

Jermite, A Poultry Tonic, was labeled in part: (Bottle) "Tonic \* \* \* Diseased Poultry, \* \* \* Severe Cases, \* \* \* Loss of Appetite \* \* \* Jermite helps keep the entire flock clean inside"; (shipping container) "Tonic \* \* \* For healthier and stronger chicks use Jermite at all times. Jermite is an effective aid for digestive and many intestinal disorders, also simple diarrhea, bowel complaint, ordinary limber neck, swelled head and poisoning by moldy or spoiled foods"; (circular enclosed in shipping container) "Tonic \* \* \* For healthier and stronger chicks use Jermite at all times. Jermite is an effective aid for digestive and many intestinal disorders, also simple diarrhea, bowel complaint, ordinary limber neck, swelled head, and poisoning by moldy or spoiled foods. \* \* \* Smaller amounts of Jermite, or similar products, may prove insufficient to keep the flock in a good healthy, productive condition. \* \* \* Diseased Poultry Severe Cases Loss of Appetite \* \* \* You will find the Jermite-fed bird's intestines practically free from mucous, while the intestines of the bird not fed Jermite will be covered with mucous. \* \* \* The Jermite-fed bird's intestines will be clean as those of a baby chick. \* \* \* Jermite helps keep the entire flock clean inside. \* \* \* Aids in producing 2 lb. fliers in 8 weeks. Acts as a preventative and relief for Diarrhea. Is an effective germicide. Reduces death loss. Cleanses intestinal tract. Controls and regulates the bowel system." Blu-V-Spray was labeled in part: (Bottle) "For Infectious Ailments of Head, Throat and Respiratory Organs \* \* \* spraying house and chicks at least once a week and oftener if infected. \* \* \* Gapes, Bronchitis, Intestinal Flu, Head Colds and other respiratory ailments—\* \* \* Spray Directly on chickens, allowing them to inhale fumes two to four times daily, according to seriousness of infection. \* \* \* Severe cases separate infected poultry while treating." The Jermite Wormer was labeled in part: (Bottle) "Wormer A liquid preparation containing ingredients used in cleaning the intestinal tract and bowel region of certain impurities including Pin, Round and Tape Worms. \* \* \* Do not feed poultry heavily the day before you use Jermite Wormer. The day you use Jermite Wormer, pen the poultry up and put the Wormer in the drinking water. \* \* \* Wormer \* \* \* Keep this before the poultry one full day and then repeat, if necessary, each week for three weeks until satisfactory results have been obtained."

On May 9, 1936, no claimant having appeared, judgment of condemnation was entered and it was ordered that the product be destroyed.

M. L. WILSON,  
*Acting Secretary of Agriculture.*

**26482. Adulteration and misbranding of Van-Tage. U. S. v. 30 Dozen Bottles of Van-Tage. Default decree of condemnation and destruction. (F. & D. no. 87199. Sample no. 80885-B.)**

This case involved an interstate shipment of Van-Tage, the bottle of which and accompanying circulars bore and contained false and fraudulent statements regarding its curative or therapeutic effect.

On February 18, 1936, the United States attorney for the District of Utah, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 30 dozen bottles of Van-Tage at Salt Lake City, Utah, alleging that the article had been shipped in interstate commerce on or about December 30, 1935, by the Van-Tage Medicine Co., Inc., from Los Angeles, Calif., and that it was misbranded in violation of the Food and Drugs Act as amended.

Analysis showed that the article consisted essentially of potassium iodide (0.2 gram per 100 milliliters), pepsin (0.1 gram per 100 milliliters), extracts of plant drugs including aloe, glycerin, water, and flavoring material, preserved with salicylic acid.

The article was alleged to be misbranded in that the following statements regarding its curative or therapeutic effects, appearing upon and within the packages of the article falsely and fraudulently represented that the article was capable of producing the effects claimed: (Bottle label) "\* \* \* In any decided sluggish condition, \* \* \*"; (circular headed "Double-Action") "While the medicine is acting on your upper organs, \* \* \* and bloodstream, \* \* \*"; (circular headed "To the millions of Men and Women") design of a healthy man and the statements, "Yours For Health", "I've Made Millions of Sick People Feel Better! Here is a picture of the man who has

manufactured and sold more medicine than any other man alive today! He was a sickly youth—suffering from stomach pains when still a schoolboy. He consulted scores of stomach specialists—underwent innumerable treatments for stomach, bowel, liver and kidney ills. Finally he took up the study of medicine himself and evolved a formula of natural herbs and other medicaments which became the world's largest selling medicine! \* \* \* Van-Tage—the medicine you have just bought. I originated this formula 25 years ago to relieve my suffering from stomach gas, bloating, and kindred ailments. \* \* \* My own medicine made me well \* \* \* I combined herbs that would stimulate the liver to release its bile \* \* \* other herbs to cleanse impurities from the bowels—and still others to stimulate the stomach to proper digestion of food. \* \* \* it made a new man of me! \* \* \* My remarkable restoration to health caused much talk. Many other stomach sufferers came to me begging for my secret. I gave my medicine freely to friends and strangers—and because of its wonderful success with other people, because of the letters of thanks and praise I received, I decided to make this medicine available to everyone. \* \* \* Think of it—Millions of men and women who were half living, dragging listlessly through life racked with pain, unable to eat and drink, unable to enjoy the fullness of life. \* \* \* It helped them \* \* \* you who take my improved Van-Tage will get even greater help in your fight to regain health. To the Millions of Men and Women Who Have been Helped by My Medicine— \* \* \* take the treatment systematically and let its beneficial action continue over a long enough time to get results. This medicine has helped millions of others. Give it a fair trial and it will help you.”

The articles were alleged to be misbranded in that the said statements regarding the curative or therapeutic effects of the article, appearing on and within the packages, falsely and fraudulently represented that the articles were capable of producing the effects claimed.

On May 28, 1936, no claimant having appeared, a judgment of condemnation was entered and it was ordered that the products be destroyed.

M. L. WILSON,  
*Acting Secretary of Agriculture.*

**26483. Adulteration and misbranding of Physicians & Surgeons Rubbing Alcohol Compound. U. S. v. 15 Gross Bottles of Physicians & Surgeons Rubbing Alcohol Compound. Product delivered to charitable institution. (F. & D. no. 37232. Sample no. 50699-B.)**

This case involved an interstate shipment of Physicians & Surgeons Rubbing Alcohol Compound which did not contain ordinary (ethyl) alcohol, but was a mixture of about two-thirds isopropyl alcohol (a compound manufactured from petroleum gases) and about one-third water.

On February 26, 1936, the United States attorney for the Northern District of New York, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 15 gross bottles of Physicians & Surgeons Rubbing Alcohol Compound at Troy, N. Y., alleging that the article had been shipped in interstate commerce on or about October 1, 1935, from Newark, N. J., by the Reo Chemical Corporation, and that it was adulterated and misbranded in violation of the Food and Drugs Act.

The article was alleged to be adulterated in that its strength and purity fell below the professed standard and quality under which it was sold, namely, Rubbing Alcohol Compound, since the article did not contain ordinary (ethyl) alcohol, but was a mixture of about two-thirds isopropyl alcohol and about one-third water. The article was alleged to be misbranded (1) in that the statement on the label, "Rubbing Alcohol Compound", was false and misleading, since the article did not contain ethyl alcohol; and (2) in that the statement on the label, "Absolute Alcohol 70%", was false and misleading, since the product did not contain ethyl alcohol, and the impression created by the statement, i. e., that the article contained ethyl alcohol, was not corrected by the word "Isopropyl" in small letters below the statement "Absolute Alcohol 70%."

On June 2, 1936, no claimant having appeared, judgment of condemnation was entered and it was ordered that the product be delivered to a public charitable institution.

M. L. WILSON,  
*Acting Secretary of Agriculture.*