

11161. Misbranding of Capitol hog remedy, stock remedy, poultry remedy, and cow remedy. U. S. v. 5,625 Pounds of Hog Remedy, et al. Default decrees of condemnation, forfeiture, and destruction. (F. & D. No. 15086. I. S. Nos. 4379-t, 4380-t, 4381-t, 4382-t. S. No. C-3086.)

On June 28, 1921, the United States attorney for the Southern District of Iowa, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district libels for the seizure and condemnation of 5,625 pounds of hog remedy, 850 pounds of stock remedy, 759 pounds of poultry remedy, and 300 pounds of cow remedy at Columbus Junction, Iowa, alleging that the articles had been shipped by the Capitol Food Co., Tiffin, Ohio, on or about June 25, 1920, and transported from the State of Ohio into the State of Iowa, and charging misbranding in violation of the Food and Drugs Act, as amended.

Analyses of samples of the articles by the Bureau of Chemistry of this department showed that the hog remedy consisted essentially of ground plant material, nux vomica, wormseed, salt, copperas, Epsom salt, soda, and charcoal; that the stock remedy consisted essentially of ground plant material, nux vomica, salt, copperas, charcoal, calcium carbonate, and a trace of Epsom salt; that the poultry remedy consisted essentially of ground plant material, nux vomica, iron ore, calcium carbonate, Epsom salt, red pepper, and sulphur; and that the cow remedy consisted essentially of ground plant material, nux vomica, salt, copperas, charcoal, calcium carbonate, and a trace of Epsom salt.

Misbranding of the articles was alleged in substance in the libels for the reason that the following statements appearing on the labels of the pails and drums containing the respective articles and in the accompanying booklets, (hog remedy) (label) "Capitol Hog Remedy Highly recommended for Hog Cholera, Scrofula, Inflammatory and all contagious diseases peculiar to swine. Cures Indigestion, Purifies the Blood * * * Constant use of Capitol Hog Remedy insures against loss from contagious diseases * * * Save Your Hogs * * * Directions For Young Pigs * * * will prevent diseases * * * keep them * * * healthy," (booklet) "The hog is very susceptible to scrofula, inflammatory and contagious diseases * * * The principal cause of failure to make hog raising profitable is largely due to neglecting * * * to keep the animal in a good, healthy, growing condition and free from the contagious diseases to which hogs are subject. We * * * have formulated Capitol Hog Remedy * * * which we guarantee to cure and prevent cholera, scrofula, inflammatory and all contagious diseases peculiar to swine. We * * * guarantee it to do all we claim for it * * * it will prevent all contagious diseases * * * Capitol Hog Remedy * * * A highly concentrated Remedy for swine * * * a sure preventive and cure for hog cholera, scrofula, inflammatory and all contagious diseases peculiar to swine. It cures indigestion, purifies the blood * * * it will do all and even more than what we claim for it. * * * hogs fed Capitol Hog Remedy regularly are exempt from hog cholera and all kindred diseases * * * Indigestion * * * Treatment * * * add one teaspoonful of Capitol Hog Remedy twice daily for each hog in grain or slop * * * Many of our patrons who use swill from a barrel add from ten to twenty-five pounds of Capitol Hog Remedy every now and then and feel that they are insured against any losses whatsoever from contagious diseases * * * For Hogs Only * * * Is it reasonable to suppose that an ordinary stock remedy will cure and prevent your hogs from having cholera * * * The required dose for a hog of any scientific compound containing the ingredients required to cure and prevent these contagious diseases would certainly be a very bad treatment for a horse or cow * * * Prevention Of Diseases. Hogs are not subject to many diseases but those to which they are susceptible are generally malignant, epidemic or contagious diseases of a very serious nature. The successful hog raiser is the one who bends every energy to prevent such diseases as may cause him serious loss. Under any circumstances it is extremely dangerous to wait until your hogs are sick. The blood should be kept pure and the digestive organs in good, strong condition * * * Procure a pail or even a package of Capitol Hog Remedy and feed it to your hogs entirely at our risk; this will not only protect you from any losses * * * Hog Cholera * * * Treatment * * * Give from two to three tablepoonsful of Capitol Hog Remedy three times a day for each hog * * * Treat well hogs likewise giving them from one to three tablepoonsful of Capitol Hog Remedy two or three times daily until all symptoms disappear * * * Capitol Hog Remedy

* * * If properly fed it will cure and prevent cholera * * * It purifies the blood;" (stock remedy) (label) "Capitol Stock Remedy * * * An Invaluable Remedy. In the treatment of diseases peculiar to Horses, Cattle, Hogs and Sheep, such as * * * Glanders, Lung Fever * * * Founder * * * all Diseases arising from Impure Blood * * * Directions for Using Capitol Stock Remedy. Horses * * * influenza * * * glanders, etc. * * * Colts * * * This will * * * prevent disease * * * If diseased, give * * * in ground feed * * * Milch Cows * * * If diseased * * * Cattle. One to two tablespoonfuls twice per day prevents disease * * * Sheep * * * Prevents diseases * * * If diseased, mix one tablespoonful with feed * * * Hogs * * * prevents diseases * * * If diseased, increase to one tablespoonful * * * Hog Cholera * * * swine are more subject to scrofula, inflammatory and contagious diseases than any other stock * * * swine plague * * * They should be supplied with a True Tonic and Blood Purifier, or you are in constant danger of serious losses. As a remedy for Hog Cholera * * * If diseased, increase the amount," (booklet) "Give a spoonful of Capitol Stock Remedy morning and evening and your horse will never be troubled with indigestion or colic * * * cures * * * glanders, lung fever * * * founder * * * diseases of the stomach, kidneys and urinary organs * * * and all diseases arising from impure blood * * * Pneumonia * * * as soon as the animal begins to eat give one tablespoonful Capitol Stock Remedy * * * in the grain rations twice daily which will insure a speedy recovery * * * Whenever a sheep shows signs of sickness * * * if it shows signs of an infectious disease. Give a teaspoonful of Capitol Stock Remedy;" (poultry remedy) (label) "Capitol Poultry Remedy * * * Contains the Elements necessary to cure and prevent Cholera. Prevents sickness * * * To Prevent Diseases In Poultry * * * will keep your poultry in a healthy condition * * * For Chicken Cholera * * * a severe case * * * If too sick to eat * * * pour down the throat," (booklet) "Capitol Poultry Remedy * * * is a highly concentrated remedy containing all the elements necessary to cure and prevent cholera, and all diseases subject to poultry; prevents sickness * * * Capitol Poultry Remedy is * * * guaranteed to cure and prevent diseases * * * Cholera * * * Treatment * * * increase the dose of Capitol Poultry Remedy;" (cow remedy) (label) "Capitol * * * Cow-Ine * * * Prevents Abortion. Stops Scours, cures Barrenness, Caked Udder, Milk Fever * * * Bloating, Red Water. For * * * all ailments to which Cows are subject * * * For abortion * * * removes retained afterbirths, for barrenness, tuberculosis, scours, milk fever, kidney trouble, garget * * * Kidney Troubles, etc. * * * To prevent disease * * * For all Common Ailments * * * For Scours and all other Diseases among Calves," (booklet) "Capitol Cow-Ine * * * prevents abortion, insures a healthy condition * * * It is recommended as the only scientific Cow Remedy for the ailments to which the overworked cow is subject; prevents tuberculosis, stops scours, cures barrenness, caked udder, milk fever * * * bloating, red water; cures * * * all ailments to which cows are subject * * * Abortion In Cows. Commonly known as slinking of calves * * * Treatment * * * Give * * * Cow-ine twice daily which will effect a speedy recovery. Capitol Cow-ine given once daily in tablespoonful doses will also prevent this trouble. Epizootic—Abortion In Cows * * * Treatment:—Capitol Cow-ine has gained a world-wide reputation for preventing this difficulty. We do not know of a single instance where this remedy has been used according to directions, and has failed * * * removes retained afterbirths * * * Scours In Calves * * * Treatment * * * If the calf is weaned give a teaspoonful of Capitol Cow-ine in milk or slop; if not weaned the regular dose of Capitol Cow-ine given to the cow will cure and prevent this difficulty * * * Barrenness * * * Give Capitol Cow-Ine daily, with a good balanced ration. This has proven very satisfactory," were false and fraudulent since the said articles contained no ingredients or combinations of ingredients capable of producing the effects claimed.

On December 8, 1921, no claimant having appeared for the property, judgments of condemnation and forfeiture were entered, and it was ordered by the court that the products be destroyed by the United States marshal,

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