

6765. Adulteration of milk. U. S. * * * v. Herman Poehling and Benjamin Poehling (Herman Poehling). Plea of guilty. Fine, \$50 and costs. (F. & D. No. 9142. I. S. No. 10068-p.)

On November 13, 1918, the United States attorney for the Eastern District of Illinois, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district an information against Herman Poehling and Benjamin Poehling, copartners, trading as Herman Poehling, Aviston, Ill., alleging shipment by said defendants, in violation of the Food and Drugs Act, on or about September 11, 1917, from the State of Illinois into the State of Missouri, of a quantity of milk which was adulterated.

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

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| Specific gravity, 60° F----- | 25.7 |
| Fat (per cent)----- | 3.8 |
| Solids not fat (per cent)----- | 7.14 |
| Total solids calculated (per cent)----- | 10.94 |
| Total solids by drying (per cent)----- | 10.95 |
| Immersion refractometer reading at 20° C----- | 37.0 |
| Nitrates: Positive. | |

These results show the milk to contain added water.

Adulteration of the article was alleged in the information for the reason that a substance, to wit, water, had been mixed and packed therewith so as to lower, reduce, and injuriously affect its quality, and had been substituted in part for milk, which the article purported to be.

On December 10, 1918, the defendants entered pleas of guilty to the information, and the court imposed a fine of \$50 and costs.

J. R. Riggs, Acting Secretary of Agriculture.

6766. Misbranding of Seelye's Ner-Vena. U. S. * * * v. A. B. Seelye Medical Co., a corporation. Plea of guilty. Fine, \$10 and costs. (F. & D. No. 9144. I. S. No. 10521-m.)

On November 26, 1918, the United States attorney for the District of Kansas, 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 A. B. Seelye Medical Co., a corporation, Abilene, Kans., alleging shipment by said company, in violation of the Food and Drugs Act, as amended, on or about January 4, 1917, from the State of Kansas into the State of Missouri, of a quantity of an article, labeled in part "Seelye's Ner-Vena," which was misbranded.

Analysis of a sample of the article by the Bureau of Chemistry of this department showed that the product was a sirup containing alcohol and vegetable extractives, among which were those of juniper, wild cherry, senna, gentian, sassafras, uva ursi, and cinchona.

It was alleged in substance in the information that the article was misbranded for the reason that certain statements appearing on the labels of the cartons and bottles falsely and fraudulently represented it as a treatment, remedy, and cure for diseases of the nerves, blood, and kidneys, as a treatment, remedy, and cure for diseases peculiar to the stomach, liver, kidneys, and nervous system, and effective to purify the blood, indigestion, dyspepsia, weak heart, pericarditis, jaundice, liver complaint, kidney and urinary troubles (gravel, incontinency of urine), malaria, and miasmatic affections, scrofula,