

1295. Misbranding of Sunshine Minerals. U. S. v. 465 Bags of Sunshine Minerals and 1,300 Circulars. Consent decree of condemnation. Product ordered released, conditioned upon destruction of the circulars. (F. D. C. No. 10830. Sample No. 43068-F.)

On or about October 5, 1943, the United States attorney for the District of Oregon filed a libel against 465 100-pound bags of Sunshine Minerals and 1,300 circulars at Portland, Oreg. It was alleged in the libel that the Sunshine Minerals had been shipped from South San Francisco, Calif., on or about September 15, 1943, by the Korinek Laboratories; and charged that it was misbranded.

The article was labeled in part: "Dr. C. J. Korinek's Sunshine * * * Minerals * * * Mineral Compound for Poultry-Cattle-Horses-Hogs-Sheep * * * 100 pounds net contains Iodine requirements * * * Minerals * * * For further feeding directions see circular on Dr. C. J. Korinek's Sunshine Minerals * * * Analysis. Calcium (CA), not less than 30.00% Phosphorus (P), not less than 2.00% Iodine (I), not less than .06% Salt. .00%." Analysis showed that the article had essentially the composition stated on its label.

The article was alleged to be misbranded because of false and misleading statements in the labeling regarding its efficacy to promote maximum growth 'development in poultry and ability to produce high grade eggs; assure strong, sturdy, uniform development of chicks and pullets; build up body resistance to disorders and diseases affecting poultry; build stronger bones and muscles and digestive and other internal organs; reduce nutritional leg weaknesses, rickets, rubber legs, malformed breastbones, slip tendons, blindness, paralysis, and roup; improve egg quality and shell texture; increase firmness, compactness, and thickness of shells; increase egg production up to 19 percent; improve hatchability and fertility of hatching eggs; prevent perosis; and reduce mortality up to 32 percent.

It was alleged to be misbranded further because of false and misleading representations regarding its efficacy to increase milk production up to 9 percent in cows; keep cows producing profitably for years, thus reducing costly replacements; reduce nutritional abortion, sterility, or non-breeding, retained after-birth, milk fever, simple garget, red water, and anemia; prevent unthrifty condition, chewing bones, leather, wood, or eating dirt; prevent swollen joints; eliminate goiter, rickets, and various other deformities in calves; reduce scours; assure large, thrifty, well-haired calves; and help cows to develop and drop healthier calves.

The article was alleged to be misbranded further because of false and misleading statements regarding its efficacy to insure large, healthy litters in hogs, and make sows better mothers; prevent hairless pigs, and mothers eating their young soon after birth; prevent milk fever and retained afterbirth in sows; reduce paralysis and thumps (anemia); increase the flow of the sow's milk; increase weight from 10 percent to 20 percent; build strong, sturdy bones; improve breeding conditions in both sows and boars; help sows to farrow; promote a general thriftiness in pigs, and sharpen their appetites; prevent sagged back, weak pasterns, and small bones; and satisfy the unnatural craving which makes hogs root.

It was alleged to be misbranded further because of false and misleading statements regarding its efficacy to increase weight and fleeces from 4 percent to 18 percent in sheep; grow strong, sturdy, well-boned sheep; reduce nutritional abortions, sterility or shy-breeding, retained afterbirth, suspension of the milk of ewes after lambing, heaving pains, blue-bag, anemia (thumps), goiters, and rickets in lambs; improve the general health; increase the milk flow of ewes; prevent stiff diseases in lambs, and dirt- or sand-eating in sheep and lambs; eliminate failure to breed; produce larger, well-haired fox pups; improve pelts greatly; invigorate breeding conditions of both male and female foxes; increase production among rabbits, the size and thrift of litters; prevent the doe eating the young; build up effective resistance from many disorders common to rabbits; keep the hair of dogs in fine condition; give dogs lots of energy and pep; and reduce dog deficiency diseases.

On November 1, 1943, Dr. C. J. Korinek, claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released to the claimant, conditioned that the circulars be destroyed.

1296. Misbranding of Superior Chemicals. U. S. v. 300 Bags of Superior Chemicals. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 11727. Sample No. 60301-F.)

On February 2, 1944, the United States attorney for the District of Nevada filed a libel against 300 bags, each containing 100 pounds, of Superior Chemicals at Reno, Nev., alleging that the article had been shipped on or about July 14, 1943,