

10925. Adulteration and misbranding of antiseptic tablets. U. S. v. F. A. Thompson & Co., a Corporation. Plea of guilty. Fine, \$50. (F. & D. No. 15056. I. S. No. 13493-r.)

On January 3, 1922, the United States attorney for the Eastern District of Michigan, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district an information against F. A. Thompson & Co., a corporation, Detroit, Mich., alleging shipment by said company, in violation of the Food and Drugs Act, on or about January 24, 1920, from the State of Michigan into the State of New York, of a quantity of antiseptic tablets which were adulterated and misbranded. The article was labeled in part: (Bottle) "Tablet Triturates Antiseptic Bernay's (Blue) Mercuric chloride corrosive 1 41-50 grs. * * * F. A. Thompson & Co. Detroit, Mich., U. S. A."

Analysis of a sample of the article by the Bureau of Chemistry of this department showed a shortage in mercuric chloride of 19 per cent.

Adulteration of the article was alleged in the information for the reason that its strength fell below the professed standard under which it was sold.

Misbranding was alleged in substance for the reason that the statement, to wit, "Mercuric chloride corrosive 1 41-50 grs.," borne on the labels of the bottles containing the article, regarding the said article and the substances and ingredients contained therein, was false and misleading in that the said statement represented that the article contained one and forty-one fiftieths grains of mercuric chloride corrosive to each tablet, which quantity expressed in decimal fractions is 1.820 grains, whereas, in truth and in fact, the said article contained a less quantity of mercuric chloride corrosive, to wit, 1.466 grains per tablet, or approximately 19 per cent less than represented on the said label.

On January 3, 1922, a plea of guilty to the information was entered on behalf of the defendant company, and the court imposed a fine of \$50.

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

10926. Adulteration of shell eggs. U. S. v. John W. Melton. Plea of guilty. Fine, \$25. (F. & D. No. 15064. I. S. No. 4227-t.)

On January 23, 1922, the United States attorney for the Western District of Kentucky, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district an information against John W. Melton, Wrightsburg, Ky., alleging shipment by said defendant, in violation of the Food and Drugs Act, on or about August 22, 1920, from the State of Kentucky into the State of Indiana, of a quantity of shell eggs which were adulterated.

Examination, by the Bureau of Chemistry of this department, of the 360 eggs involved in the consignment showed the presence of 60, or 16.67 per cent of those examined, inedible eggs, consisting of black rots, mixed or white rots, spot rots, and heavy blood rings.

Adulteration of the article was alleged in the information for the reason that it consisted in whole or in part of a filthy and decomposed and putrid animal substance.

On May 1, 1922, the defendant entered a plea of guilty to the information, and the court imposed a fine of \$25.

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

10927. Adulteration of tomato catsup. U. S. v. 130 Cases of Tomato Catsup. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 15074. I. S. No. 4916-t. S. No. C-3075.)

On June 22, 1921, the United States attorney for the Southern 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 130 cases of tomato catsup, at Peoria, Ill., alleging that the article had been shipped by the Frazier Packing Co., Elwood, Ind., on or about February 7, 1919, and transported from the State of Indiana into the State of Illinois, and charging adulteration in violation of the Food and Drugs Act. The article was labeled in part: "* * * Burro Brand Tomato Catsup * * * Prepared by The Frazier Packing Co. Elwood, Ind., U. S. A."

Adulteration of the article was alleged in the libel for the reason that it contained, wholly or in part, a filthy, decomposed vegetable substance.

On July 19, 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.*

10928. Misbranding of Zendejas treatment. U. S. v. 49 Bottles and 79 Bottles of Zendejas Treatment. Tried to the court. Finding for the Government. Decree of condemnation, forfeiture, and destruction. (F. & D. Nos. 15330, 15331. I. S. Nos. 3014-t, 3015-t. S. Nos. C-3165, C-3166.)

On or about August 24, 1921, the United States attorney for the Western District of Texas, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district libels for the seizure and condemnation of 126 bottles of Zendejas treatment, remaining in the original packages at San Antonio, Texas, alleging that the article had been shipped by P. Zendejas, Los Angeles, Calif., in part on or about May 24 and in part on or about June 10, 1921, and transported from the State of California into the State of Texas, 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 potassium iodide, extracts of plant drugs, including sarsaparilla and a laxative drug, and water, with a trace of formaldehyde.

Misbranding of the article was alleged in substance in the libels for the reason that the following statements appeared in the labeling of a portion of the said article, (display poster) "For Impure Blood Take Zendejas Treatment," (display card) "Zendejas Treatment for Diseases caused by Impure Blood," and the following statements appeared in the labeling of the remainder of the said article (blue booklet, English and Spanish) "Zendejas Treatment * * * Cleanser and Regenerator of the Blood, Anti-Reumático * * * Cured by Zendejas Treatment * * * The effectiveness of the Zendejas Treatment has become famous * * * tonic properties of the highest value, giving the blood an important dose of iron and carrying to the nerves a nutrition esteemed and durable * * * Zendejas Treatment has great Depurative Power and is antagonistic to certain germs frequently found in the blood. The effect of these elements scientifically combined is to act on the organisms expelling the germs * * * dyspepsia * * * the prime virtue of the Zendejas Treatment rests upon its excellence as a Depurative, which assists in the elimination of the impurities of the blood, carrying to the blood iron and the necessary elements to make it rich, thus stimulating nutrition of the nervous system and thereby relieving many cases of Anemia, Nervous Weakness, Chronic Catarrh, Tiredness and many other troubles which originate from poor blood and lack of nutrition * * * Rheumatism, Lumbago and Kindred Ailments * * * Impure Blood * * * Seasickness, Strange Palpitations and other symptoms which are sometimes believed to be cardiac affections * * * Rheumatism, Headache, Bad Digestion, General Weakness, Nervous Weakness, Exhaustion, Lack of Appetite, Lack of Sleep and Memory * * * pimples and skin diseases, Fatigue and little desire to do active work, Defective Circulation, Sores, Ulcers, Supuration of the Ears and Eyes, Supurated Tumors, Chronic Catarrhs, etc. * * * health and vigor declining * * * tongue * * * coated * * * bad taste in the mouth * * * tired easily * * * cannot straighten up with ease after you have bent forward for a little while * * * sight * * * obscured frequently * * * fatigue * * * hands and feet cold * * * take cold very easily * * * prone to catarrhs and affections of the respiratory organs * * * weight diminishes * * * glands are inflamed frequently * * * Do not wait for more alarming symptoms before getting treatment * * * If you are suffering the consequences of an impure blood take the Zendejas Treatment. If your blood is weak and poor, tonify it with the Zendejas Treatment, but in any event you would do well to take for a reasonable length of time at least once a year the Zendejas Treatment to purge your blood of harmful bacteria * * * quick relief from the first bottle of Zendejas Treatment * * * continue taking it until you regain your complete health * * * It benefits everyone * * * will bring useful elements to your organism. You Will Never Regret It * * *," which said statements, regarding the curative and therapeutic effect of the said article, were false and fraudulent for the reason that it contained no ingredient or combination of ingredients capable of producing the effects claimed.