

Northern District of Illinois (No. 3344), judgment of condemnation was entered and the court ordered that the product be destroyed.

**3346. Misbranding of Weber's laxative cold tablets. U. S. v. 97 Bottles \* \* \*.**  
(F. D. C. No. 29701. Sample No. 13746-K.)

**LIBEL FILED:** August 28, 1950, Middle District of Pennsylvania.

**ALLEGED SHIPMENT:** On or about August 9, 1950, from Buffalo, N. Y.

**PRODUCT:** 97 bottles of *Weber's laxative cold tablets* at Chambersburg, Pa., in possession of H. Weber & Co.

**RESULTS OF INVESTIGATION:** Investigation disclosed that the tablets were repacked after completion of the interstate shipment.

**LABEL, IN PART:** "Weber's Laxative Cold Tablets For Colds and LaGrippe \* \* \* Each Tablet Represents Acetanilid 2 gr. Tincture Aconite 3½ M Tincture Gelsemium 4½ M Ipecac ½ gr. Aloin ½<sub>20</sub> gr. Podophyllin ½<sub>20</sub> gr. Capsicum ½ gr."

**NATURE OF CHARGE:** Misbranding, Section 502 (a), the label statement "For Colds and LaGrippe" was false and misleading since the article would not be effective in the treatment of such conditions; and, Section 502 (f) (2), the labeling of the article failed to bear adequate warnings against use in those pathological conditions or by children where its use may be dangerous to health, or against unsafe dosage or methods or duration of administration or application, in such manner and form, as are necessary for the protection of users since the label failed to warn that the frequent or continued use of an article containing acetanilid may be dangerous, causing serious blood disturbances, anemia, collapse, or a dependence on the drug; and the label failed also to warn that frequent or continued use of the article may result in a dependence on laxatives, and that the article should not be used when abdominal pain, nausea, vomiting, or other symptoms of appendicitis are present. The article was misbranded while held for sale after shipment in interstate commerce.

**DISPOSITION:** February 5, 1951. Default decree of condemnation and destruction.

**3347. Misbranding of Rheumolek Herb Tea No. 3 and Hematone Herb Tea No. 4. U. S. v. 15 Bags, etc. (F. D. C. No. 30359. Sample Nos. 81768-K to 81771-K, incl.)**

**LIBEL FILED:** December 28, 1950, Eastern District of Pennsylvania.

**ALLEGED SHIPMENT:** On or about September 28, October 6, and November 8, 1950, from New York, N. Y., by E. C. Diez Drug Co., Inc.

**PRODUCT:** 15 bags and 150 cartons of *Rheumolek Herb Tea No. 3*, and 8 bags and 100 cartons of *Hematone Herb Tea No. 4*, at Morrisville, Pa., in possession of Tatra Co., together with a number of order blanks headed "Odtrhnete A Poslete Tuto Objednavku Na Adresu."

**RESULTS OF INVESTIGATION:** The products were shipped in 100-pound bags to which were attached tags bearing the names and addresses of the shipper and consignee on one side and on the reverse side the statement "100 #3" or "100 #4."

The consignee had repackaged portions of the contents of the bags in cartons holding 5 ounces each, and had labeled the cartons as set forth below.

**LABEL, IN PART:** (Carton) "Rheumolek Herb Tea No. 3 \* \* \* Buchu Leaves, Black Cohosh, Pipsissewa, Wintergreen, Bearberry, Coriander, Rosemary