

condemnation of 6 cases of shelled pistachio nuts, remaining in the original unbroken packages at New York, N. Y., alleging that the article had been shipped from Karachi, India, June 18, 1926, and transported from a foreign country into the State of New York, and charging adulteration in violation of the food and drugs act.

Adulteration of the article was alleged in the libel for the reason that it consisted in part of a filthy, decomposed, and putrid vegetable substance.

On November 30, 1926, David L. Silverman, New York, N. Y., claimant, having admitted the allegations of the libel and having consented to the entry of a decree, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be released to the said claimant upon payment of the costs of the proceedings and the execution of a bond in the sum of \$400, conditioned in part that the good nuts be separated from the bad, and the bad portion denatured or destroyed.

W. M. JARDINE, *Secretary of Agriculture.*

**14730. Misbranding of Moore's Liver-Ax. U. S. v. 7 Cases of Moore's Liver-Ax. Default decree of condemnation, forfeiture and destruction.**  
(F. & D. No. 20940. I. S. No. 12132-x. S. No. C-4993.)

On March 20, 1926, 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 praying seizure and condemnation of 7 cases of Liver-Ax, remaining in the original unbroken packages at Chicago, Ill., alleging that the article had been shipped by the Mount Grove Grocery Co., from Mount Grove, Mo., February 9, 1926, and transported from the State of Missouri into the State of Illinois, and charging misbranding in violation of the food and drugs act as amended.

Analysis by the Bureau of Chemistry of this department of a sample of the article showed that it was an extract of laxative plant drugs in a mixture of water and alcohol.

Misbranding of the article was alleged in the libel for the reason that the following statements, regarding the curative or therapeutic effects of the said article, borne on the label: (Bottle) "Liver-Ax Acts On The Liver \* \* \* An invaluable Remedy for the Treatment of Liver Disorders, Billiousness \* \* \* Headache, Indigestion and Stomach Troubles Better Than Calomel \* \* \* For Habitual Constipation \* \* \* to produce healthy action until bowels are regulated \* \* \* For Headaches, Colds and Fever \* \* \* For Indigestion." (carton) "'It Touches The Spot' \* \* \* Liver-Ax Acts On The Liver \* \* \* A Key To The Liver \* \* \* Of Known Relief In Cases Of \* \* \* Billiousness Indigestion Sick Headaches And Stomach Complaints." (similar statements in foreign languages) "Sensible People No longer use Calomel \* \* \* they can get the same results that Calomel will give, by taking Moore's Liver-Ax \* \* \* There Is Life and Health in every drop \* \* \* Nobody can be perfectly happy without good health. Half sick people by the score go through life disheartened and not conscious of the fact that relief can be secured and their burden made lighter. Nearly always the source of sickness can be attributed to a diseased condition of the Liver. The way to overcome this and be well and strong is to keep a bottle of Moore's Liver-Ax always in reach. \* \* \* We know that if your Liver is not acting as it should, that you need Moore's Liver-Ax, it will do you more good than anything else, it will not only turn your liver over, but it will tone it up." (circular) "This preparation is one of unusual merit \* \* \* giving the public more and better relief than \* \* \* using harsh and frequently very dangerous drugs, whose only relief at the best can be but temporary, and whose effect is but to aggravate the system by over-exertion, thereby leaving it in a weakened condition. \* \* \* action is identical with the action of calomel \* \* \* It has long been a mistaken idea that calomel is the only medicine that would cause the liver to throw off its excess bile and clean out the decomposed matter from the bowels and intestines. Moore's Liver-Ax will do this and do it better \* \* \* without the users having to restrict themselves as to diet and habits. Very often the use of calomel and pills, which are oftentimes more harmful than calomel, while giving perhaps temporary relief, will have a tendency to constipate the system, rather than cure Constipation, by over-exerting the organs, shocking the liver and leaving it in a very sluggish and inactive condition, and nature generally depressed. It is positively criminal to use castor oil when you can secure a better preparation \* \* \* Epsom Salts

is of little value, as it does not touch the liver. Moore's Liver-Ax is a perfect substitute for the drugs, acts better, and is better. It will tone up the system and give new life to the organs, assists nature and gives strength and vitality to the liver. \* \* \* If \* \* \* your system is congested \* \* \* this preparation will relieve this condition \* \* \* Chronic Constipation is frequently the result of too often use of powerful drugs such as calomel, pills that are composed of poisonous and hard-acting drugs that have a tendency to disorder the bowels rather than keep them in a healthy and regular action. Moore's Liver-Ax acts gently but surely, assisting nature and strengthening the organs that have been overworked and weakened. For Chronic Constipation. \* \* \* For headaches, dizziness and swimming in the head \* \* \* For colds \* \* \* Children should be given this preparation for their little ailments instead of calomel \* \* \* give them just enough to produce desired results," (similar statements in foreign languages) were false and fraudulent, in that the said statements were applied to the article so as to represent falsely and fraudulently to purchasers thereof, and create in the minds of such purchasers, the belief that the said article would be effective as a remedy for the several diseases, ailments and afflictions mentioned upon the labels, whereas, in truth and in fact, it contained no ingredients or medicinal agents effective for the said purposes.

On November 4, 1926, 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.

W. M. JARDINE, *Secretary of Agriculture.*

**14731. Adulteration of canned salmon. U. S. v. 665 Cases of Salmon. Default decree of condemnation, forfeiture, and destruction.** (F. & D. No. 20994. I. S. No. 1298-x. S. No. C-5064.)

On April 2, 1926, 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 praying seizure and condemnation of 665 cases of canned salmon, remaining in the original unbroken packages at Peoria, Ill., consigned by the Kansas City Wholesale Grocer Co., Kansas City, Mo., alleging that the article had been shipped in interstate commerce from Kansas City, Mo., into the State of Illinois, on or about November 21, 1925, and charging adulteration in violation of the food and drugs act. The article was labeled in part: "Bering Sea Brand Alaska Red Salmon Packed By Red Salmon Canning Co."

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

On September 11, 1926, 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.

W. M. JARDINE, *Secretary of Agriculture.*

**14732. Adulteration of butter. U. S. v. 27 Tubs of Butter. Product released under bond to be reworked.** (F. & D. No. 21287. I. S. No. 2291-x. S. No. C-5235.)

On or about August 27, 1926, the United States attorney for the Northern District of Ohio, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying seizure and condemnation of 27 tubs of butter, at Cleveland, Ohio, alleging that the article had been shipped by the Land O'Lakes Creameries, Inc., Minneapolis, Minn., on or about August 13, 1926, and transported from the State of Minnesota into the State of Ohio, and charging adulteration in violation of the food and drugs act.

Adulteration of the article was alleged in the libel for the reason that a product which contained less than 80 per cent by weight of milk fat had been substituted for butter, a product which should contain not less than 80 per cent by weight of milk fat as prescribed by the act of March 4, 1923, which the said article purported to be.

On September 23, 1926, the Land O'Lakes Creameries, Inc., Minneapolis, Minn., claimant, having paid the costs of the proceedings and having reworked the product under the supervision of this department so that it had a milk fat content of not less than 80 per cent, it was ordered by the court that the bond theretofore executed by the claimant be exonerated.

W. M. JARDINE, *Secretary of Agriculture.*