

8982. Misbranding of Sirop D'Anis (Sirup of Anise). U. S. * * * v. Certain Bottles of Sirop D'Anis. Default decrees of condemnation, forfeiture, and destruction. (F. & D. Nos. 12440, 12441, 12442, 12443, 12444, 12446, 12447, 12448, 12449, 12450. I. S. Nos. 13069-r, 13081-r, 13080-r, 13078-r, 13076-r, 13071-r, 13082-r, 13085-r, 13084-r, 13075-r. S. Nos. E-2099, E-2103, E-2104, E-2105, E-2106, E-2109, E-2110, E-2111, E-2112, E-2115.)

On May 17 and 24, 1919, the United States attorney for the District of Maine, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district libels for the seizure and condemnation of certain bottles of Sirop D'Anis, consigned by J. A. E. Gauvin, Lowell, Mass., between the dates of July 1, 1919, and February 6, 1920, remaining unsold in the original unbroken packages at Portland and Biddeford, Me., alleging that the article had been transported from the State of Massachusetts into the State of Maine, and charging misbranding in violation of the Food and Drugs Act, as amended.

Analysis of a sample of the article by the Bureau of Chemistry of this department showed that it consisted essentially of morphine acetate, oil of anise, sugar, alcohol, and water.

Misbranding of the article was alleged in substance in the libels for the reason that the packages containing it bore certain statements regarding the curative or therapeutic effect, as follows, (bottle) "For Babies * * * This preparation is highly recommended in cases of Colic, Dysentery, Sleeplessness, and painful dentition. * * * For Babies. This syrup is administered in cases of Colic, Diarrhea, Dysentery, Painful Dentition, Sleeplessness, Coughs, etc.," (wrapper) "For Babies * * * This Syrup is administered for Infantile Colics, Dysentery, Coughs, Colds, Sleeplessness, etc. For Babies This syrup is administered in cases of Colic, Diarrhea, Dysentery, Painful Dentition, Coughs, Colds, Sleeplessness, etc.," (circular) "For Babies * * * A preparation for soothing pain in cases of Colic, Dysentery, Coughs, Colds and Sleeplessness. Recommended for Babies and children when the process of dentition is painful. For Babies * * * A preparation for soothing pain in cases of Colic, Dysentery, Colds and Chills (Refroidissements) Recommended for babies and children when dentition is painful and when wanting sleep," which statements were false and fraudulent in that the article contained no ingredient or ingredients capable of producing the effects claimed.

On June 17, 1920, no claimant having appeared for the property, judgments of condemnation and forfeiture were entered, and it was ordered by the court that the product be destroyed by the United States marshal.

E. D. BALL, *Acting Secretary of Agriculture.*

8983. Misbranding of Gauvin's Cough Syrup. U. S. * * * v. Certain Bottles of Gauvin's Cough Syrup. Default decrees of condemnation, forfeiture, and destruction. (F. & D. Nos. 12823 to 12831, inclusive. I. S. Nos. 1214-r, 1210-r, 1205-r, 1201-r, 1203-r, 1212-r, 1211-r, 1206-r, 1208-r. S. Nos. E-2303, E-2310 to E-2317, inclusive.)

On June 21, 1920, the United States attorney for the District of Maine, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district libels for the seizure and condemnation of certain bottles of Gauvin's Cough Syrup, remaining unsold in the original unbroken packages at Rumford, Westbrook, and Sanford, Me., consigned by J. A. E. Gauvin, between the dates of October 9 and 17, 1919, alleging that the article had been transported from the State of Massachusetts into the State of Maine, and charging misbranding in violation of the Food and Drugs Act, as amended. Two consignments of the articles were labeled in part: (Bottle) "* * * For 'La Grippe,' Whooping-Cough & all Affections of the Throat and Lungs;" (carton) "* * * Recommended for 'La Grippe,' Whooping Cough and all Throat and Pulmonary Diseases * * * For all Diseases of the Respiratory Organs;" (circular) "* * * the greatest possibilities of a radical

cure * * * highly recommended for all Affections of the Respiratory Organs
 * * * its persistent use produces a beneficent relief in serious as well as desperate
 cases * * * a remedy for all Affections of the Respiratory Organs: Throat,
 Bronchial Tubes and Lungs * * * the use of Gauvin's Syrup in the treatment of
 more severe cases of * * * Catarrh, as well as Asthma, Whooping Cough, La
 Grippe, Hoarseness and Influenza have proven conclusively the efficacy of this
 remedy * * * especially appropriate for the treatment of pulmonary diseases,
 because it constitutes the best antiseptic combination to check the progress of
 microbes in the respiratory organs * * * it will relieve the worst cases * * *"
 The remaining consignments were labeled in part: (Bottle) " * * * For * * *
 'La Grippe,' Whooping-Cough & all Affections of the Throat and Lungs;" (carton)
 " * * * Recommended for * * * 'La Grippe,' Whooping Cough and all
 Throat and Pulmonary Diseases * * * A safe and active Remedy for all Diseases
 of the Respiratory Organs * * * 'La Grippe,' Whooping-Cough and all Throat
 and Lung Diseases;" (circular) " * * * Successfully used in all Affections of the
 Throat, Bronchi and Lungs * * * especially indicated in the treatment of all
 cases of Coughs, Colds, Catarrh, Asthma, Whooping-Cough, Influenza and in the first
 stages of Consumption * * * Tuberculosis * * * ailments of the Chest
 * * * Spasmodic Coughs * * * Used against all Affections of the Throat,
 Bronchi and Lungs * * * Gauvin's Cough Syrup is fully indicated for the treat-
 ment of the most serious cases of Colds, Bronchitis, the most obstinate Catarrhs,
 Asthma, Whooping-Cough, Grippe, Hoarseness, Influenza and the first stages of
 Consumption * * * Tuberculosis and * * * Epidemic Grippe * * *
 Diseases of the Chest * * * Gastric Disorders;" (wholesale carton) " * * *
 Recommended for Pulmonary Diseases, * * * Affections of the Throat, Bronchial
 Tubes and Lungs, Hoarseness, * * * La Grippe, Whooping-Cough."

Analysis of a sample of the article by the Bureau of Chemistry of this department
 showed that it consisted essentially of extractives of wild cherry bark and spruce
 gum, sugar, alcohol, and water.

Misbranding of the article was alleged in substance in the libels for the reason that
 it bore certain statements regarding the curative or therapeutic effects, as above
 quoted, which statements were false and fraudulent in that the articles contained
 no ingredient or ingredients capable of producing the effects claimed.

On July 20, 1920, no claimant having appeared for the property, judgments of
 condemnation and forfeiture were entered, and it was ordered by the court that the
 product be destroyed by the United States marshal.

E. D. BALL, *Acting Secretary of Agriculture.*

**8984. Misbranding of Hall's Texas Wonder. U. S. * * * v. 6 Dozen Bottles and 6 Dozen,
 Bottles of Hall's Texas Wonder * * *. Default decrees of condemnation, forfeiture
 and destruction. (F. & D. Nos. 12920, 12973. S. Nos. C-1986, C-1999.)**

On June 16 and 25, 1920, the United States attorney for the Western District of
 Tennessee, acting upon a report by the Secretary of Agriculture, filed in the District
 Court of the United States for said district libels for the seizure and condemnation of
 6 dozen bottles and 6 dozen bottles of Hall's Texas Wonder, remaining unsold in the
 original packages at Memphis, Tenn., alleging that the article had been shipped by
 E. W. Hall, St. Louis, Mo., on or about June 9 and June 18, 1920, and transported
 from the State of Missouri into the State of Tennessee, and charging misbranding in
 violation of the Food and Drugs Act, as amended. The article was labeled in part:
 (Carton) "A Remedy for Kidney and Bladder Troubles, Weak and Lame Backs,
 rheumatism and Gravel. Regulates Bladder Troubles in Children;" (circular)
 "Read Carefully In cases of Gravel and Rheumatic Troubles it should be taken
 every night in 25-drop doses until relieved."