Over-Worked And Unstrung Nerves Induced By Fast Living And Other Excesses. * * * To all those who * * * suffer from the effects of fast living, over-work, 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 * * * "

Analysis of a sample of the article by the Bureau of Chemistry of this department showed that it consisted of tablets containing zinc phosphid and extracts of plant drugs, including nux vomica, saw palmetto, aloes, and red pepper.

Misbranding of the article was alleged in substance in the libel for the reason that the above-quoted statements appearing on the labels of the cartons containing the said article and in the accompanying circular 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 in the said statements.

On March 8, 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.

C. F. MARVIN, *Acting Secretary of Agriculture.*

10262. Misbranding of Madame Dean female pills. U. S. * * * v. 22 Packages * * * of * * * Madame Dean Female Pills (Single Strength). Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 13580. I. S. No. 24611-r. S. No. C-2340.)

On August 26, 1920, the United States attorney for the Eastern District of Michigan, 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 22 packages of Madame Dean female pills (single strength), at Detroit, Mich., alleging that the article had been shipped by Martin Rudy, Lancaster, Pa., April 7, 1920, and transported from the State of Pennsylvania into the State of Michigan, and charging misbranding in violation of the Food and Drugs Act, as amended. The article was labeled in part: (Boxes and wrappers) " * * * Female Pills * * * give relief in Female Disorders of the menstrual functions. * * * for Painful, Irregular and Scanty Menstruation"; (booklets) " * * * irregular, prolonged, or suppressed menstruation. * * * Female Pills afford relief for these ailments. * * * a remedy intended solely for the relief of Amenorrhoea, Dysmenorrhoea, scanty and irregular menstruation, and other derangements of the reproductive system * * * especially valuable in the functional changes * * * of the menopause or change of life. * * * act 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"; (circulars) " * * * 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, * * * 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 Headaches; * * * for suppressed Menstruation, * * * continue their use until relieved * * * take * * * until the menstrual flow commences again."