

stated and implied: (box label—*Sanitas Herb Tea No. 88*) "Hepatic Alterative," (box label—*Sanitas Herb Tea No. 101*) "Kidney and Bladder Sickness," and (leaflet) "For Your Inner Well-Being and Outer Good Looks *Sanitas Herb Tea No. 88*, for Liver and Gall Bladder complaints * * * it has often eliminated pain and liver spots * * * Are Your Kidney Tubes and Filters In Working Order? * * * If you have an excess of acids in your blood stream, your kidney tubes may be overworked * * * What happens when kidney disorders permit poisonous matter to remain in your blood? Then you are ill indeed! Then you may suffer with rheumatic pains, backache, loss of pep or energy, getting up nights, swelling puffiness under the eyes, headaches, dizziness, frequent or scanty passage, with smarting and burning at times. *Sanitas No. 101 To The Rescue!* Here is where *Sanitas Herb Tea No. 101*—for Kidney and Bladder Afflictions—comes to your rescue. Kidney trouble has caused untold human suffering but *No. 101* has done more than its share in alleviating this form of human misery. Like the knight in shining armor who slew the dragon, *No. 101* proceeds to slay the dragon of painful kidney and bladder trouble. Your backache, leg pain, broken sleep, painful passages depart in a hurry from the field of battle. *Sanitas No. 101* does that for you—try it—and then see how it soothes the bladder and stimulates kidney action."

Further misbranding, Section 502 (f) (2), the labeling of the articles in the boxes failed to bear such adequate warnings against unsafe duration of administration, in such manner and form; as are necessary for the protection of users since the labeling failed to bear a warning to the effect that frequent or continued use of the articles, or their use three times daily as directed in the labeling on the boxes, may result in the dependence upon laxatives to move the bowels.

The articles were misbranded in the above respects while held for sale after shipment in interstate commerce.

DISPOSITION: January 29, 1953. Default decree of condemnation and destruction.

3989. Misbranding of Colusa ointment. U. S. v. 17 Jars * * *. (F. D. C. No. 34416. Sample No. 14548-L.)

LIBEL FILED: December 18, 1952, District of Colorado.

ALLEGED SHIPMENT: On or about October 9, 1952, by the J & J Remedy Co., from Los Angeles, Calif.

PRODUCT: 17 jars of *Colusa ointment* at Denver, Colo.

LABEL, IN PART: (Jar) "*Colusa Ointment* * * * Net Contents 3 Oz. \$3.00 * * * Active Ingredients Zinc Oxide, Benzocain, Menthol, Camphor, Lanolin, Yellow Bees Wax, 1/10 of 1% Phenol (carbolic acid crystals) in an Unrefined Petroleum oil base."

NATURE OF CHARGE: Misbranding, Section 502 (a), the label statement "for relief of Piles and Hemorrhoids" was false and misleading since the article was not an effective treatment for piles and hemorrhoids.

Further misbranding, Section 502 (f) (1), the labeling of the article failed to bear adequate directions for use for the purposes for which it was intended, namely, for skin troubles generally and for eczema, scabies, athlete's foot, and rash, which were the conditions for which the article was offered in advertising sponsored by or on behalf of the shipper.

DISPOSITION: February 11, 1953. Default decree of condemnation. The court ordered that a portion of the product be delivered to the Federal Security Agency and that the remainder be destroyed.

3990. Misbranding of Color-Therm device. U. S. v. 1 Device * * *. (F. D. C. No. 34398. Sample No. 43845-L.)

LABEL FILED: December 8, 1952, Western District of Oklahoma.

ALLEGED SHIPMENT: Prior to December 8, 1952, from Mission, Kans., by E. K. Kusch, who had rented or purchased the device from Fred Gerkey.

PRODUCT: One *Color-Therm device* at Fairview, Okla. The device consisted of a unit with six U-shaped tubes and a hand applicator with one straight and two U-shaped tubes for producing colored lights, similar to the so-called neon lights, with electrical connections to operate them.

NATURE OF CHARGE: Misbranding, Section 502 (f) (1), the labeling of the device failed to bear adequate directions for use for the purposes for which it was intended, namely, liver trouble, ulcers, high blood pressure, and other diseases.

DISPOSITION: February 3, 1953. Default decree of condemnation. The court ordered that the device be delivered to the Food and Drug Administration.

3991. Misbranding of Color-Therm device. U. S. v. 1 Device * * *. (F. D. C. No. 34401. Sample No. 16497-L.)

LABEL FILED: On or about December 11, 1952, Northern District of Oklahoma.

ALLEGED SHIPMENT: On or about January 21, 1952, by Fred Gerkey, from Mission, Kans.

PRODUCT: One *Color-Therm device* at Sapulpa, Okla. The device consisted of a unit with six U-shaped tubes and a hand applicator with one straight and two U-shaped tubes for producing colored lights, similar to the so-called neon lights, with electrical connections to operate them.

NATURE OF CHARGE: Misbranding, Section 502 (f) (1), the labeling of the device failed to bear adequate directions for use for the purposes for which it was intended, namely, arthritis, rheumatism, and other diseases.

DISPOSITION: December 31, 1952. Default decree of condemnation. The court ordered that the device be dismantled and that any parts of use in the commercial field be sold.

3992. Misbranding of ultrasonic device. U. S. v. 1 Device * * *. (F. D. C. No. 34468. Sample No. 62314-L.)

LABEL FILED: January 6, 1953, Eastern District of Missouri.

ALLEGED SHIPMENT: On or about October 14, 1952, by the Porter Co., from Mt. Vernon, Ill.

PRODUCT: One *ultrasonic device* at Potosi, Mo., together with a booklet designated as "Porter Ultrasonics Treatment Chart." The device was classed as an ultrasonic vibrator since it gave off mechanical vibrations at a frequency far above the range of audible sound.

LABEL, IN PART: (Device) "The Porter Co. Mt. Vernon, Ill. Model 4 Serial 104."

NATURE OF CHARGE: Misbranding, Section 502 (a), certain statements in the booklet accompanying the device were false and misleading. The statements represented and suggested that the device would provide an adequate and effective treatment for abscesses, adnexitis, angina pectoris, arthritis, asthma,