

3985. Misbranding of "Dr. Shoop's Twenty Minute Croup Remedy." U. S. * * * v. Dr. Shoop's Laboratories, a corporation. Plea of guilty. Fine, \$100. (F. & D. No. 6139. I. S. No. 6916-e.)

On April 17, 1915, the United States attorney for the Eastern District of Wisconsin, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district an information against Dr. Shoop's Laboratories, a corporation, Racine, Wis., alleging shipment by said company, in violation of the Food and Drugs Act, as amended, on or about February 3, 1913, from the State of Wisconsin into the State of Minnesota, of a quantity of "Dr. Shoop's Twenty Minute Croup Remedy," which was misbranded. The product was labeled: (On bottle) "Dr. Shoop's Twenty Minute Croup Remedy Will usually check croup in Twenty Minutes. Mild, but effectual. Will not vomit the child or make it sick, as does the old way of giving emetics. It will prevent Croup, if given where there is fever and symptoms of approaching Croup. Directions. From 1 to 3 years $\frac{1}{2}$ teaspoonful; over 3 years, 1 teaspoonful. Give every 15 minutes at first, then $\frac{1}{2}$ to 2 hours apart. In severe cases wrap the throat with cloths wet with hot water and cover with dry flannel. Change often. 50 Cents. Prepared by Dr. C. I. Shoop, Racine, Wis." (Blown in bottle) "Dr. Shoop's Family Medicines, Racine, Wis." (Directions in other languages on back of bottle.) (On carton) "Dr. Shoop's Twenty Minute Croup Remedy. This Prescription offers an Exclusive Croup Remedy to mothers for their children. Will usually check even desperate cases in 20 minutes. Positively mild, and thoroughly harmless. Can be given to the youngest babe in perfect safety, for it does not make the child vomit or sick as does the old way of giving emetics. To Head Off Croup give Dr. Shoop's Croup Remedy when there is fever or signs of approaching Croup. If Cough follows Croup, use Dr. Shoop's Cough Remedy, which contains no opium, chloroform or other dangerous narcotics. Dr. Shoop's remedies are safe, mild, yet effectual. Prepared by Dr. C. I. Shoop, Racine, Wisconsin. Price 50 Cents." (Writing on other sides of carton in foreign languages.)

Analysis of a sample of the product by the Bureau of Chemistry of this department showed the following results:

Nonvolatile matter (per cent).....	56.7
Ash (per cent).....	0.12
Sugars (per cent).....	44.3
Salicylic acid (per cent).....	0.25
Glycerin, approximately (per cent).....	10.7
Alkaloids, alcohol, metals and ammonium salts, absent.	

Product is a sirup containing glycerin and a small amount of salicylic acid.

Misbranding of the product was alleged in the information for the reason that the following statements regarding the therapeutic or curative effects thereof, appearing on the label aforesaid, to wit, (On bottle) "Dr. Shoop's Twenty Minute Croup Remedy Will usually check croup in Twenty Minutes. * * * It will prevent Croup, if given where there is fever and symptoms of approaching Croup." (On carton) "Dr. Shoop's Twenty Minute Croup Remedy. This Prescription offers an Exclusive Croup Remedy to mothers for their children. Will usually check even desperate cases in 20 minutes. * * * To Head Off Croup give Dr. Shoop's Croup Remedy when there is fever or signs of approaching Croup," were false and fraudulent in that the same were applied to said article knowingly and in reckless and wanton disregard of their truth or falsity, so as to represent falsely and fraudulently to the purchasers thereof, and create in the minds of purchasers thereof, the impression and belief that it was, in whole or in part, composed of or contained ingredients or medicinal agents effective, among other things, for the prevention of and as a remedy for

croup, when, in truth and in fact, said article was not, in whole or in part, composed of and did not contain ingredients or medicinal agents effective, among other things, for the prevention of or as a remedy for croup.

On April 19, 1915, the defendant corporation entered a plea of guilty to the information, and the court imposed a fine of \$100.

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

WASHINGTON, D. C., *July 19, 1915.*