

18030. Misbranding of Prescription No. 3913 for rheumatism. U. S. v. 10 Packages of Prescription Number 3913. Default decree of condemnation and destruction. (F. & D. No. 25644. I. S. No. 20007. S. No. 3906.)

Examination of a drug product, known as Prescription No. 3913 for rheumatism, having shown that the labels contained statements representing that the article possessed curative and therapeutic properties which it did not, the Secretary of Agriculture reported the matter to the United States attorney for the District of Connecticut.

On January 10, 1931, the United States attorney filed in the District Court of the United States for the district aforesaid a libel praying seizure and condemnation of 10 packages of Prescription No. 3913 for rheumatism, remaining in the original unbroken packages at New Haven, Conn., alleging that the article had been shipped by C. H. Platt, from Brooklyn, N. Y., on or about December 8, 1930, and had been transported from the State of New York into the State of Connecticut, 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 potassium iodide, extracts of plant drugs, alcohol, sugar, and water, flavored with sassafras oil.

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, appearing in the labeling, were false and fraudulent, since it contained no ingredient or combination of ingredients capable of producing the effects claimed: "For Sciatica Muscular and Chronic Rheumatism Successfully used since October 14th, 1892, in the treatment of Gout * * * For Sciatica and Muscular Rheumatism and in the treatment of Chronic Rheumatism and Gout. * * * had at that time been a sufferer from Chronic Rheumatism for more than ten years, and had given up hope of ever being relieved. He used the medicine with the most satisfactory results, a complete and permanent cure being effected * * * It is a Prescription that represents a combination of medicines so exact in proportion as to exert their curative powers in a remarkable degree in the various forms of Muscular and Chronic Rheumatism. * * * Our Earnest request to those who have been restored to health by its use, is that * * * This medicine has been used successfully in Sciatica and Muscular Rheumatism and in the treatment of Chronic Rheumatism and Gout, it has proven to be of value. * * * Prescription 3913, in the cases where it has proven effective produces results that are permanent and complete * * * Sciatica, Muscular, For Rheumatism, Chronic Rheumatism and Gout."

On February 24, 1931, no claimant having appeared for the property, judgment of condemnation 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.*

18031. Misbranding of Dr. James P. Campbell's Safe arsenic complexion wafers. U. S. v. 3 Dozen Packages of Safe Arsenic Complexion Wafers. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 25658. I. S. No. 19809. S. No. 3926.)

Examination of the drug product herein described having shown that the box label, wrapper, and circular contained statements representing that the article was safe and harmless, whereas it was not, and that the said labeling further represented that the article possessed curative and therapeutic properties which it did not, the Secretary of Agriculture reported the matter to the United States attorney for the Eastern District of Texas.

On January 14, 1931, the United States attorney filed in the District Court of the United States for the district aforesaid a libel praying seizure and condemnation of three dozen packages of the said Dr. James P. Campbell's Safe arsenic complexion wafers, remaining in the original unbroken packages at Beaumont, Tex., alleging that the article had been shipped by the McCullough Drug Co., from Cincinnati, Ohio, on or about September 22, 1928, and had been transported from the State of Ohio into the State of Texas, 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 wafers consisted of starch containing a small proportion of arsenic.

It was alleged in substance in the libel that the article was misbranded in that the following statements appearing in the labeling were false and misleading: (Box) "Guaranteed absolutely safe and harmless to anybody;" (wrapper) "Safe * * * Guaranteed absolutely safe and harmless to anybody;"

(circular) "Of Dispensing this Potent Remedy." Misbranding was alleged for the further reason that the following statements appearing in the circular accompanying the article, regarding its curative and therapeutic effects, were false and fraudulent, since it contained no ingredient or combination of ingredients capable of producing the effects claimed: "A Remedy which acts directly upon the skin, through the stomach, liver, blood and nerves. * * * Internally, Arsenic has been exhibited in a great variety of diseases, the principal of which is Cancer, especially Cancer of the Lip; Ulcers, nearly all varieties of Cutaneous (Skin) Diseases, Intermittent Fever, Malaria, * * * Chronic Rheumatism, particularly when attended with Pains in the Bones, Rheumatic Gout, Diseases of the Bones, especially Nodes, and Firm Swellings; Deformity of the Small Bones of the Hands, Chronic Syphilitic Affections, Frontal Neuralgia, Painful Affections of the Head, known as Hemicrania and Painful Headache; Neuralgic Pains of the Stomach and Bowels. No remedy equals it in that most obstinate affection of the joints known as Rheumatic Gout. Dr. Henry Hunt, of Dartmouth, England, found it most useful in Ulcerated Cancer of the Womb; also in Irritable Womb, attended with bearing down in the erect posture. In Skin Affections, especially those of a scaly character, as Lepra Psoriasis and Eczema, it is a most invaluable remedy. Dr. Pereira says that he has used it in a large number of cases of this kind, without a single failure. It is also invaluable in the treatment of Lupus and of ill-looking sores of the Face, Lips and Tongue. It has also proved very beneficial in Piles, Passive Hemorrhages, and in Habitual Constipation. Dr. Devesgie has in many instances succeeded in curing Diabetes by means of arsenic, without change of diet. Five cases of snake bites, occurring in men, were cured by Dr. Ireland in the Island of St. Lucia. * * * In dyspepsia and indigestion Arsenic has often performed wonders. * * * Arsenic in Pulmonary Tuberculosis. * * * Dr. Jacoby says that, if there be any medicine, which besides quinine and mercury has been called a Specific in many diseases, it is Arsenic. It prevents putrefaction. It acts very favorably in Malaria, Chronic Skin Diseases, and maladies of the nervous system, and has considerable and sometimes unexpected effects in the treatment of Lymphoma, even of Lymphosarcoma. * * * Hans Buchner, years ago, advocated the Arsenic treatment of pulmonary phthisis and believed that phthisis could be prevented by Arsenic * * * These beneficial results do not occur only in the incipient stages of phthisis, but also become manifest in later stages. * * * Arsenic Complexion Wafers are the best Blood Purifier and Skin Purifier. * * * body builder and rejuvenator. * * * it works slow but the results are sure and permanent. * * * Arsenic Wafers are absolutely safe and harmless to anybody, they are so prepared, that they can be safely taken for any length of time, * * * Richard Fink Co. I am sending for another box of Dr. Campbell's Wafers. Am 45 years old and since I commenced taking these wafers I can truly say I never had such health. I feel like I am only 25 instead of 45. My complexion is improved so I soon can't find a wrinkle or a speck. They are doing wonders for me, and every woman of 40 years should make haste to get them. They do all you claim for them and thousands more. Yours Respectfully. Mrs. J. B."

On March 30, 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.*

18032. Adulteration and misbranding of Pyor-Heal. U. S. v. 63 Bottles of Pyor-Heal. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 25762. I. S. No. 9295. S. No. 3948.)

Examination of samples of a drug product, known as Pyor-Heal, having shown that the article was represented to be an antiseptic and bactericide, whereas it was not, and that the bottle label and circular contained statements representing that the article possessed curative and therapeutic properties which it did not, the Secretary of Agriculture reported to the United States attorney for the Eastern District of Virginia the herein-described shipment of a quantity of the product located at Norfolk, Va.

On or about January 23, 1931, the United States attorney filed in the District Court of the United States for the district aforesaid a libel praying seizure and condemnation of 63 bottles of Pyor-Heal, remaining in the original unbroken packages at Norfolk, Va., alleging that the article had been shipped by the Brander Co., from New York, N. Y., on or about October 15, 1930, and