

2803. Misbranding of Korvo. U. S. v. 266 Bottles, etc. (F. D. C. No. 27011. Sample No. 51279-K.)

LIBEL FILED: April 19, 1949, Northern District of Ohio.

ALLEGED SHIPMENT: On or about February 3, 1949, by the Korvo Co., from Chicago, Ill.

PRODUCT: 266 8-ounce bottles of *Korvo* at Cleveland, Ohio, in the possession of Gray Drug Stores, Inc., together with one copy of a circular entitled "Selling Information" and 6 copies of an advertising mat entitled "Are you Worried," which were received by the consignee from the Korvo Co. during November 1948, and March 1949, and one copy of a bulletin which had been prepared by the consignee and a newspaper clipping from the Columbus Citizen newspaper. Copies of the above printed matter were supplied to the retail outlets of Gray Drug Stores, Inc., with the product.

Examination showed that the product consisted essentially of water, alcohol, benzyl alcohol, and a small amount of lactic acid.

LABEL, IN PART: "K Korvo Application For Scalp and Hair."

NATURE OF CHARGE: Misbranding, Section 502 (a), certain statements in the circular, bulletin, advertising mat, and newspaper clipping were false and misleading since the statements represented that the article was effective in the treatment of scalp disorders, including itching scalp, dandruff, baldness, and infection. The article was not effective in the treatment of such conditions. The article was misbranded while held for sale after shipment in interstate commerce.

DISPOSITION: June 20, 1949. The Korvo Co., claimant, having consented to the entry of a decree, judgment of condemnation was entered. The court ordered that the product be released under bond for relabeling, under the supervision of the Federal Security Agency.

2804. Misbranding of Vola Oil. U. S. v. 11 Bottles, etc. (F. D. C. No. 27192. Sample No. 13465-K.)

LIBEL FILED: May 9, 1949, District of Delaware.

ALLEGED SHIPMENT: On or about March 14, 1949, by David H. Blanck & Co., from Philadelphia, Pa.

PRODUCT: 11 3-ounce bottles of *Vola Oil* at Wilmington, Del., together with a number of streamers entitled "Vola Oil." Examination showed that the product consisted essentially of mineral oil, pine tar oil, and perfume.

LABEL, IN PART: (Bottle) "Vola Oil Hair and Scalp Lubricator * * * Vola Laboratories Philadelphia 30, Pa."

NATURE OF CHARGE: Misbranding, Section 502 (a), the pictures on the streamer of a woman before and after using the product, one with thin hair and the other with a thick growth of hair, were false and misleading since the pictures represented and suggested that the article was effective to promote the growth of hair, whereas the article was not effective for such purposes.

DISPOSITION: June 6, 1949. Default decree of condemnation and destruction.

2805. Misbranding of Theraplate (device). U. S. v. 80 Cartons * * *. (F. D. C. No. 26981. Sample No. 41608-K.)

LIBEL FILED: April 11, 1949, Northern District of Illinois.

ALLEGED SHIPMENT: On or about February 28, 1949, by Amrum Metal, Inc., from New York, N. Y.