

* * * it maintains its efficiency for Heaves, Coughs, Colds, Distemper, Indigestion, Worms and Skin eruptions or animals out of condition. * * * For Heaves and Chronic Cough. * * * until relieved * * * In aggravated cases * * * For Colds, Acute Coughs, Distemper and Influenza * * * For Skin Eruptions, Worms, Indigestion and Conditioner. * * * For keeping in condition horses * * * In the treatment of heaves it relieves the trouble by correcting the cause which is chronic indigestion, indigestion also causes colic, scouring, staggers, etc. It is effective in coughs, colds, distemper, influenza, indigestion, skin eruptions (or blood purifier), and valuable for expelling worms, and a grand conditioner. As our testimonials show, many horses that were useless to their owners have been fully restored. We recommend this very strongly for horses used for hard and fast work, as it acts directly upon the digestive and respirative organs, and tends to keep them in good condition. * * * Equally effective for cattle and hogs;" (yellow circular) " * * * as their ailments are similar. An occasional dose given the animals will tend to keep them in good condition. Newton's Heave, Cough, Distemper and Indigestion Compound * * * has proven in its 45 years' sale through dealers and use in Veterinary practice that it is effective for Indigestion, Heaves, Stomach and Intestinal Worms, Coughs, Colds, Scouring and General Conditioning in which Cattle, Hogs and Horses are afflicted. * * * Remedy;" (pink circular) "Newton's Heave, Cough, Distemper and Indigestion Compound * * * For Wind, Throat and Stomach Trouble. This Preparation Corrects the Cause of Heaves, Which Is Indigestion. (Indigestion is also largely the cause of Chronic Cough, the ill effect of Distemper is another cause of Chronic Cough.) For Colds, Acute or Chronic Cough, Catarrhal Fever or troubles arising from exposure. Distemper and Influenza are relieved by expelling the poison from the Blood and System. Applying to stomach troubles makes it a thorough Conditioner and effective for Skin Eruptions and a Blood Purifier. A valuable Worm Expeller. * * * For Treatment of Heaves * * * This aids greatly in the use of the compound, especially in bad cases. * * * Usually from one to three cans will do the work, but in some aggravated cases, or cases of long standing, from three to six cans may be required. * * * with no let up during treatment * * * In bad cases * * * The compound will correct Heaves, * * * It is effective for wind troubles, except roaring or whistling, which shows only when the horse is exerted and is caused usually from the ill effect of Distemper. Heaves is not a Lung Trouble. Indigestion causes it. It affects the lungs only indirectly, an enlarged stomach and diaphragm retards the circulation and nerve force of the lungs. Heaves show at all times by the peculiar movement of the flank and abdomen, standing as well as exerted, only it will vary, showing more at times than others. For Treatment of Chronic Cough. If no apparent throat trouble, use same as for heaves. If the trouble is in the throat, a rattling sound or gland thickened, etc., use as per directions * * * In extreme cases use pine tar as mentioned for heaves. For Treatment of Distemper * * * Where the patient refuses to eat * * * In cases where the glands are swollen and abscesses forming, * * * When the abscesses point, * * * In cases where the breathing becomes labored * * * In aggravated cases, * * * Newton's Heave, Cough, Distemper and Indigestion Compound is an excellent preparation for Cattle. * * * Horse Remedy Co."

On October 10, 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.*

17763. Misbranding of Newton's heave, cough, distemper, and indigestion compound. U. S. v. 4 Dozen Cans, et al., of Newton's Heave, Cough, Distemper, and Indigestion Compound. Default decrees of condemnation, forfeiture, and destruction. (F. & D. Nos. 24869, 24871. I. S. Nos. 033839, 033840. S. Nos. 3206, 3210.)

Examination of samples of a drug product, known as Newton's heave, cough, distemper, and indigestion compound, from one of the herein-described interstate shipments having shown that the labels bore claims of curative properties that the article did not possess, the Secretary of Agriculture reported the matter to the United States attorney for the Southern District of Indiana.

On July 10, 1930, the said United States attorney filed in the District Court of the United States for the district aforesaid libels praying seizure and condemnation of 7 dozen small cans and 2½ dozen large cans of the said Newton's

heave, cough, distemper, and indigestion compound at Indianapolis, Ind., alleging that the article had been shipped by the Newton (Horse) Remedy Co., from Toledo, Ohio, in various consignments on or about March 27, April 10, and June 10, 1930, respectively, and had been transported from the State of Ohio into the State of Indiana, 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 calcium hydroxide, iron oxide, magnesium carbonate, antimony and potassium tartrate, arsenic trioxide, and capsicum.

It was alleged in the labels that the article was misbranded in that the following statements regarding the curative or therapeutic effects of the said article, appearing on the tin container and in the accompanying circulars, were false and fraudulent, since the article contained no ingredient or combination of ingredients capable of producing the effects claimed: (Tin container) "Heave, Cough, Distemper and Indigestion Compound. A Veterinary Medicine for Wind, Throat and Stomach Troubles. * * * Horse Remedy Co. * * * It maintains its efficiency for Heaves, Coughs, Colds, Distemper, Indigestion, Worms and Skin eruptions or animals out of condition. * * * For Heaves and Chronic Cough. * * * until relieved * * * In aggravated cases * * * For Colds, Acute Coughs, Distemper and Influenza * * * For Skin Eruptions, Worms, Indigestion And Conditioner. * * * For keeping in condition horses * * * In the treatment of heaves it relieves the trouble by correcting the cause which is chronic indigestion, indigestion also causes colic, scouring, staggers, etc. It is effective in coughs, colds, distemper, influenza, indigestion, skin eruptions (or blood purifier), and valuable for expelling worms, and a grand conditioner. As our testimonials show, many horses that were useless to their owners have been fully restored. We recommend this very strongly for horses used for hard and fast work, as it acts directly upon the digestive and respirative organs, and tends to keep them in good condition. * * * Equally effective for cattle and hogs;" (yellow circular) "* * * as their ailments are similar. An occasional dose given the animals will tend to keep them in good condition. Newton's Heave, Cough, Distemper and Indigestion Compound * * * has proven in its 45 years' sale through dealers and use in Veterinary practice that it is effective for Indigestion, Heaves, Stomach and Intestinal Worms, Coughs, Colds, Scouring and General Conditioning in which Cattle, Hogs and Horses are afflicted. * * * Remedy;" (pink circular) "Newton's Heave, Cough, Distemper and Indigestion Compound * * * For Wind, Throat and Stomach Troubles. This Preparation Corrects the Cause of Heaves Which Is Indigestion. (Indigestion is also largely the cause of Chronic Cough, the ill effect of Distemper is another cause of Chronic Cough.) For Colds, Acute or Chronic Cough, Catarrhal Fever or troubles arising from exposure. Distemper and Influenza are relieved by expelling the poison from the Blood and System. Applying to stomach troubles makes it a thorough Conditioner and effective for Skin Eruptions and a Blood Purifier. A valuable Worm Expeller. * * * For Treatment of Heaves * * * This aids greatly in the use of the compound, especially in bad cases. * * * Usually from one to three cans will do the work, but in some aggravated cases, or cases of long standing, from three to six cans may be required. * * * with no let up during treatment * * * In bad cases * * * The compound will correct Heaves, * * * It is effective for wind troubles, except roaring or whistling, which shows only when the horse is exerted and is caused usually from the ill effect of Distemper. Heaves is not a Lung Trouble. Indigestion causes it. It affects the lungs only indirectly, an enlarged stomach and diaphragm retards the circulation and nerve force of the lungs. Heaves show at all times by the peculiar movement of the flank and abdomen, standing as well as exerted, only it will vary, showing more at times than others. For Treatment of Chronic Cough. If no apparent throat trouble, use same as for heaves. If the trouble is in the throat, a rattling sound or gland thickened, etc., use as per directions * * * In extreme cases use pine tar as mentioned for heaves. For Treatment of Distemper * * * Where the patient refuses to eat * * * In cases where the glands are swollen and abscesses forming, * * * when the abscesses point, * * * In cases where the breathing becomes labored * * * In aggravated cases, * * * Newton's Heave, Cough, Distemper and Indigestion Compound is an excellent preparation for Cattle. * * * Horse Remedy Co."

On December 8, 1930, 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.

ARTHUR M. HYDE, *Secretary of Agriculture.*

17764. Misbranding of Davis' Union tonic. U. S. v. 31 Bottles, et al., of Davis' Union Tonic. Decrees entered ordering product released under bond. (F. & D. Nos. 25098, 25099. I. S. Nos. 6364, 6378. S. Nos. 3377, 3378.)

Examination of samples of a drug product known as Davis' Union tonic from one of the herein-described interstate shipments having shown that the principal therapeutic agent of the article was Epsom salts, while it was labeled as being composed of roots, herbs, barks, gums, and berries, and that the labels bore claims of curative properties that the article did not possess, the Secretary of Agriculture reported the matter to the United States attorney for the Southern District of Alabama.

On or about September 9, 1930, the said United States attorney filed in the District Court of the United States for the district aforesaid libels praying seizure and condemnation of 127 bottles of Davis' Union tonic at Mobile, Ala., alleging that the article had been shipped by Chas. T. Davis, from Pensacola, Fla., in part on or about March 29, 1930, and in part on or about June 29, 1930, and had been transported from the State of Florida into the State of Alabama, 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 magnesium sulphate (12.7 per cent), extracts of plant drugs including glycyrrhiza, a laxative drug, and a bitter drug, salicylic acid, and water.

It was alleged in the libel that the article was misbranded in that the statement on the carton and bottle labels, "This tonic is composed of roots, herbs, barks, gums and berries," was false and misleading when applied to an article the principal therapeutic agent of which was Epsom salts. Misbranding was alleged for the further reason that the following statements appearing on the bottle and carton labels, and in the accompanying circulars, were false and fraudulent, in that the article contained no ingredient or combination of ingredients capable of producing the effects claimed: (Bottle) "For all Forms of Stomach, Liver & Kidney Troubles. A Blood Purifier recommended to relieve * * * Indigestion, Sourness and Gas on Stomach, Heartburn, Shortness of Breath, Dizziness in the Head, Bloating or Swelling of the Feet, Backache, Rheumatism, caused from Uric Acid in the Blood, Malaria, Chills and Fever, Female Weakness;" (carton) "Recommended to Relieve Constipation, Indigestion, Sourness and Gas on Stomach, Heartburn, Shortness of breath, Dizziness, Bloating, Swelling of Feet, Backache, Rheumatism, caused from Uric Acid in the Blood, Malaria, Chills and Fever, Female Weaknesses Etc., Etc.;" (circular) "Holds the Banner as a Stomach, Liver and Kidney Regulator and Blood Purifier. \$1000-Reward-\$1000 for any herbs known to medical science, better for regulating the disorders of the Stomach, Liver and Kidneys and Purifying the Blood than Herbs contained in Davis' Union Tonic. It removes the cause, assists nature in freeing your system from poisons that cause sickness. * * * [Testimonials] Says Davis' Union Tonic has done more for her than any other remedy she has ever tried. She was suffering from a complete rundown condition, but now she is feeling fine, and recommends Davis' Union Tonic to her friends."

On September 29, 1930, C. T. Davis, Pensacola, Fla., having appeared as claimant for the property and having admitted the allegations of the libels and executed bonds totaling \$100, conditioned that the product be relabeled under the supervision of this department, decrees were entered ordering that the said product be released upon inspection and approval by this department of the relabeled goods, and payment of costs by the claimant.

ARTHUR M. HYDE, *Secretary of Agriculture.*

17765. Adulteration and misbranding of fluid extract ginger. U. S. v. 66 Bottles of Fluid Extract Ginger. No claim entered. Verdict for the Government. Decree of condemnation, forfeiture, and destruction. (F. & D. No. 25051. I. S. No. 035403. S. No. 3228.)

Examination of samples of fluid extract of ginger having shown that the article contained oil not derived from ginger and that it was deficient in ginger extractives, the herein-described interstate shipment of a quantity of