

printing, and did not include a statement to the effect that acetphenetidin is a derivative of acetanilide. Misbranding was alleged for the further reason that the following statements regarding the curative and therapeutic effects of the article, appearing in the label were false and fraudulent, since the article contained no ingredient or combination of ingredients capable of producing the effects claimed: (Retail carton) "Recommended for * * * Neuralgia. Rheumatism * * * LaGrippe and Influenza Pains. * * * Neuralgia * * * Rheumatism and Gout * * * LaGrippe * * * Fevers and Chills * * * Influenza and Neuritis Pains;" (display carton) "Recommended for * * * Neuralgia, Rheumatism * * * La Grippe and Influenza Pains;" (circular) "Nuremedy is a scientific combination of valuable ingredients for the speedy relief of * * * Neuralgia, Neuritis, Rheumatism, Rheumatic Pains, Sciatic Pains * * * Fever, La Grippe and Influenza Pains * * * when used according to directions knock aches and pains for a Row of Ash-Cans! * * * Get Instant Relief. * * * Prevent Pneumonia with its often fatal results. Nuremedy if taken in time (the cold stage) often prevents serious illness * * * With its Quicker action it is of particular value in Headaches of the habitual type, more especially those due to Difficult and Painful Menstruation, nervous condition, hysteria, mental exhaustion from over-work, also eye-strain. * * * For any Pain use Gibb's Nuremedy. * * * Directions for Use * * * Toothache Earache * * * Fever, La Grippe, Chills and Influenza Pains, Backache, Lumbago, Rheumatic Pains * * * Periodic Pains * * * Sore Throat Gargle."

On September 9, 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.*

17788. Misbranding of D-O-D Specific No. 3. U. S. v. 7 Cans of D-O-D Specific No. 3. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 24648. I. S. No. 033465. S. No. 2898.)

Examination of a drug product known as D-O-D Specific No. 3 from the herein-described interstate shipment having shown that the labels bore claim of curative and therapeutic properties that the article did not possess, the Secretary of Agriculture reported the matter to the United States attorney for the Northern District of Illinois.

On March 29, 1930, the said United States attorney filed in the District Court of the United States for the district aforesaid a libel praying seizure and condemnation of seven cans of D-O-D Specific No. 3, alleging that the article had been shipped by the C. Nelson Smith Co. (Inc.), from Milwaukee, Wis., January 27, 1930, and had been transported from the State of Wisconsin into the State of Illinois, 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 mixture of magnesium sulphate, sodium bicarbonate, potassium permanganate, and a small proportion of charcoal.

It was alleged in the libel, among other allegations, that the article was misbranded in that the following statements regarding the curative and therapeutic effects of the said article, appearing on the tin container and in the accompanying circular, were false and fraudulent, since the said article contained no ingredient or combination of ingredients capable of producing the effects claimed: (Tin container) "For Sore Throat, Stomach and Bowel Troubles. * * * For gangrene * * * barber's itch, * * * cholera morbus, colic, * * * sores, eczema, hives, * * * other skin diseases;" (circular) "Gangrene * * * [testimonials] Affidavit * * * My case was a diabetic gangrene of the most aggravated kind. The disease had progressed all over one foot, to one and a half inches above the ankle * * * use D-O-D. The first treatment gave immediate and great relief. Now, after using D-O-D for three months, I am in perfect condition. My foot does not ache and the gangrene has entirely disappeared. * * * Affidavit. July 12, 1917, I made affidavit that I had been cured of diabetic gangrene by the use of D-O-D only. * * * I believe D-O-D properly applied and directions closely followed will cure any case of diabetic gangrene. * * * Affidavit. On the 27th day of February, 1921, a diabetic abscess developed on my right foot and gangrene followed immediately, * * * Then gangrene developed on the other foot and was making rapid progress when * * * D-O-D that will cure gangrene. I was skeptical * * * Well I tried it and in three

weeks' time there was another change for the better but we continued its use according to directions and made a complete and lasting cure, and I am satisfied that D-O-D applied according to directions will cure any case of diabetic gangrene. * * * Affidavit. * * * I am now and have been suffering with pulmonary tuberculosis for more than five years last past * * * I had diarrhoea and bowel cramps so badly that I almost died. * * * I used D-O-D for five days; it positively put my stomach and bowels in order. Also at the same hospital I developed what is known as a T. B. rectum. * * * the fistula came back, got very large * * * I injected a solution of D-O-D every evening for thirty days and the same became cured. D-O-D did nothing more nor less than save my life. It * * * will destroy * * * and heal bed sores. * * * Affidavit * * * Some years ago I was suffering with Kidney and Bladder trouble and * * * In 1917 I was examined and treated * * * and he diagnosed my illness as tuberculosis of the kidney * * * a friend of mine spoke to me about D-O-D and induced me to try it. * * * I noticed an improvement and continued its use with excellent results. During the past 3½ years I have used two \$1.00 cans of your D-O-D and am in better health than I have been in 15 years. * * * Eczema, Running Sores, Shingles, Hives, * * * Barber's Itch * * * An efficient and harmless douche is so important and necessary in maintaining the good health of womankind that we give it special mention. * * * D-O-D as a douche, * * * cuts away dead tissue and kills poisonous seed or germs. * * * Steam and Vaporizing Asthma, Influenza, Bronchitis, Catarrh, * * * Sore Throat, Hay Fever, Grippe, * * * Poisonous Bites * * * Blood Poisoning * * * Carbuncles, Boils * * * Dyspepsia, Dysentery * * * Ptomaine Poisoning, Cholera Morbus, Colic * * * Pyorrhoea * * * Diabetes * * * Piles;" (5-page folder) "Diabetes and D-O-D Facts Not Fiction by One Who Knows Not From Hearsay but Actual Experience * * * For nine long years I suffered untold agony from diabetes. In these same nine years I had no interest in life whatsoever. All I could see before me was an empty future. Today I am like the old colored sinner at a camp meeting. Just Want to Shout With Joy. It is truly 'A Grand Glorious Feeling' and D-O-D did it."

On October 8, 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.*

17789. Misbranding of Dr. Blue's kidney and bladder remedy and Dr. Blue's Wonderful blood purifier. U. S. v. 17 Bottles of Dr. Blue's Kidney and Bladder Remedy, et al. Default decrees of condemnation and destruction. (F. & D. Nos. 24939, 24940. I. S. Nos. 5407, 5408. S. No. 3276.)

Examination of samples of the herein-described drug products having shown that the labels bore claims of curative and therapeutic properties that the articles did not possess, the Secretary of Agriculture reported the matter to the United States attorney for the District of Columbia.

On August 4, 1930, the said United States attorney filed in the Supreme Court of the District of Columbia, holding a District Court, libels praying seizure and condemnation of 17 bottles of Dr. Blue's kidney and bladder remedy and 10 bottles of Dr. Blue's Wonderful blood purifier, alleging that the articles were being offered for sale in the District of Columbia, at the premises of the James T. Blue Chemical Co., Washington, D. C., and charging misbranding in violation of the food and drugs act as amended.

Analyses of samples of the articles by this department showed that Dr. Blue's Wonderful blood purifier consisted essentially of magnesium sulphate, potassium iodide, sodium salicylate, extracts of plant drugs including sassafras, and water, flavored with vanilla; and that Dr. Blue's kidney and bladder remedy consisted essentially of methenamine, potassium acetate, extracts of plant drugs including buchu, sugar, alcohol, and water, flavored with aromatics.

It was alleged in the libels that the articles were misbranded in that the following statements regarding the curative or therapeutic effects of the said articles were false and fraudulent, since they contained no ingredients or combinations of ingredients capable of producing the effects claimed: (Dr. Blue's kidney and bladder remedy, bottle label) "Kidney and Bladder Remedy * * * This preparation contains active medicinal ingredients recognized by Medical Authorities as valuable in the treatment of disorders of the Genito-