

and the product was ordered released under bond conditioned that it be re-labeled under the supervision of this Department.

HARRY L. BROWN, *Acting Secretary of Agriculture.*

30607. Misbranding of Kalo Santonin. U. S. v. Five Cans and Three Cans of Kalo Santonin Round Worm Expeller for Hogs. Default decree of condemnation and destruction. (F. & D. No. 44945. Sample No. 53057-D.)

The labeling of this product bore false and fraudulent curative and therapeutic claims; and the name "Kalo Santonin" was misleading since the article contained but a small proportion of santonin.

On March 4, 1939, the United States attorney for the Southern District of Iowa, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of eight cans of Kalo Santonin at West Liberty, Iowa; alleging that the article had been shipped in interstate commerce on or about June 30, 1938, from Quincy, Ill., by Kalo Co.; and charging misbranding in violation of the Food and Drugs Act as amended.

Analysis of a sample showed that it consisted essentially of sodium bicarbonate, areca nut, santonin (1.2 percent), calomel, and oil of anise.

The article was alleged to be misbranded in that the name "Kalo Santonin" was false and misleading when applied to an article containing only a small proportion of santonin. It was alleged to be misbranded further in that the following label statements regarding its curative or therapeutic effect were false and fraudulent: "Round worm expeller for hogs * * * for Herd treatment"; "This package will treat 16 head of 50 lb. pigs. For larger or smaller pigs feed in proportion"; and "For individual treatment Give one level teaspoonful for each 20 lbs. of pig's weight."

On May 3, 1939, no claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

HARRY L. BROWN, *Acting Secretary of Agriculture.*

30608. Misbranding of Fatherland Tea. U. S. v. 22 Packages of Fatherland Tea. Default decree of condemnation and destruction. (F. & D. No. 44163. Sample No. 31517-D.)

The labeling of this product bore false and fraudulent curative and therapeutic claims; moreover, the product was falsely represented to be of German origin.

On October 20, 1938, the United States attorney for the Northern District of West Virginia, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 22 packages of Fatherland Tea at Wheeling, W. Va.; alleging that the article had been shipped in interstate commerce on or about May 2, 1938, from Pittsburgh, Pa., by Charles Stern; and charging misbranding in violation of the Food and Drugs Act as amended.

Analysis of a sample of the article showed that it consisted essentially of senna leaves, chamomile flowers, fennel seed, juniper berries, dog grass, and buchu leaves.

It was alleged to be misbranded in that its name, "Fatherland Tea," and the following statements variously appearing in the labeling were false and misleading, since it was not of German origin: (English) "The Great German Herb Medicine": (German) "The Celebrated German Herbs Medicine Fatherland Tea is a mixture of 18 German Herbs collected in all parts of Germany," and "The Celebrated German Herb Medicine." Misbranding was alleged further in that the following statements in the labeling, regarding the curative or therapeutic effect of the article, were false and fraudulent: (English) "For all Diseases of the Blood, Liver, Kidneys and Stomach * * * Is a remedy for Liver and Kidney Complaint, Bilioussness, Dyspepsia, Sick Headache, Nervous Debility, Palpitation of the Heart, Flatulency, Malaria, Fever and Ague, Chills, Pain and Weakness of the Sight, Back and Sides, Loss of Appetite, * * * Blotches, Pimples, Rheumatism, Female Complaints. * * * And All Impurities of the blood"; (German) "If used according to directions, Fatherland Tea is a remedy for diseases of the Liver, Stomach and Kidneys, such as: * * * Headache, Palpitation of the Heart, Pochen, Rheumatism, Pain in the Back and Sides, Weakness of the Eyes, Female Diseases and All Impurities of the Blood"; (English) "A Remedy for all Diseases of the Kidneys, Liver, Stomach and Blood Such as Dyspepsia, Bilioussness, Sick Headache, Nervous Debility, Palpitation of the Heart, Malaria, Fever and Ague, Chills, Weakness