

On November 29, 1919, no claimant having appeared for the property, judgment of condemnation and forfeiture was 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.*

9102. Adulteration and misbranding of evaporated apples. U. S. * * * v. 200 Boxes * * * of Evaporated Apples. Product ordered released on bond. (F. & D. No. 12536. I. S. No. 13053-r. S. No. E-2045.)

On March 31, 1920, 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 a libel for the seizure and condemnation of 200 boxes of evaporated apples, at Keene, N. H., alleging that the article had been shipped on or about March 6, 1920, by Rosenberg Bros. & Co., from Watsonville, Calif.; and transported from the State of California into the State of New Hampshire, and charging adulteration and misbranding in violation of the Food and Drugs Act. The article was labeled, "78 Treated with Sulphur-dioxide Extra Choice Evaporated Apples Bleached with Sulphur net fifty lbs."

Adulteration of the article was alleged in the libel for the reason that an excessive amount of water had been mixed and packed with, and substituted in whole or in part for, dried apples.

Misbranding was alleged for the reason that the statement in the label attached to the boxes, to wit, "Extra Choice Evaporated Apples," was false and misleading and tended to deceive or mislead the purchaser thereof.

On June 16, 1920, the said Rosenberg Bros. & Co. having filed its bond in the sum of \$500, in conformity with section 10 of the act, it was ordered by the court that the property be delivered to said claimant company upon payment of the costs of the proceedings and upon the proper branding of the article so as to bring it in conformity with the law.

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

9103. Misbranding of Hall's Texas Wonder. U. S. * * * v. 3 Dozen Bottles of Hall's Texas Wonder. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 12946. I. S. No. 120-r. S. No. E-2393.)

On June 22, 1920, the United States attorney for the Northern District of Georgia, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel for the seizure and condemnation of 3 dozen bottles of Hall's Texas Wonder, remaining in the original unbroken packages at Atlanta, Ga., alleging that the article had been shipped on or about March 24, 1920, by E. W. Hall, St. Louis, Mo., and transported from the State of Missouri into the State of Georgia, 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 Trouble in Children;" (circular) "In cases of Gravel and Rheumatic Troubles it should be taken every night in 25-drop doses until relieved."

Analysis of a sample of the article by the Bureau of Chemistry of this department showed that it consisted essentially of copaiba, rhubarb, colchicum, guaiac, turpentine, alcohol, and water.

It was alleged in substance in the libel that the article was misbranded for the reason that the above-quoted statements regarding the curative and therapeutic effects thereof, appearing on the label of the carton and in the circular,