

the article fell below the professed standard under which it was sold, namely, (label), "The Exceptional Purity of this Ether * * * The Exclusion of Air by Carbon Dioxide Prevents the Oxidation of Ether to * * * Peroxides."

Misbranding was alleged for the reason that the statements in the label, "The Exceptional Purity of this Ether * * * The Exclusion of Air by Carbon Dioxide Prevents the Oxidation of Ether to * * * Peroxides," were false and misleading.

On March 20, 1930, 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.

ARTHUR M. HYDE, *Secretary of Agriculture.*

17169. Adulteration and misbranding of elixir buchu compound, and misbranding of Prunidia and Life for Blood and Nerves. U. S. v. 18 Bottles of Prunidia, et al. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 24274. I. S. Nos. 016808, 016809, 016810. S. No. 2519.)

On or about December 3, 1929, the United States attorney for the Southern District of Florida, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying seizure and condemnation of 18 bottles of Prunidia, 14 bottles of Life for Blood and Nerves, and 14 bottles of elixir buchu compound, remaining in the original unbroken packages at Bradenton, Fla., alleging that the articles had been shipped by the Standard Drug Co., from Spartanburg, S. C., on or about October 23, 1929, and transported from the State of South Carolina into the State of Florida, and charging adulteration and misbranding with respect to the said elixir buchu compound, and misbranding with respect to the remainder, in violation of the food and drugs act as amended.

Analyses of samples of the articles by this department showed that the elixir of buchu compound consisted essentially of potassium acetate, extracts of plant drugs including buchu, alcohol (12.9 per cent), and water; Prunidia consisted essentially of extracts of plant drugs, alcohol (12.15 per cent), and water; and Life for Blood and Nerves consisted essentially of extracts of plant drugs including a laxative drug, alcohol (12.92 per cent), and water.

It was alleged in the libel that the elixir buchu compound was adulterated in that it was sold under a name recognized in the National Formulary and differed in strength, quality, and purity from the official standard, and its own standard was not declared on the label.

Misbranding of the articles was alleged for the reason that the following statements on the labelings were false and misleading: (Prunidia, carton) "Contains 18 per cent. alcohol;" (Life for Blood and Nerves, bottle) "An Efficient Combination of—Queen's Root (Stillingia) Turkey Corn (Corydalis) Pipsissewa (Chimaphila) Blue Flag Root (Iris) Elder Flowers (Sambucus) Prickly Ash Berries;" (elixir buchu compound, bottle and carton) "Contains 18 Per Cent. Alcohol." Misbranding was alleged for the further reason that the following statements on the labelings, regarding the curative and therapeutic effects of the articles, were false and fraudulent, since they contained no ingredients or combinations of ingredients capable of producing the effects claimed: (Prunidia, bottle) "For Woman's Diseases. Such as Painful, Profuse and Irregular Menstruation, Ovarian or Uterine Cramps and Pains, Female Weakness, Leucorrhoea or Whites; and Falling of the Womb. It is also a Uterine Tonic and Restorative; taken for several weeks before Confinement, it makes Childbirth Safe and Easy and Prevents Miscarriage;" (carton) "The Woman's Friend For Nervousness, Melancholia, Painful, Profuse and Irregular Menstruation; Ovarian or Uterine Cramps and Pains; Female Weakness, Leucorrhoea or Whites; Falling of the Womb; And all Diseases of the female Organs of Reproduction depending upon inflammation and Enlargement for their basis. It is also a Uterine Tonic and Restorative; taken for several weeks before Confinement, it will make Childbirth Safe and Easy and Prevents Miscarriage * * * For Painful, Profuse and Irregular Menstruation, begin taking Prunidia * * * For Female Weakness, Whites, Falling of the Womb, or any inflammation or pains in the Uterus, or Ovaries, take it continuously until you are fully restored to health. For threatened abortion, miscarriage, the dose should be larger and repeated oftener * * * Whenever there is pain or inflammation in the lower part of the body, and a sensation as if the parts were about to pass out, take Prunidia until relieved. When the general health is run down, and one feels listless, with a dragging sensation as if the back would break, take Prunidia and you will soon feel its

restorative effects. Thousands of women owe their health and happiness to its wonderful curative properties;" (Life for Blood and Nerves, bottle) "Life for the Blood and Nerves * * * A Valuable Nerve Tonic and Blood Purifier Improves Digestion, Aids the Liver and Kidneys, Restores Vitality by Eliminating the Poison from the Blood;" (carton) "Life For the Blood And Nerves * * * Makes Weak People Strong The Great Nerve Tonic and Blood Purifier Improves Digestion, Aids the Liver and Kidneys, Restores Vitality, Builds up Strength, Increases Manly Vigor, Purifies the Blood, and Good for All Diseases Arising from Impure Blood and Worn Out Nerves * * * Elimination * * * Keep this function in a healthy condition and disease cannot overcome you; neglect it and serious illness will most likely follow 'The Blood Is The Life;' keep it pure and enjoy health and long life. * * * This remedy is the result of many years of research and experiment with all the known * * * Blood Purifiers, * * * when taken for long periods of time, as has to be done in old chronic blood troubles and its sequence, chronic sores. * * * for purifying the blood and putting the system in condition to withstand the debilitating heat of summer;" (circular) "I was almost a nervous wreck, but your Life For The Blood has done me a lot of good. I am able to rest well at night; have gained 14 pounds since I began using your wonderful medicine; it has made me feel young again. * * * [testimonial];" (elixir buchu compound, bottle) "For Kidney Diseases, Bladder Diseases, Gravel, Suppression of the Urine, Incontinence of the Urine, Pain in the Back, Dropsical Swellings, Catarrh or Inflammation of the Bladder or Urethra;" (carton) "For the Relief of Diseases of the Urinary and Genital Organs Such as Kidney Diseases, Bladder Diseases, Gravel, Suppression of the Urine, Incontinence of Urine, Pain In The Back, Dropsical Swellings, Catarrh or Inflammation of the Bladder or Urethra, Gleet of Long Standing * * * Usually our Buchu Compound, taken three times a day, will be all that is required to effect a cure. * * * When the disease has stood for sometime the blood will have become vitiated by the introduction of uric acid; to overcome this follow the Buchu Compound with a treatment for the blood, using our Life for the Blood and Nerves. Symptoms of Kidney Disease: Dull heavy pain in the region of the kidneys, and weakness in the small of the back. The urine is passed often, and in small quantities; it is sometimes cloudy, and occasionally bloody".

On March 18, 1930, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the products be destroyed by the United States marshal.

ARTHUR M. HYDE, *Secretary of Agriculture.*

17170. Misbranding of Cre-Cal-Co. U. S. v. 22 Bottles of Cre-Cal-Co. Decree of condemnation with provision for release under bond. (F. & D. No. 20701. I. S. No. 4230-x. S. No. C-4901.)

On December 11, 1925, the United States attorney for the Eastern District of Arkansas, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel, and on February 2, 1926, an amended libel, praying seizure and condemnation of 22 bottles of Cre-Cal-Co at Hot Springs, Ark., alleging that the article had been shipped by the Creo Chemical Co., from San Antonio, Tex., October 1, 1925, and transported from the State of Texas into the State of Arkansas, and charging misbranding in violation of the food and drugs act as amended.

Analysis of a sample of the article by this department showed that it consisted essentially of a small amount of creosote, traces of salts of calcium, magnesium and sodium, phosphates, chlorides, and sulphates, and water, colored with a red dye.

It was alleged in the libel as amended that the article was misbranded in that the following statements appearing in the labeling were false and fraudulent, since the said article contained no ingredient or combination of ingredients capable of producing the therapeutic or medicinal effects claimed: (Bottle and carton) "For * * * LaGrippe, Influenza and Pneumonia * * * until cold and fever subside * * * for Chronic Catarrh, Bronchitis, Tuberculosis and any Germ Infection;" (bottle) "Latest scientific discovery for the treatment of all infections of the Nose, Throat & Lungs;" (carton) "Latest Discovery for the Treatment of all Affections of Nose, Throat and Lungs * * * To obtain greatest value from the Use of Cre-Cal-Co in all acute Germ Infections you should take Cre-Cal-Co until lung saturation is obtained. Medicine, like food, should be taken to Saturation to assure consti-