

**4860. Misbranding of "S. B. Cough and Consumption Remedy." U. S. \* \* \* v. Blumauer-Frank Drug Co., a corporation. Plea of guilty. Fine, \$50. (F. & D. No. 6586. I. S. No. 3097-h.)**

On October 14, 1915, the United States attorney for the District of Oregon, acting upon a report by the Secretary of Agriculture filed in the District Court of the United States for said district an information against the Blumauer-Frank Drug Co., a corporation, Portland, Oreg., alleging shipment by said company, in violation of the Food and Drugs Act, as amended, on or about August 19, 1913, from the State of Oregon into the State of California, of a quantity of an article, labeled in part, "S. B. Cough and Consumption Remedy," which was misbranded.

Analysis of a sample of the article by the Bureau of Chemistry of this department showed that the product was essentially a hydroalcoholic solution of drug extractives carrying umbelliferone, sugars, oil of tar, and color.

Misbranding of the article was alleged in substance in the information for the reason that certain statements appearing on its label falsely and fraudulently represented it as a remedy for consumption, whooping cough, and influenza, and as a preventive of consumption, when, in truth and in fact, it was not.

On May 6, 1916, the defendant company entered a plea of guilty to the information, and the court imposed a fine of \$50.

CARL VROOMAN, *Acting Secretary of Agriculture.*