

treatment for Eczema, Tetter, Itch (any form). * * * Hives, Pimples * * * Skin Eruptions, Shingles, Salt Rheum, Ring Worms, * * * Erysipelas, Itching Piles, Old Sores, or other Skin Diseases or Troubles. * * * Tettremidy is Especially guaranteed for the treatment of Dandruff. * * * relieve the itching, * * * keep the scalp free from Dandruff. * * * Tettremidy * * * for Eczema, Tetter and Itch. * * * Tettremidy is guaranteed for Any Skin Disease or trouble. Makes No Difference of how long standing, such as Tetter, Eczema (any form) Barber's Itch, Seven Year Itch, Army Itch and Itch in its various forms, Ring Worms, Pimples; " (bottle label) "Tettremidy for Tetter, Eczema, Itch (all kinds) Ringworm, Pimples, Skin Eruptions, Diseases of the Scalp, * * * For all Skin Troubles * * * for * * * Bunions * * * Especially for Eczema, Tetter and Itch."

On January 6, 1931, 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.*

17866. Misbranding of Dr. Whitehall's rheumatic remedy. U. S. v. 4 Dozen Cartons of Dr. Whitehall's Rheumatic Remedy. Default decree of destruction entered. (F. & D. No. 25343. I. S. No. 722. S. No. 3577.)

Examination of samples of a drug product, known as Dr. Whitehall's rheumatic remedy, from the herein-described interstate shipment having shown that the labels bore claims 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 Southern District of California.

On November 28, 1930, the United States attorney filed in the United States District Court for the district aforesaid a libel praying seizure and condemnation of four dozen cartons of the said Dr. Whitehall's rheumatic remedy, remaining in the original unbroken packages at Los Angeles, Calif., consigned by the McCullough Drug Co., Cincinnati, Ohio, alleging that the article had been shipped from Cincinnati, Ohio, on or about September 27, 1930, and transported from the State of Ohio into the State of California, 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 the tablets contained acetanilide, sodium salicylate, sugar, starch, and talc.

It was alleged in the libel that the article was misbranded in that the following statements regarding the curative or therapeutic effects of the said article, were false and fraudulent, since it contained no ingredient or combination of ingredients capable of producing the effects claimed: (Carton) "Rheumatic Remedy * * * For Rheumatism and Gout. * * * Directions. For acute or Inflammatory Rheumatism take a tablet every 2 to 4 hours. * * * In Chronic cases, after severe symptoms have * * * For Gout, Lumbago, Stiff, Swollen and Tender Joints, Crick in the Back, Stiff Neck, and ordinary forms of Rheumatism;" (circular) "Rheumatic Remedy. For Rheumatism & Gout. * * * For the Benefit of Persons afflicted with Rheumatism in any of its various forms, we confidently offer * * * Rheumatic Remedy, One That Can be Relied Upon For Gout, Lumbago, Stiff, Swollen and Tender Joints, Crick in the Back, Stiff Neck, and other forms of Rheumatism * * * Rheumatic Remedy * * * Directions: For Acute Rheumatism, * * * In the treatment of Chronic Cases."

On January 6, 1931, no claimant having appeared for the property, a decree was entered adjudging the product misbranded and ordering that it be destroyed by the United States marshal.

ARTHUR M. HYDE, *Secretary of Agriculture.*

17867. Adulteration and misbranding of Pyorrhine tooth powder. U. S. v. 1 5/6 Dozen Pyorrhine Tooth Powder No. 1, et al. Default decree of condemnation, forfeiture, and destruction. (F. & D. Nos. 25347, 25348. I. S. No. 1332. S. No. 3595.)

Examination of samples of products, labeled as Pyorrhine tooth powder No. 1 and Pyorrhine tooth powder No. 2, from the herein-described interstate shipment having shown that the labels represented them to be an antiseptic and germicidal, whereas they were not, and that the labels also 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 Western District of Washington.

On or about November 26, 1930, the United States attorney filed in the United States District Court a libel praying seizure and condemnation of one and five-sixth dozen cans of Pyorrhine tooth powder No. 1, and three and five-sixth dozen cans of Pyorrhine tooth powder No. 2, remaining in the original unbroken packages at Seattle, Wash, alleging that the article had been shipped by the Pyorrhine Chemical Co., from Oakland, Calif., on or about April 30, 1930, and had been transported from the State of California into the State of Washington, and charging adulteration and misbranding in violation of the food and drugs act as amended.

Analyses of samples of the articles by this department showed that the Pyorrhine tooth powder No. 1 consisted essentially of calcium carbonate, magnesium carbonate, sugar, and traces of aluminum sulphate, calcium phosphate, and methyl salicylate; and that the Pyorrhine tooth powder No. 2 consisted essentially of the same ingredients with the addition of soap.

It was alleged in the libel that the article was adulterated in that it was sold under the following standard of strength, (carton) "Antiseptic," (can labels) "Antiseptic, * * * Germicide," (circulars) "Germicidal," whereas the strength of the article fell below such professed standard.

Misbranding was alleged for the reason that the following statements on the labels, (cartons) "Antiseptic," (can labels) "Antiseptic * * * with elements to destroy bacteria, * * * for the best effect of germicide," were false and misleading. Misbranding was alleged for the reason that the following statements regarding the curative or therapeutic effects of the article, appearing in the labeling, were false and fraudulent, since the said article contained no ingredient or combination of ingredients capable of producing the effects claimed: (Both cartons) "Prophylactic * * * Its vegetable astringent is used by physicians and dentists to prevent pyorrhoeal tendency and other oral maladies. This astringent and 2 other elements are effective in keeping gums firm and the mouth in an aseptic condition;" (carton for Pyorrhine No. 1 only) "For Tender Bleeding Gums;" (labels) "Prophylactic To Heal and Harden Soft Bleeding and Receding Gums. Prevent Pyorrhoea and Tooth Decay * * * Pyorrhine is a prophylactic * * * with elements * * * heal and harden tender bleeding gums. Effective Aid in Preventing Pyorrhoea;" (circulars) "No. 1 Pyorrhine ('Regular') is for tender, bleeding gums. * * * Pyorrhine Powder Fills a Real Need * * * Pyorrhoea is America's most prevalent disease. * * * What is Pyorrhoea? Dr. A. H. Merritt, D. D. S., defines pyorrhoea as 'A progressive resorption of the alveolar process (bone of teeth sockets) and Pericementum (membrane covering teeth roots) with a shrinkage and recession of the gums, accompanied by increasing loosening of the teeth.' * * * 'Beware of bleeding gums,' the usual first sign of Pyorrhoea. Is Pyorrhoea Curable? Dr. E. S. Talbot, M. S., D. D. S., M. D., LL. D., says in his book on Pyorrhoea: 'The disease responds quickly to treatment at its outset. Later its complications and the extent of structure involved render treatment very inefficacious.' Dr. Thoma says: * * * 'in its early stages the disease can be easily cured.' Dr. Merritt says: 'Pyorrhoea is a curable disease, though it may reach an incurable stage if long enough neglected.' * * * What are the Results of Pyorrhoea? Dr. E. F. Bowers, M. D., says: 'In decayed teeth and in infected gums doctors found * * * distinct varieties of bacillagerms that cause disease of the ears and eyes, ulceration of the tonsils, stomach and glands, abscesses of the facial bones; rheumatism and tuberculosis. It is even believed that kidney diseases, anemia, chronic headache and neuralgia as well as heart disease together with a multitude of intestinal disorders often find their starting point in the teeth.' * * * Pyorrhine Tooth Powder is a germicidal, astringent detergent and accords with down-to-date dental prophylaxis as a preventive of tooth and gum ills. Pyorrhine is dependably effective in healing and hardening tender bleeding gums. * * * the mouth, helping to keep it in an antiseptic condition. * * * It is highly prophylactic. * * * 'I have had serious trouble with my teeth for years, and Pyorrhine is the only thing I have found to give relief' * * * 'I think Pyorrhine is the best thing for loose teeth ever put on the market.'"

On January 5, 1931, 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.*