

Misbranding was alleged for the further reason that the statement "The necessary antiseptics is provided," appearing in the circular, was false and misleading since the article would not provide antiseptics.

On November 2, 1934, the G. F. Harvey Co. having appeared as claimant, judgment of condemnation was entered and it was ordered that the product might be released provided the claimant filed a bond within 10 days, conditioned that it be properly relabeled.

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

24071. Misbranding of Red Raven Splits. U. S. v. 306 Bottles of Red Raven Splits. Consent decree of condemnation and destruction. (F. & D. no. 33252. Sample no. 74433-A.)

This case involved a drug preparation which was misbranded because of unwarranted curative and therapeutic claims in the labeling.

On August 14, 1934, the United States attorney for the Northern District of Illinois, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 306 bottles of Red Raven Splits at Chicago, Ill., alleging that the article had been shipped in interstate commerce on or about January 18, 1934, by the Red Raven Corporation, from Red Raven, Pa., and charging misbranding in violation of the Food and Drugs Act as amended.

Analysis showed that the article consisted essentially of an artificially carbonated solution of sodium phosphate.

The article was alleged to be misbranded in that the following statements on the bottle label: "For chronic constipation, sluggish liver, headache and biliousness, laxative in early stages of influenza," were statements regarding the curative or therapeutic effects of the article and were false and fraudulent.

On January 2, 1935, the Red Raven Corporation, the sole intervenor, having consented to the entry of a decree, judgment of condemnation was entered and it was ordered that the product be destroyed.

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

24072. Adulteration and misbranding of Pyrol. U. S. v. 102 Dozen Tubes of Pyrol. Default decree of condemnation and destruction. (F. & D. no. 33276. Sample nos. 843-B, 845-B.)

This case involved interstate shipments of Pyrol, the labeling of which contained unwarranted curative, therapeutic, and antiseptic claims.

On August 20, 1934, the United States attorney for the Western District of Washington, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 102 dozen tubes of Pyrol at Seattle, Wash., alleging that the article had been shipped in interstate commerce in various shipments on or about July 29, 1933, March 13, April 11, and May 11, 1934, by the Kip Corporation, Ltd., from Los Angeles, Calif., and charging adulteration and misbranding in violation of the Food and Drugs Act as amended.

Analysis showed that the article consisted essentially of petroleum and zinc oxide with small amounts of phenol, salicylic acid, and essential oils including methyl salicylate. Bacteriological examination showed that it was not antiseptic.

The article was alleged to be adulterated in that its strength fell below the professed standard of quality under which it was sold, namely, "Antiseptic."

Misbranding was alleged for the reason that the following statements in the labeling were false and misleading: (Carton and tubes) "Pyrol is Composed of * * * Antiseptic * * * Oils"; (circulars) "Pyrol is * * * Antiseptic * * * Pyrol Contains * * * Antiseptic Oils." Misbranding was alleged for the further reason that the following statements regarding the curative or therapeutic effects of the article, appearing in the labeling, were false and fraudulent: (Some tubes) "Heals severest burns without scar * * * eruptions are relieved and respond to Pyrol"; (some cartons) "Heals severest burns without scar * * * eruptions are relieved and respond to Pyrol"; (other tubes and cartons) "Boils Piles Ulcers * * * heals severest burns without scar * * * eruptions are relieved and respond to Pyrol"; (all circulars) "It prevents infection. No need to be incapacitated by burns or scalds. Pyrol * * * hastens healing—and almost invariably prevents scars. Eczema * * * Even in severe cases several applications will make the skin clear and free from this disease. Sore Feet * * * Sores * * * Pimples, boils * * * respond immediately to Pyrol treatment. After steril-