

PRODUCT: 434 1-ounce bottles and 8 4-ounce bottles of *Devine's Zina-Ray oil* and 200 *Devine's inhalers* at Little Rock, Ark. The inhalers consisted of a glass tube containing cotton. The tubes were constricted at one end and were plugged with a perforated cork at the other end.

RESULTS OF INVESTIGATION: A placard entitled "The American Research and Testing Laboratories * * * Report on Clinical Test" was displayed with the articles in the store of the consignee. Sales of the articles were made on the basis of lectures given at the store by demonstrators Itasia S. Stearns and Henry C. Stearns, on behalf of the distributor, Devine's Remedies.

LABEL, IN PART: (Bottle) "Devine's Zina-Ray Oil Contains Eucalyptus Oil, Menthol and Gum Camphor"; (device) "Devine's Inhaler."

NATURE OF CHARGE: Misbranding, Section 502 (a), certain statements on the placard were false and misleading since they represented and suggested that the articles were effective in the treatment and release of pressure, congestion, and pain due to arthritic conditions, whereas the articles were not effective for such purposes; and, Section 502 (f) (1), the labeling of the articles failed to bear adequate directions for use in the treatment of the conditions for which they were intended by their distributor, Devine's Remedies, namely, rheumatism and spongy gums, and for overcoming nasty taste in the morning, phlegm, and mucus.

The articles were misbranded in the above respects while held for sale after shipment in interstate commerce.

DISPOSITION: June 8, 1951. Default decree of condemnation and destruction.

DRUG ACTIONABLE BECAUSE OF CONTAMINATION WITH FILTH

3468. Adulteration of fleaseed (*Plantago*) husks. U. S. v. 17 Bags * * *. (F. D. C. No. 30693. Sample No. 18760-L.)

LABEL FILED: March 12, 1951, Southern District of Iowa.

ALLEGED SHIPMENT: On or about January 12, 1951, by L. L. Hopkins & Co., from New York, N. Y.

PRODUCT: 17 90-pound bags of *fleaseed (Plantago) husks* at Des Moines, Iowa.

NATURE OF CHARGE: Adulteration, Section 501 (a) (1), the article consisted in whole or in part of a filthy substance by reason of the presence of insects.

DISPOSITION: April 21, 1951. Default decree of condemnation and destruction.

DRUGS AND DEVICES ACTIONABLE BECAUSE OF DEVIATION FROM OFFICIAL OR OWN STANDARDS

3469. Adulteration and misbranding of Premestron (conjugated estrogens). U. S. v. 22 Bottles * * *. (F. D. C. No. 30873. Sample No. 9715-L.)

LABEL FILED: April 2, 1951, Northern District of Illinois.

ALLEGED SHIPMENT: On or about January 3, 1951, by the Doctors' Mutual Service Co., from Glendale, Calif.

PRODUCT: 22 90-tablet bottles of *Premestron (conjugated estrogens)* at Waukegan, Ill.

LABEL, IN PART: (Bottle) "Premestron 0.4 mg. 90 Tablets Estrogenic Substances (Water Soluble). Also known as Conjugated Estrogens (Equine). * * * Formulated and Distributed By Specific Bio-Chemicals Glendale, California."

NATURE OF CHARGE: Adulteration, Section 501 (c), the strength of the article differed from that which it was represented to possess, namely, 0.4 mgm. of estrogens in their water-soluble form expressed as sodium estrone sulfate.

Misbranding, Section 502 (a), the label statement "Each tablet contains 0.4 mgms. of estrogens in their water soluble form expressed as sodium estrone sulfate" was false and misleading as applied to an article which contained less than the stated amount of estrogens.

DISPOSITION: May 8, 1951. Default decree of condemnation and destruction.

3470. Adulteration and misbranding of estrogenic powder. U. S. v. 2 Bottles
* * *. (F. D. C. No. 30812. Sample No. 22751-L.)

LIBEL FILED: February 28, 1951, Southern District of New York.

ALLEGED SHIPMENT: On or about August 14, 1950, from Landing, N. J.

PRODUCT: 2 bottles of *estrogenic powder* at New York, N. Y., in possession of Tuteur Bio-Chemicals, Inc.

RESULTS OF INVESTIGATION: The label of the article at the time of seizure had been applied by Tuteur Bio-Chemicals, Inc.

LABEL, IN PART: "2272.5 grams Estrogenic Powder containing 30.9 grams water soluble conjugated estrogens expressed as Sodium Estrone Sulfate standardized at 13.9 mgm of active ingredient per gram of bulk carrier (carriers: Magnesium Oxide and Calcium Carbonate)."

NATURE OF CHARGE: Adulteration, Section 501 (c), the strength of the article differed from that which it was represented to possess, namely, an amount of water-soluble conjugated estrogens calculated to 13.9 mg. of sodium estrone sulfate per gram of the article.

Misbranding, Section 502 (a), the label statement "Estrogenic Powder containing * * * water soluble conjugated estrogens expressed as Sodium Estrone Sulfate standardized at 13.9 mgm of active ingredient per gram of bulk carrier" was false and misleading as applied to an article which contained only an amount of estrogenic steroids calculated as 7.8 mg. of sodium estrone sulfate per gram of the article.

The article was adulterated and misbranded in the above respects while held for sale after shipment in interstate commerce.

DISPOSITION: April 19, 1951. Default decree of condemnation and destruction.

3471. Adulteration and misbranding of oil of cedar leaf. U. S. v. 2 Tins * * *
(F. D. C. No. 30726. Sample No. 15262-L.)

LIBEL FILED: On or about April 2, 1951, Western District of Missouri.

ALLEGED SHIPMENT: On or about October 12, 1950, by Berje Chemical Products, Inc., from New York, N. Y.

PRODUCT: 2 25-pound tins of *oil of cedar leaf* at Kansas City, Mo.

NATURE OF CHARGE: Adulteration, Section 501 (d) (2), a substance other than oil of cedar leaf had been substituted in whole or in part for *oil of cedar leaf*.

Misbranding, Section 502 (a), the label designation "Oil Cedarleaf" was false and misleading as applied to an article that was not oil of cedar leaf.

DISPOSITION: May 21, 1951. Default decree of condemnation and destruction.

3472. Adulteration and misbranding of adhesive bandages. U. S. v. 160 Cartons
* * *. (F. D. C. No. 30808. Sample Nos. 25334-L, 25335-L.)

LIBEL FILED: February 21, 1951, Eastern District of Pennsylvania.