

Influenza or Grippe are most often contracted by those who are in a weakened condition. The system's powers of resistance being then low, it is invaded by microbes which could not gain a footing were the person in a state of robust health. Kola Astier serves to ward off an attack of this disease by stimulating nutrition and thereby endowing the blood with the elements which will enable it to destroy the microbes. In the convalescence stage, the restorative action of Kola Astier is of the greatest value. Debility In the general debility that results from overwork, worry, or wasting diseases, such as malaria, typhoid fever or pneumonia, the use of Kola Astier invariably proves beneficial. In cases of profound weakness which cannot be traced directly to any constitutional disorder, the stimulating and invigorating effects of Kola Astier will promptly bring about improvement. Brain Fag. In the exhaustion which is so often caused by excessive mental strain the use of Kola Astier, because of its specific action on the nervous system which controls the activity of the brain, is always beneficial. Sleeplessness. When the reserve force of the body is low or the mind has been overtaxed, sleeplessness often results. What sleep is obtained is apt to prove unsound and unrefreshing. On account of its restorative effect on the nerves, Kola Astier gives excellent results in such cases. Convalescence In Convalescence from any disease, a tonic should be used to hasten recovery. \* \* \* have attested the value of Kola Astier in shortening the period of convalescence after infectious diseases which, like influenza, leave the patient in a particularly weakened condition. During convalescence after influenza, pneumonia, typhoid and other wasting diseases, there is an everpresent danger of complications and here the use of Kola Astier is particularly advisable because of its action in increasing resistance, and in stimulating the heart. Kola Astier improves the mental as well as the physical condition. Old Age. \* \* \* Kola Astier a most efficient preparation in combating the effects of old age. Old age brings about a general lack of tone or strength in the human machine, in diminution of nutritive activities, a slowing down of the exchanges. The nervous system, the heart, the general circulation, the kidneys, have their functions slowed down. Kola Astier exercises a dynamogenic (power-producing) action on the nervous system. It awakens energy and by that means speeds up the function of the various organs of the body. \* \* \* facilitating the rapid elimination of the poisonous matters which have formed in the system. \* \* \* It hinders the development of uremic poisoning, clears the blood of toxins and waste matter. Kola Astier exercises a tonic \* \* \* effect on the whole organism of the aged, combats fatigue, facilitates walking and exercise, relieves difficult breathing. Prevention of Colds. The best prevention of colds and winter ailments is to keep physically fit. When resistance is lowered as a result of a run-down condition of the system, the body becomes a much easier prey to the disease germs and sickness develops that would be thrown off by a person in robust health. As soon as fatigue appears, that one feels 'low' from whatever cause it may be, recourse should be had to Kola Astier. Its stimulating, invigorating effect will almost at once be felt."

On April 11, 1933, no claimant having appeared for the property, judgments of condemnation and forfeiture were entered, and it was ordered by the court that the product be destroyed by the United States marshal.

R. G. TUGWELL, *Acting Secretary of Agriculture.*

**20926. Misbranding of V. S. Stocktone and adulteration and misbranding of V. S. Poultrytone. U. S. v. Eleven 6-Pound Packages of V. S. Stocktone, et al. Default decrees of condemnation, forfeiture, and destruction. (F. & D. nos. 29901, 29962, 29963, 29974, 29975, 30067, 30378, 30446, 30447. Sample nos. 8065-A, 8066-A, 30164-A, 34876-A, 34877-A, 34933-A, 34934-A, 38051-A, 38052-A.)**

Examination of the stock and poultry remedies involved in these cases disclosed that the articles contained no ingredients or combinations of ingredients capable of producing certain curative and therapeutic effects claimed in the labelings. It was also claimed in the labeling of the Poultrytone that the article contained cod-liver oil and would be of value for egg production, whereas it contained no cod-liver oil and was valueless for egg production.

On March 2, 1933, the United States attorney for the District of Maryland, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 11 packages of V. S. Stocktone at Havre de Grace, Md. On March 20, March 21, April 10, May 1, and May 16, 1933, the United States attorney for the Eastern District of Pennsylvania filed libels against 67 packages of V. S. Stocktone and 129 packages of V. S.

Poultrytone, in various lots at Orwigsburg, Boyertown, Avondale, and Media, Pa. It was alleged in the libels that the articles had been shipped in interstate commerce from Fostoria, Ohio, between December 5, 1932 and December 15, 1932; that they were misbranded in violation of the Food and Drugs Act as amended, and that the Poultrytone was also adulterated in violation of said act. It was further alleged in the libels filed against the product at Orwigsburg and Boyertown, Pa., that the article had been shipped by C. L. Jones, Fostoria, Ohio. The remaining libels did not disclose the names of the shippers. The articles were labeled in part: "Stocktone \* \* \* Manufactured and Guaranteed by the Federal Food Company, New York, N. Y."; "Poultrytone \* \* \* The Federal Food Company, New York, N. Y."

Analyses of samples of the articles by this Department showed that the V. S. Stocktone consisted essentially of calcium carbonate, magnesium sulphate, ferrous sulphate, sulphur, phosphates, and small proportions of nux vomica, quassia, fenugreek seed, and American wormseed; and the V. S. Poultrytone consisted essentially of calcium carbonate, magnesium sulphate, sulphur, and small proportions of iron oxide, capsicum, and quassia. Cod-liver oil was not present.

Adulteration of the Poultrytone was alleged in the libels for the reason that the strength and purity of the article fell below the professed standard and quality under which it was sold, namely: "Ingredients \* \* \* Cod Liver Oil."

Misbranding of the Poultrytone was alleged for the reason that the statements, "Ingredients \* \* \* Cod Liver Oil. \* \* \* For Production of Eggs", were false and misleading; and for the further reason that the following statements regarding the curative and therapeutic effects of the article were false and fraudulent: (Carton) "For Sick Fowls:—Separate the sick fowls from those not already affected and give one tablespoonful daily for every 10 fowls."

Misbranding of the Stocktone was alleged for the reason that the following statements regarding the curative and therapeutic effects of the article, appearing in the labeling, were false and fraudulent: (Carton label of all lots but one) "V. S. Stocktone is not a cure all. It is a remedy specifically for stomach and intestinal worms—the cause of 90% of all the sickness and losses among live stock—especially hogs and sheep. V. S. Stocktone will destroy and expel stomach and intestinal worms. It will do more. It corrects and aids digestion, tones the system, puts the stomach in condition to assimilate the food better; enables the animals to derive more good from what you feed; creates a better appetite; regulates the bowels so that, in a short time, a healthy vigorous animal is the result. \* \* \* give them free access to V. S. Stocktone. They Will Doctor Themselves"; (statements contained in a coupon accompanying the remaining lot and also included in the labeling of certain of the other lots in addition to the carton label above quoted) "I hereby agree to use V. S. Stocktone according to directions printed on package to justify the free use of a veterinary surgeon for diseases contracted after one month of consecutive feeding."

On April 19 and May 31, 1933, no claimant having appeared for the property, judgments of condemnation and forfeiture were entered in the cases instituted in the Eastern District of Pennsylvania, and the court ordered that the products be destroyed by the United States marshal. On July 12, 1933, the product seized in the District of Maryland was also ordered condemned and destroyed.

R. G. TUGWELL, *Acting Secretary of Agriculture.*

**20927. Misbranding of Nervotol. U. S. v. 118 Bottles of Nervotol. Default decree of condemnation and destruction. (F. & D. no. 29891. Sample no. 20294-A.)**

Examination of the drug preparation Nervotol disclosed that it contained no ingredient or combination of ingredients capable of producing certain curative and therapeutic effects claimed on the bottle and carton labels and in a circular shipped with the article.

On March 10, 1933, the United States attorney for the District of Arizona, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 118 bottles of Nervotol at Phoenix, Ariz., alleging that the article had been shipped in interstate commerce, on or about October 4, 1932, by the Brunswig Drug Co., from Los Angeles, Calif., and charging misbranding in violation of the Food and Drugs Act as amended. The article was labeled in part: "Nervotol \* \* \* Manufactured for Vitono Medicine Co., Los Angeles, California."