

"NERVES ARE EXPENSIVE Health is too precious to risk it with 'jitters.' Food is too valuable to waste because of nervous indigestion. If something keeps up a turmoil preventing self-mastery, tell your doctor. Get your rest. After your daily job, relax. **BALANCE THE DIET.** Relieve constipation. Insure optimum intake of minerals and vitamins, especially vitamin B. * * * Phosphorus and lecithin are important to the nerves. Nerve tension can be relieved by the use of Soy Bean Lecithin to the extent that a possible phosphorus deficiency is relieved * * *"; (*Vitamin C 100 Mgm.*) " * * * a deficiency of vitamin C may contribute to hay fever, poor teeth and bones, and skin troubles * * *"; (*Riboflavin Vitamin B₂ (G)*) " * * * Sometimes referred to as the growth vitamin. A deficiency may cause skin disorders, digestive disturbances and nervous symptoms * * *"; (*Vitamin B Complex Ironated*) " * * * Chronic partial Vitamin B deficiency is probably one of the factors in the production of the constipation so commonly met with among Western people, and other signs and symptoms of Chronic gastro-intestinal malfunction in adults * * *"; (*Vitamin and Mineral Compound*) " * * * for children with retarded growth due to lack of appetite and lack of Vitamin A and B * * *"; (*Lactose Dextrins Maltose with Dry Lemon Juice*) " * * * With intestinal cleanliness regained, the bowels should be more regular, the breath sweeter, the complexion clearer, eyes brighter and an increased sense of physical fitness experienced * * *"; (*Wheat Germ*) " * * * a rich source of Vitamin B * * * Also contains vitamin A, E, and G. Vitamin B is but sparingly stored in the body so it must be supplied by the food each day * * * functions * * * 1. Promoting the utilization of food by the body tissues (called metabolism). 2. Aiding the process of lactation in nursing mothers. 3. Toning up the digestive muscles and thus promoting normal elimination. 4. For fitness and general well-being * * *." The articles would not be effective in the treatment of the diseases, symptoms, and conditions stated and implied.

The articles were alleged also to be misbranded under the provisions of the law applicable to foods, as reported in notices of judgment on foods.

DISPOSITION: January 27, 1947. The Battle Creek Dietetic Supply Company having appeared as claimant, judgment of condemnation was entered and the products were ordered released under bond, with the exception of the pamphlets entitled "Health is Wealth," conditioned that they be brought into compliance with the law, under the supervision of the Food and Drug Administration. The pamphlets were ordered destroyed.

2182. Misbranding of Macia Nose Drops. U. S. v. 52 Bottles * * *. (F. D. C. No. 21685. Sample No. 57603-H.)

LIBEL FILED: December 12, 1946, District of Rhode Island.

ALLEGED SHIPMENT: On or about February 13, 1946, by Macia Corporation, from Holyoke, Mass.

PRODUCT: 52 1-oz. bottles of *Macia Nose Drops* at Providence, R. I. Examination showed that the product consisted essentially of water, chlorobutanol, and salt, colored with an orange dye.

NATURE OF CHARGE: Misbranding, Section 502 (a), certain statements, appearing in the labeling of the article, i. e., on the carton and bottle labels, in the leaflet entitled "Yes, You Can Beat a Cold," and on the circular entitled "Sinus Sufferers Attention," which leaflet and circular were enclosed with the retail carton, were false and misleading since they represented and suggested that the article would be effective in the relief of sinus, hay fever, colds, rhinitis, nasal congestion, and sore throat, and in restoring the natural flow and function of the nasal secretions. The article would not be effective for such purposes.

DISPOSITION: April 7, 1947. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

2183. Misbranding of Reduco Bath Crystals. U. S. v. 14 Packages * * *. (F. D. C. No. 22279. Sample No. 54696-H.)

LIBEL FILED: February 12, 1947, Southern District of Florida.

ALLEGED SHIPMENT: On or about August 29, 1946, by Ann J. MacHale, Inc., from New York, N. Y.

PRODUCT: 14 6-pound packages of *Reduco Bath Crystals* at Jacksonville, Fla. Analysis disclosed that the product consisted essentially of sodium sesquicarbonate, colored blue and perfumed.

NATURE OF CHARGE: Misbranding, Section 502 (a), the label statements "Reduco Bath * * * A Reducing Aid without Exercise * * * Aid for Rheumatism and Arthritis" were false and misleading since the article would not be effective in removing superfluous weight or in the treatment of rheumatism or arthritis.

DISPOSITION: June 17, 1947. Default decree of condemnation and destruction.

2184. Misbranding of Yardley Hair Tonic. U. S. v. 42 Bottles * * *. (F. D. C. No. 16383. Sample No. 6662-H.)

LIBEL FILED: June 18, 1945, Southern District of New York.

ALLEGED SHIPMENT: On or about February 14, 1945, by Yardley of London, Inc., from Union City, N. J.

PRODUCT: 42 11-ounce bottles of Yardley Hair Tonic at New York, N. Y. Analysis disclosed that the product consisted essentially of water, alcohol, a fatty oil, perfume, and coloring matter.

NATURE OF CHARGE: Misbranding, Section 502 (a), the following statements in the labeling were false and misleading: (Bottle) "Hair Tonic Regular use aids in maintaining sturdy hair growth"; (carton) "Hair Tonic * * * Regular use helps to maintain sturdy growth"; (circular) "Hair Tonic * * * Daily massage of the scalp with the finger tips helps to keep the hair healthy * * * If this 'daily dozen' is followed by the application * * * of Yardley Hair Tonic, an encouraging response to the treatment results * * * helping to keep the hair in a healthy condition. * * * Regular use aids in maintaining sturdy hair growth, thus retarding baldness." The article possessed no tonic properties and was not effective in promoting the growth and health of hair or in retarding baldness.

Further misbranding, Section 502 (c), the name and address of the manufacturer "Yardley, 620 Fifth Avenue, New York," which is required under authority of the law to appear on the label, was not prominently placed thereon with such conspicuousness (as compared with other matter on the label) as to render it likely to be read by the ordinary individual under customary conditions of purchase and use.

DISPOSITION: January 29, 1947. Yardley of London, Inc., claimant, having withdrawn its answer and having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered destroyed.

2185. Misbranding of Pierce's Slant Health Board. U. S. v. Charles Merritte Pierce (Pierce's Slant Health Board). Plea of nolo contendere. Fine, \$100; defendant placed on probation. (F. D. C. No. 21425. Sample No. 20516-H.)

INFORMATION FILED: December 5, 1946, Southern District of California, against Charles Merritte Pierce, trading as Pierce's Slant Health Board, at Burbank, Calif.; amendment filed April 14, 1947.

ALLEGED SHIPMENT: On or about February 19, 1946, from the State of California into the State of Missouri.

PRODUCT: This device consisted of an exercise board 1½ feet wide by 6 feet long, padded and covered with colored awning material. There was a strap across one end to hold the feet, and there were legs at the strap end which raised one end of the board. While exercising, the user reclined on the board, with the head at the lower end.

NATURE OF CHARGE: Misbranding, Section 502 (a), certain statements in a circular entitled "Three in One" and in letters entitled "To the Doctors" and "My Dear Friend," accompanying the article, were false and misleading. These statements represented and suggested that the device would be efficacious to combat wear and tear in the body, to build the body, to rest the overworked heart, and to pull up, strengthen, and keep the organs in place; that it would enable the user to keep fit and to renew vigor; that it would be efficacious to revitalize the cells of the body and awaken the blood stream to renewed activity; that it would get the waste out of the body, renew animation, and give the user the spirit to keep going, and live naturally and healthfully; that it would add years to life, improve the health of the user, and generate elec-