

5024. Misbranding of "Lafayette Cough Syrup." U. S. * * * v. The Lafayette Co., a corporation. Plea of guilty. Fine, \$25 and costs.
(F. & D. No. 6638. I. S. No. 1615-k.)

On December 14, 1915, the United States attorney for the district of New Hampshire, 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 Lafayette Co., a corporation, Berlin, N. H., alleging shipment by said company, in violation of the Food and Drugs Act as amended, on or about January 9, 1914, from the State of New Hampshire into the State of Massachusetts of a quantity of an article labeled in part, "Lafayette Cough Syrup," which was misbranded.

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

Alcohol (per cent by volume)	7.34
Reducing sugar (invert) (grams per 100 cc)	28.4
Sucrose (Clerget) (grams per 100 cc)	47.8
Ipecac alkaloids: Present.	
Wild cherry: Present.	
Fatty acids: Trace.	
Benzoic acid: Trace.	

It was charged in substance in the information that the article was misbranded in that statements on its label, and included in the circular accompanying it, falsely and fraudulently represented it as a preventive of consumption and pneumonia and as a remedy for croup, whooping cough, la grippe, and all affections of the throat and lungs, when, in truth and in fact, it was not.

On September 19, 1916, the defendant company entered a plea of guilty to the information, and the court imposed a fine of \$25 and costs.

CARL VROOMAN, *Acting Secretary of Agriculture.*