

and all other zymotic diseases produced by germs or blood ferments; and effective as a treatment, remedy, and cure for chronic diarrhoea.

Misbranding was alleged for the further reason that the statements in the circular, "They are Honest Safe and Sure", I offer you in these pills a safer and cheaper remedy and one far more certain and reliable", and "Safe Reliable and Honest Medicine", were false and misleading, since the article was not honest, safe, and sure; it was not a safe, certain, and reliable remedy; and was not a safe, reliable, and honest medicine. Misbranding was alleged for the further reason that the article contained acetanilid and the label failed to bear a statement of the quantity or proportion of acetanilid contained therein.

On April 10, 1933, the defendant entered a plea of guilty to the information, and the court imposed a fine of \$5.

R. G. TUGWELL, *Acting Secretary of Agriculture.*

20925. Misbranding of Kola Astier Granulated. U. S. v. 99 Bottles, 29 Bottles, and 71 Bottles of Kola Astier Granulated. Default decrees of condemnation, forfeiture, and destruction. (F. & D. nos. 29926, 29927. Sample nos. 21682-A, 21684-A, 21694-A.)

Examination of the drug preparation, Kola Astier Granulated, disclosed that it contained no ingredient or combination of ingredients capable of producing certain curative and therapeutic effects claimed in the labeling.

On March 13, 1933, the United States attorney for the District of New Jersey, acting upon a report by the Secretary of Agriculture, filed in the district court of the United States libels praying seizure and condemnation of 199 bottles of Kola Astier Granulated at Newark, N.J., alleging that the article had been shipped in interstate commerce, in various lots between the dates of February 4 and February 24, 1933, by Gallia Laboratories, Inc., from New York, N.Y., to Newark, N.J., and charging misbranding in violation of the Food and Drugs Act as amended.

Analysis of a sample of the article by this Department showed that it consisted essentially of sugar (97.3 percent) and small proportions of plant material including kola.

It was alleged in the libels that the article was misbranded in that the following statements appearing in the labeling, regarding its curative and therapeutic effects, were false and fraudulent: "Useful in Nervous Disorders, Anemia, Heart Conditions, Influenza (Grippe), Debility, Brain Fag, Sleeplessness * * * Old Age, Prevention of Colds, * * * Remarkable Vitalizing Properties, * * * 'sustain the stomach * * * are good for liver complaints.' * * * a general restorative tonic, * * * Nervous Disorders * * * for the treatment of nervous disorders. * * * it decreased the waste of nervecell tissue and reduced the loss of the phosphates which enter into the composition of nerve substance. * * * remarkable efficiency * * * in all forms of Neurasthenia. Unlike ordinary sedatives and stimulants, the effects of which are only temporary Kola Astier promotes the formation of healthy nerve substance by arresting the loss of phosphates and stimulating nutrition. When the nervous system shows signs of weakness and you feel unduly downcast, fearful, fretful, irritable or morose, you should take Kola Astier until your nerves have recovered their normal tone and these symptoms disappear. Women will find Kola Astier beneficial in the nervous tremors to which they are subject. Anemia. In anemia, and in that form of anemia called Chlorosis to which so many young girls around the age of puberty are subject, the prevention of the loss of phosphates and excessive waste of tissue is extremely necessary. For that reason Kola Astier is valuable in Anemia. But its usefulness in the treatment of the condition, however, is more particularly due to its power to stimulate the processes of digestion and nutrition. It improves the appetite and the strength of the person suffering from anemia is increased as a consequence of the resulting consumption of more food. Its effect in increasing the patient's resistance to fatigue is extremely valuable in Anemia and Chlorosis, as it renders wholesome exercise possible and this aids recovery. Heart Conditions * * * a powerful heart tonic, * * * regulates the beats. * * * The treatment of any affection of the heart is a matter which should always be left entirely in the hands of the physician. It may well be said here, however, that the effect of Kola Astier on the heart can only be beneficial. The stimulation of the muscular action results in greatly improved circulation, with more perfect nutrition of all the tissues by the food substances carried along in the blood stream, and consequently in greatly increased vitality. Influenza (Grippe)

Influenza or Grippe are most often contracted by those who are in a weakened condition. The system's powers of resistance being then low, it is invaded by microbes which could not gain a footing were the person in a state of robust health. Kola Astier serves to ward off an attack of this disease by stimulating nutrition and thereby endowing the blood with the elements which will enable it to destroy the microbes. In the convalescence stage, the restorative action of Kola Astier is of the greatest value. Debility In the general debility that results from overwork, worry, or wasting diseases, such as malaria, typhoid fever or pneumonia, the use of Kola Astier invariably proves beneficial. In cases of profound weakness which cannot be traced directly to any constitutional disorder, the stimulating and invigorating effects of Kola Astier will promptly bring about improvement. Brain Fag. In the exhaustion which is so often caused by excessive mental strain the use of Kola Astier, because of its specific action on the nervous system which controls the activity of the brain, is always beneficial. Sleeplessness. When the reserve force of the body is low or the mind has been overtaxed, sleeplessness often results. What sleep is obtained is apt to prove unsound and unrefreshing. On account of its restorative effect on the nerves, Kola Astier gives excellent results in such cases. Convalescence In Convalescence from any disease, a tonic should be used to hasten recovery. * * * have attested the value of Kola Astier in shortening the period of convalescence after infectious diseases which, like influenza, leave the patient in a particularly weakened condition. During convalescence after influenza, pneumonia, typhoid and other wasting diseases, there is an everpresent danger of complications and here the use of Kola Astier is particularly advisable because of its action in increasing resistance, and in stimulating the heart. Kola Astier improves the mental as well as the physical condition. Old Age. * * * Kola Astier a most efficient preparation in combating the effects of old age. Old age brings about a general lack of tone or strength in the human machine, in diminution of nutritive activities, a slowing down of the exchanges. The nervous system, the heart, the general circulation, the kidneys, have their functions slowed down. Kola Astier exercises a dynamogenic (power-producing) action on the nervous system. It awakens energy and by that means speeds up the function of the various organs of the body. * * * facilitating the rapid elimination of the poisonous matters which have formed in the system. * * * It hinders the development of uremic poisoning, clears the blood of toxins and waste matter. Kola Astier exercises a tonic * * * effect on the whole organism of the aged, combats fatigue, facilitates walking and exercise, relieves difficult breathing. Prevention of Colds. The best prevention of colds and winter ailments is to keep physically fit. When resistance is lowered as a result of a run-down condition of the system, the body becomes a much easier prey to the disease germs and sickness develops that would be thrown off by a person in robust health. As soon as fatigue appears, that one feels 'low' from whatever cause it may be, recourse should be had to Kola Astier. Its stimulating, invigorating effect will almost at once be felt."

On April 11, 1933, 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 destroyed by the United States marshal.

R. G. TUGWELL, *Acting Secretary of Agriculture.*

20926. Misbranding of V. S. Stocktone and adulteration and misbranding of V. S. Poultrytone. U. S. v. Eleven 6-Pound Packages of V. S. Stocktone, et al. Default decrees of condemnation, forfeiture, and destruction. (F. & D. nos. 29901, 29962, 29963, 29974, 29975, 30067, 30378, 30446, 30447. Sample nos. 8065-A, 8066-A, 30164-A, 34876-A, 34877-A, 34933-A, 34934-A, 38051-A, 38052-A.)

Examination of the stock and poultry remedies involved in these cases disclosed that the articles contained no ingredients or combinations of ingredients capable of producing certain curative and therapeutic effects claimed in the labelings. It was also claimed in the labeling of the Poultrytone that the article contained cod-liver oil and would be of value for egg production, whereas it contained no cod-liver oil and was valueless for egg production.

On March 2, 1933, the United States attorney for the District of Maryland, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 11 packages of V. S. Stocktone at Havre de Grace, Md. On March 20, March 21, April 10, May 1, and May 16, 1933, the United States attorney for the Eastern District of Pennsylvania filed libels against 67 packages of V. S. Stocktone and 129 packages of V. S.