

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 1222.

(Given pursuant to section 4 of the Food and Drugs Act.)

MISBRANDING OF FERRO-CHINA ANTIMALARICO.

At the stated term of the Circuit Court of the United States for the Southern District of New York the United States Attorney for said district, acting upon a report of the Secretary of Agriculture, filed information in said court against A. Saunig & Co., alleging shipment by them, in violation of the Food and Drugs Act, on or about September 22, 1910, from the State of New York into the State of Pennsylvania of a quantity of a product labeled Ferro-China Antimalarico, which was misbranded. The product was labeled: "Ferro-China Antimalarico * * * Ferro-China, the Anti-Malaric. Feb-rifuge, Upbuilder, Digestive and Strengthening Tonic. * * * The Ferro-China Anti-Malaric, prepared as it is of the best quality of quinine, is an energetic digestive tonic, and one used with unsurpassed success in long and continued convalescence, miasmatic affections and malarial cachexy, as a cure and preventive. * * *"

Analysis of a sample of said product made by the Bureau of Chemistry of the United States Department of Agriculture showed the product to be a liquid consisting of alcohol by volume 16.12 per cent, and containing some iron but no quinine. Misbranding was alleged because said product was labeled so as to deceive the purchaser, in that the label bore statements regarding the article and the ingredients and substances contained therein which were false and misleading because said statements were to the effect that the article consisted in part of quinine, when in fact no quinine was contained therein, and also because said article contained alcohol, but the label failed to bear a statement of either the quantity or proportion of the alcohol contained therein.

On October 5, 1911, the defendants pleaded guilty and were fined \$50.

JAMES WILSON,
Secretary of Agriculture.

WASHINGTON, D. C., *November 29, 1911.*

