

CHARGE: 502 (a)—the labeling of the article when shipped contained false and misleading representations that the article was an adequate and effective treatment for male sexual weakness; that it was a new and amazing medical miracle and was a new, original, and secret German formula; that the tablets comprising *Adler's Compound, Super Strength*, possessed twice the potency of the tablets comprising *Adler's Compound, Standard Strength*, when in fact they possessed the same potency; that the article was manufactured in Germany and was available in the United States in limited supply only; that Konrad Adler and Konrad Adler & Co. were doing business in Stuttgarterstrassen 18-20, Frankfurt am Main, Germany, and were maintaining advertising and sales offices at 4 Berkley Street, London, England; and that the person whose picture appeared in the aforementioned labeling was Konrad Adler, a German specialist in glandular research.

PLEA: Nolo contendere.

DISPOSITION: 10-17-55. Wayne Parkinson—placed on probation for 5 years; Sleep-Eze Co., Inc.—fined \$500; Allen H. Parkinson—fined \$500, sentenced to prison for 1 year (suspended), and placed on probation for 5 years.

4736. Vita-Glan male formula. (F. D. C. No. 35560. S. Nos. 2-675 L, 2-743 L.)

INFORMATION FILED: 10-15-53, S. Dist. Calif., against Wayne Parkinson, t/a Glandular Products Co., and as Dybutol Co., Long Beach, Calif.

SHIPPED: 12-31-52 and 1-22-53, from California to Georgia and Florida.

LABEL IN PART: (Btl.) "Vita-Glan Male Formula * * * Sole Distributors Glandular Products Co. Long Beach, California Each Tablet Contains Vitamin B-1 5 Mg. 500% MDR* Vitamin B-2 3.5 Mg. 175% MDR* Niacinamide 15 Mg.** In a base of Orchic, Pancreatin, Prostate and Adrenal Gland Substances, plus other excipients. The gland substances in Vita-Glan are inert and absolutely safe.

*Minimum Daily Adult Requirements.

**Need But Requirements Not Established."

ACCOMPANYING LABELING: Leaflet entitled "Amazing New Vita-Glan 4 Gland Substances Are Now Found In Vita-Glan."

CHARGE: 502 (a)—the labeling of the article when shipped contained false and misleading representations that the drug contained physiologically active glandular substances; that the glandular constituents were of value in overcoming glandular deficiencies in the human male; and that the article would be an adequate and effective treatment for male sexual weakness, nervousness, loss of muscle tone, aches and pains, fatigue, irritability, headaches, dizziness, weakness, mental depression, insomnia, digestive upsets, loss of appetite, neuritis, backache, mental dullness, and for enabling men past 40 to have the sexual vitality of a younger man.

PLEA: Nolo contendere.

DISPOSITION: 10-17-55. \$250 fine and probation for 5 years.

4737. C-Tone. (F. D. C. No. 36609. S. Nos. 17-640 L, 17-642 L, 17-646 L.)

INFORMATION FILED: 10-19-54, Dist. N. J., against Byrne Products, Inc., New York, N. Y., and Thomas F. Byrne, president of the corporation.

SHIPPED: 6-26-53 and 7-17-53, from New Jersey to California.

LABEL IN PART: (Btl.) "Rich in Activated Enzymes C-Tone The *Natural* Vitamin C Tonic * * * 8 Fl. Oz. Net Sole and Exclusive Distributors Byrne Products, Inc. New York 7, N. Y."

ACCOMPANYING LABELING: Leaflets entitled "Which of These Dread Killers Threaten Your Advancing Years?"; display placards reading, in part, "Which of These Conditions Threaten Your Advancing Years?"; "Natural C-Tone For That * * * Pep of Health! For That * * * Vigorous Feeling!"

CHARGE: 502 (a)—the labeling of the article when shipped contained false and misleading representations that the article would be of nutritional and therapeutic value because of its enzyme content and would be effective as a tonic; that it would be an adequate and effective treatment for high blood pressure, hardening of the arteries, ulcerative colitis, fading strength, nervous exhaustion, failing memory, cerebral rupture, valvular disease of the heart, pulmonary tuberculosis, general weakness, fatigue, headaches, and dizzy spells; and that it would be effective to provide energy and improve digestion.

PLEA: Corporation—guilty to counts 1 and 2; individual—nolo contendere to count 1 relating to shipment of 6-26-53.

DISPOSITION: 6-3-55. Corporation fined \$400 and individual \$100.

4738. Alfacene. (F. D. C. No. 36094. S. No. 59-308 L.)

QUANTITY: 4 cartons, 12 8-oz. btl. each, at Charlotte, N. C.

SHIPPED: 9-12-53, from New Castle, Va., by Alfacene Co.

LABEL IN PART: (Btl.) "This excellent preparation made from the highest Quality Alfalfa Seed obtainable. Alfacene."

ACCOMPANYING LABELING: Circulars designated "Are You Suffering From Arthritis Or Rheumatism?"

RESULTS OF INVESTIGATION: The above-mentioned circulars were printed locally for the consignee, the Interstate Sales & Distributing Co.

LIBELED: Between 10-28-53 and 11-9-53, W. Dist. N. C.

CHARGE: 502 (a)—the labeling of the article when shipped and while held for sale contained false and misleading representations that the article was an adequate and effective treatment for arthritis and rheumatism.

DISPOSITION: 12-17-53. Default—destruction.

4739. Electreat (device). (F. D. C. No. 37513. S. No. 16-087 M.)

QUANTITY: 6 retail cartons containing 1 device each, at College Place, Wash., in the possession of L. W. MacArthur, the consignee.

SHIPPED: 10-29-54, from Peoria, Ill., by Electreat Mfg. Co.

ACCOMPANYING LABELING: Pamphlet and leaflets entitled "Electreat Massage" and mimeographed circulars entitled "Library Chart."

RESULTS OF INVESTIGATION: The device was an elongated metallic cylinder housing an induction coil with a make-and-break current switch, operated by two "flash-light" batteries. The cylinder had a smaller roller attachment at one end. When in operation, the device would give off an interrupted-type electrical current at a high voltage but of very low intensity.

The above-mentioned pamphlet and leaflets were included in the shipping carton containing the device, and the circulars were prepared by the consignee and used in selling the device.

LIBELED: 12-8-54, E. Dist. Wash.

CHARGE: 502 (a)—the labeling accompanying the article when shipped and while held for sale contained false and misleading representations that the