

Misbranding of the article was alleged in substance in the libel for the reason that it was labeled in part on the bottles and in the accompanying circulars as follows, (box) “\* \* \* For Female Disorders \* \* \*,” (circular) “Women suffering from Leucorrhoea \* \* \* Inflammation of the Genital Organs and the various disorders of the Vagina and Uterus will find in Lee’s Hazel Antiseptic Cones an effective remedy. \* \* \* for various distressing derangements of the Uterine Organs \* \* \* It applies \* \* \* to the weak, diseased organs the influence necessary to overcome the fundamental disturbance. Women who suffer from derangements peculiar to their sex cannot afford to neglect them. Lee’s Hazel Antiseptic Cones Are \* \* \* decidedly effective. \* \* \* insuring the thorough therapeutic action needed in the treatment of female disorders. They Help The Conditions Caused by Leucorrhoea. Congestion renders the womb heavy thereby stretching the ligaments, the natural support of the womb \* \* \* By relieving congestion this cause of displacement is removed. Congestion is also a cause of painful menstruation. \* \* \* For Female Complaints in General A remedy of great medicinal value which is used by women suffering from derangements peculiar to their sex. The secret of the success of Lee’s Hazel Antiseptic Cones lies in the application of the medicine to the affected parts. \* \* \* If the case is extremely severe and of long standing \* \* \* This remedy \* \* \* has its field in the treatment of the conditions described. Lee’s Hazel Antiseptic Cones Are \* \* \* decidedly effective. \* \* \*,” which statements on the said box labels and circulars were false and fraudulent, since the said article contained no ingredient or combination of ingredients capable of producing the curative and therapeutic effects claimed.

On June 6, 1922, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be disposed of by the United States marshal according to law.

C. W. PUGSLEY, *Acting Secretary of Agriculture.*

**10729. Misbranding of Yerk’s palatable wine extract of cod liver oil. U. S. v. 5 Dozen Bottles of Yerk’s Palatable Wine Extract of Cod Liver Oil. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 16330. S. No. C-2918.)**

On May 18, 1922, the United States attorney for the Northern District of Illinois, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel for the seizure and condemnation of 5 dozen bottles of Yerk’s palatable wine extract of cod liver oil, at Chicago, Ill., alleging that the article had been shipped by the Yerk’s Chemical Co., Winston-Salem, N. C., October 31, 1921, and transported from the State of North Carolina into the State of Illinois, and charging misbranding in violation of the Food and Drugs Act, as amended.

Analysis of a sample of the article by the Bureau of Chemistry of this department showed that it consisted essentially of compounds of sodium, potassium, calcium, iron, quinine, strychnine, and phosphorus, extracts of plant drugs, including wild cherry bark, possible traces of cod liver oil and malt extract, sugar, alcohol, and water, flavored with benzaldehyde.

Misbranding of the article was alleged in substance in the libel for the reason that the following statements, regarding its curative or therapeutic effect, appearing on the labels of the bottles and cartons containing the said article, to wit, (bottle and carton) “\* \* \* A superior nutrient \* \* \* and reconstructive of especial value for restoring tone and vigor to the entire system. Indicated in General Debility, Nervous Prostration, Tuberculosis, Emaciation, Scrofulosis, Winter Cough, Bronchitis, etc.,” (carton) “\* \* \* Builds You Up \* \* \* Unexcelled as a \* \* \* nutrient and reconstructive remedy. Indicated in \* \* \* General Debility, Nervous Prostration, Neurasthenia, Anemia, Chlorosis, Nervous Dyspepsia, Hysteria, Chronic Cough, \* \* \* diseases requiring building up treatment. \* \* \* nerve-nutrient and reconstructive,” were false and fraudulent, in that the said statements were applied to the said article so as to represent falsely and fraudulently to purchasers thereof, and to create in the minds of such purchasers the impression and belief, that the article was composed of or contained ingredients or medicinal agents or combinations of ingredients effective as a remedy for the several diseases, ailments, and afflictions mentioned in the said labels.

On June 12, 1922, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be destroyed by the United States marshal.

C. W. PUGSLEY, *Acting Secretary of Agriculture.*