

Kidney Trouble and so forth. Write for our free booklet entitled 'Health,' which tells in plain, understandable language just How and Why We Get Sick."

On May 27, 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.*

**18345. Misbranding of Bering ear oil. U. S. v. 27 Bottles of Bering Ear Oil. Default decree of destruction entered. (F. & D. No. 25069. I. S. No. 6107. S. No. 3340.)**

Examination of a product, known as Bering ear oil, from the shipment herein described having shown that the bottle and carton labels and the accompanying circular bore statements representing that the article possessed curative and therapeutic properties which it did not possess, the Secretary of Agriculture reported the matter to the United States attorney for the Western District of Missouri.

On August 22, 1930, the United States attorney filed in the District Court of the United States for the district aforesaid a libel praying seizure and condemnation of 27 bottles of Bering ear oil at Kansas City, Mo., alleging that the article had been shipped by Heide & Sons, from St. Paul, Minn., on or about July 17, 1930, and had been transported from the State of Minnesota into the State of Missouri, 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 bland oil containing a small proportion of methyl salicylate.

It was alleged in substance in the libel that the article was misbranded in that the following statements appearing on the carton and bottle labels and in the circular, regarding the curative and 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: (Bottle) "Defective Hearing? Buzzy and Noisy Ears? \* \* \* Stiff and hard feeling Ears? Painful and aching Ears? Then use Bering Ear Oil;" (carton) "Ear Oil \* \* \* Ears need attention and care and must be at their best to stand modern high pressure life. Ears get stiff, itchy and hard and so lack pliability, likewise get dull and noisy. \* \* \* For Defective Hearing \* \* \* Buzzy and Noisy ears \* \* \* Earache;" (circular) "Ear Oil \* \* \* Have you buzzing and noisy Ears—then use Bering Ear Oil. Have you defective hearing—then use Bering Ear Oil. \* \* \* Have you Ear ache—then use Bering Ear Oil. \* \* \* Ear Oil \* \* \* In painful ears a few drops, warmed in a teaspoon, help. \* \* \* Human hearing apparatus consists of ear canal and ear drum, like a tough hide or leather, with three bones and joints. These all need to be supple and movable, Bering Ear Oil used in the ears helps tremendously. Often the hearing improves and ringing disappears. Bering Ear Oil is for this purpose and is readily absorbed by the various ear membranes. \* \* \* Get the most out of your ears. Ears need attention and care and must be at their best to stand modern high pressure life. Ears get stiff, hard, and so lack pliability—likewise get dull and noisy."

On June 3, 1931, no claimant having appeared for the property, judgment was entered finding the product misbranded, and ordering that it be destroyed by the United States marshal.

ARTHUR M. HYDE, *Secretary of Agriculture.*

**18346. Misbranding of Dr. Whitehall's rheumatic remedy. U. S. v. 3 Dozen Packages of Dr. Whitehall's Rheumatic Remedy. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 25344. I. S. No. 11626. S. No. 3609.)**

Examination of a drug product, known as Dr. Whitehall's rheumatic remedy, from the shipment herein described having shown that the carton label bore statements representing that the article possessed curative and therapeutic properties which it did not possess, the Secretary of Agriculture reported the matter to the United States attorney for the Northern District of California.

On November 24, 1930, the United States attorney filed in the District Court of the United States for the district aforesaid a libel praying seizure and condemnation of 3 dozen packages of Dr. Whitehall's rheumatic remedy, remaining in the original unbroken packages at San Francisco, Calif., consigned by