

**4447. Misbranding of "Prof. Peeke's Remedy for Epilepsy or Fits, Convulsions and Spasms." U. S. v. Parker R. Whitcomb (Prof. W. H. Peeke, F. D.). Plea of guilty. Fine, \$50. (F. & D. No. 6427. I. S. No. 3635-h.)**

On October 15, 1915, the United States attorney for the Southern District of New York, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district an information against Parker R. Whitcomb, trading as Prof. W. H. Peeke, F. D., New York, N. Y., alleging shipment by said defendant, in violation of the Food and Drugs Act, as amended on July 10, 1913, from the State of New York into the State of Pennsylvania, of a quantity of "Prof. Peeke's Remedy for Epilepsy or Fits, Convulsions and Spasms," which was misbranded. The article was labeled: (On bottle) "Prof. Peeke's Remedy for Epilepsy or Fits, Convulsions, and Spasms. A perfectly safe remedy. This preparation complies with the Pure Food and Drugs Act, June 30, 1906, Serial No. 44478. Price \$3.00. Prof. W. H. Peeke, F. D. 2 & 4 Cedar street, New York. This bottle of Peeke's Remedy contains nothing whatever that will be injurious to either body or mind, and it can be used with perfect safety by the youngest or oldest sufferer. The drugs used have been selected to act on the cause of the disease and expel it from the system. You are particularly requested to watch the effect of the medicine. This is very important, and it would be much better for you not to use the Remedy, than to use it and fail to advise of the results effected. Price, \$3.00. Directions for use. Take one teaspoonful before each meal, and three teaspoonfuls at bed-time. Each dose is to be taken in a wine glass of water. For children, the dose must be reduced in proportion to the age of the child. Strong drink should be avoided. Eat such food as agrees with you. Avoid overloading the stomach. The lightest meal should be at night. The bowels must be kept open and regular. Take the doses regularly as directed." (Blown in bottle) "Prof. W. H. Peeke's Remedy New York." The pamphlet or circular accompanying the article contained, among other things, the following: "The Medicinal Properties of My Remedy are nervine-sedative and anti-spasmodic. It is also a powerful tonic and blood purifier. It cleanses the blood of all impurities, rendering it limpid and healthy, equalizing the circulation, clearing the system of the poison of the disease and restoring life to the brain." "It vigorously attacks and neutralizes every poison in the system; it first relieves the inflamed and irritated nerves, replacing the diseased atoms by strong and healthy particles." "Following the nerves in their infinite ramifications, it reaches every tiniest fiber in blood, muscle, and bone; freshens, strengthens, brightens and revivifies them, and then by all the excretory organs, as the Lungs, Liver, Skin and Bowels, it drives out of the system forever all the morbid poisonous matter."

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

Ammonia, calculated as ammonium carbonate, U. S. P. (grams per 100 cc)-----	2.13
Nonvolatile matter (grams per 100 cc)-----	19.34
Bromid, calculated as sodium bromid (grams per 100 cc)---	19.39

The product is essentially an aqueous solution of sodium bromid and ammonium carbonate.

Misbranding of the article was alleged in the information for the reason that the following statements regarding the therapeutic or curative effects thereof, appearing on the label as aforesaid, "Prof. Peeke's Remedy for Epilepsy or Fits, Convulsions, \* \* \* the drugs used have been selected to act on the cause

of the disease and expel it from the system \* \* \*," and included in the circular or pamphlet aforesaid, to wit, "It cleanses the blood of all impurities, rendering it limpid and healthy, equalizing the circulation, clearing the system of the poison of the disease and restoring life to the brain," "\* \* \* it first relieves the inflamed and irritated nerves, replacing the diseased atoms by strong and healthy particles," "\* \* \* and then by all the excretory organs as the lungs, liver, skin and bowels, it drives out of the system forever all the morbid poisonous matter," were false and fraudulent in that the same were applied to the 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, as a remedy in acting upon the cause of epilepsy, fits, and convulsions, and expelling said diseases from the system; for cleansing the blood of all impurities, rendering it healthy, and restoring life to the brain; for replacing diseased atoms by healthy particles, and for driving from the system all morbid poisonous matter, when, in truth and in fact, it was not, in whole or in part, composed of, and did not contain, such ingredients or medicinal agents.

On October 21, 1915, the defendant entered a plea of guilty to the information, and the court imposed a fine of \$50.

CARL VROOMAN, *Acting Secretary of Agriculture.*

444S. Adulteration of canned beans. U. S. \* \* \* v. William E. Cooke et al. (Cooke, Shanawolf Co.). Plea of guilty. Fine, \$35. (F. & D. No. 6428. I. S. No. 2765-k.)

On March 28, 1916, the United States attorney for the District of Maryland, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district an information against William E. Cooke and Conrad H. Shanawolf, trading as Cooke, Shanawolf Co., Baltimore, Md., alleging shipment by said defendants, in violation of the Food and Drugs Act, on or about February 1, 1915, from the State of Maryland into the State of Massachusetts, of a quantity of canned beans, which were adulterated. The article was labeled: "Traveler Brand in Tomato Sauce Beans Contents 2 Lbs. 2 Oz. Packed by Cooke, Shanawolf Co. Baltimore, Md."

Examination of a sample of the article by the Bureau of Chemistry of this department showed the following results:

Sample No.	Passable beans.		Partially moldy or musty beans.		Foreign matter.
	No.	Per cent.	No.	Per cent.	
1.....	1,033	77.1	306	22.8	1 pea.
2.....	915	72.1	353	27.8	2 peas and 5 small stones.

A partially decomposed vegetable product.

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

On March 28, 1916, a plea of guilty was entered on behalf of the defendant firm, and the court imposed a fine of \$35.

CARL VBROOMAN, *Acting Secretary of Agriculture.*