

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 1232.

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

MISBRANDING OF LAXATIVE BORO PEPSIN.

On July 21, 1911, the United States Attorney for the Eastern District of Missouri, acting upon a report of the Secretary of Agriculture, filed information in the District Court of the United States for said district against the Senoret Chemical Co., a corporation, of St. Louis, Mo., alleging shipment by it, in violation of the Food and Drugs Act, on or about October 24, 1910, from the State of Missouri into the State of Oregon of a quantity of a drug product labeled Laxative Boro pepsin, which was misbranded. The product was labeled: (On carton) "Laxative Boro Pepsin, Trade Mark Registered, Contains 4 per cent. Alcohol. A compound of superior merit. A pleasant laxative for cleansing the system, regulating the kidneys, liver, stomach, and bowels, * * * Manufactured only by Senoret Chemical Company, St. Louis, Mo., U. S. A., * * * Guaranteed by Senoret Chemical Company, under the Food and Drugs Act of June 30, 1906, Serial No. 2235." (On bottle) "Laxative Boro Pepsin, Trade Mark Registered, Contains 4 per cent Alcohol, * * * *."

Analysis of a sample of said product made by the Bureau of Chemistry of the United States Department of Agriculture showed the following results: Alcohol by volume 3.30 per cent; a mere trace of boron compound; no proteolytic power detected. Misbranding was alleged for the reason that the statements contained in the labels upon said bottle and carton mislead and deceive the purchaser into the belief that said product contained boron or boron compound, and pepsin, and possessed the therapeutic and medicinal properties or the value of said substances, when in fact said product did not contain boron or boron compound, or pepsin in any appreciable quantity, or in such quantity as would give it the physiological action produced by boron or pepsin; and that said product did not contain 4 per cent alcohol, as stated on the label.

On September 20, 1911, the defendant pleaded guilty and was fined \$10 and costs.

JAMES WILSON,
Secretary of Agriculture.

WASHINGTON, D. C., *December 4, 1911.*