

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 550, FOOD AND DRUGS ACT.

ADULTERATION AND MISBRANDING OF SPIRITS OF CAMPHOR.

On or about February 9, 1909, the Dow & Snell Company, Incorporated, Toledo, Ohio, shipped from the State of Ohio to the State of Michigan a consignment of drug product labeled "Triumph Brand, Pure Spirits of Camphor, manufactured by the Dow and Snell Company, Toledo." A sample from this shipment was procured and analyzed by the Bureau of Chemistry, United States Department of Agriculture, and as it appeared from the findings of the analyst and report thereon that the product was adulterated and misbranded within the meaning of the Food and Drugs Act of June 30, 1906, the Secretary of Agriculture afforded the Dow & Snell Company, Incorporated, and the dealer from whom the sample was purchased opportunities for hearings. As it appeared after hearings held that the said shipment was made in violation of the act, the Secretary of Agriculture reported the facts to the Attorney-General, with a statement of the evidence on which to base a prosecution.

In due course a criminal information was filed against the said Dow & Snell Company, Incorporated, in the District Court of the United States for the Northern District of Ohio charging the above shipment and alleging that the product was adulterated in that it was sold under a name "Spirits of Camphor" recognized in the United States Pharmacopœia, but that the article did not comply with the standard prescribed by that authority and did not have the standard of strength, quality, or purity stated upon the package in which it was contained, and further that the product was misbranded in that the package containing the same was so labeled as to cause the purchaser to believe that the article was spirits of camphor when as a matter of fact it was not spirits of camphor as recognized by the United States Pharmacopœia, and also that the label in no manner declared the presence of

alcohol in the product, when as a matter of fact a quantity of alcohol was found therein.

On June 22, 1910, the defendant entered a plea of nolo contendere and the court imposed a fine of \$25 and costs.

This notice is given pursuant to section 4 of the Food and Drugs Act of June 30, 1906.

W. M. HAYS,
Acting Secretary of Agriculture.

WASHINGTON, D. C., *August 5, 1910.*