

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 \$1,000, in conformity with section 10 of the act, conditioned in part that it be repacked under the supervision of this department so that each of the packages would contain 1 pound net.

C. F. MARVIN, *Acting Secretary of Agriculture.*

12112. Adulteration and misbranding of flour. U. S. v. 160 Sacks of Flour. Decree of condemnation and forfeiture. Product released under bond. (F. & D. No. 18113. I. S. No. 8446-v. S. No. W-1449.)

On or about December 3, 1923, the United States attorney for the Southern District of California, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying the seizure and condemnation of 160 sacks of flour, at Fresno, Calif., consigned by the Crown Mills, Portland, Oreg., alleging that the article had been shipped from Portland, Oreg., on or about November 9, 1923, and transported from the State of Oregon into the State of California, and charging adulteration and misbranding in violation of the Food and Drugs Act, as amended. The article was labeled in part: "Crown Hard Wheat Patent Flour Crown Mills, Portland, Tacoma, Seattle 98 Pounds."

Adulteration of the article was alleged in the libel for the reason that water had been mixed and packed with and substituted wholly or in part for the said article.

Misbranding was alleged for the reason that the statement, "98 Pounds," appearing in the labeling, was false and misleading and deceived and misled the purchaser. Misbranding was alleged for the further reason that the quantity of the contents was not plainly and conspicuously marked on the outside of the package containing the said article, in terms of weight and measure.

On January 28, 1924, the Allen Flour Co., San Francisco, Calif., having appeared as claimant for the property, 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 \$1,000, in conformity with section 10 of the act, conditioned in part that it be dried down and the sacks filled in a manner satisfactory to this department.

C. F. MARVIN, *Acting Secretary of Agriculture.*

12113. Misbranding of Doan's kidney pills. U. S. v. 199 Dozen Packages, et al., of Doan's Kidney Pills. Default decrees of condemnation, forfeiture, and destruction. (F. & D. Nos. 18062, 18063. I. S. Nos. 6750-v, 6751-v, 6752-v. S. Nos. C-4200, C-4202.)

On November 19 and 20, 1923, respectively, the United States attorney for the Eastern District of Missouri, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district libels praying the seizure and condemnation of 439 dozen small packages of Doan's kidney pills, at St. Louis, Mo., alleging that the article had been shipped by the Foster-Milburn Co., Buffalo, N. Y., in part on or about October 23 and in part on or about November 15, 1923, and transported from the State of New York into the State of Missouri, and charging misbranding in violation of the Food and Drugs Act, as amended. The article was labeled in part: (Box and wrapper) "Kidney Pills * * * acting directly on the * * * Urinary System;" (circular) (English) "Kidney Pills * * * There are certain trades in which * * * those following such trades are * * * subject to kidney troubles. In such cases. if these pills are indicated * * * increase the dose * * * when relief is noticed, the dose may be reduced * * * a good medicine," (Magyar, Swedish, German) "If you work hard or if you perform indoor work of [or] any kind of work which strains the kidneys, increase the dose," (Bohemian) "If you work hard or in closed quarters or if you perform work which affects the kidneys, increase the use of the pills," (Yiddish) "if you work hard and suffer with kidney troubles, take three pills each time until you feel better," (Polish) "if you work hard or indoors or any work which injures the kidneys, take one more, that is three pills."

Analysis of a sample of the article by the Bureau of Chemistry of this department showed that the pills consisted essentially of potassium nitrate, ground uva ursi leaves, a trace of a volatile oil such as turpentine or juniper oil, a resin, starch, sugar, and talc, coated with starch, sugar, and talc.