

"55 B Complex Vitamins With Iron \* \* \* Contains Vitamin B<sub>1</sub> 1 mg. (thiamin chloride) Vitamin B<sub>2</sub> .5 mg. (riboflavin) Niacin, 5 mg. Sodium Iron Pyrophosphate, 0.4 gr. Yeast plus inert compounding ingredients"; and "Mo Tee Na \* \* \* Net Contents 100 Tablets \* \* \* Active Ingredients: Calcium Succinate and Aspirin General Products Laboratories, Inc. 137 E. Spring St. Columbus, Ohio."

NATURE OF CHARGE: *Mineral tablets and B complex vitamins with iron tablets.*

Misbranding, Section 502 (a), certain statements in the labeling of the articles, namely, in the above-mentioned leaflets, mimeographed sheets, card, and mimeographed letter, were false and misleading. The statements represented and suggested and created the impression (when read as a whole, as well as through specific statements) that the articles supplied a universal need; and that the articles were effective in reducing illness and increasing efficiency; in treating lack of resistance, loss of weight, congestion of blood, and weakness of muscles; in effecting normal nerve functioning, lactation, and reproduction and digestive actions; in preventing weakness of the legs, flabbiness of the heart muscles, and lowering of the body temperature; in maintaining health and strength; in fortifying the body against inroads of sickness; in antagonizing the aging process; in preventing a run-down condition; in correcting unnatural basic disorders that cause illness or disease regardless of their names; in making over physical wrecks, causing them to be happy, strong, free from stubborn suffering, pain and soreness of long duration, and able to sleep; in preventing the return of agonizing pain; in treating nervousness, stomach seeming to be tied up in a knot, insomnia, inability to work, and irritability; and in treating patients helpless with rheumatism, hay fever, hives, sick headache, "nervous" headache, allergy, crumbling teeth, excessive tooth decay, recurring or chronic spinal curvature, growing pains, adult tetany (cramps in legs or arms at night); recurring chilblains, and watery "drip-drip" from the nose, with fits of sneezing which many Yankee wiseacres ascribe to imaginary sinusitis which they think sounds better than "catarrh." The articles would not be effective for the purposes represented, suggested, and implied in the said statements.

*Mo Tee Na tablets.* Misbranding, Section 502 (a), certain statements in the labeling of the article, namely, on the card entitled "Supplement Your Mineral and Vitamin Diet," were false and misleading. The statements represented and suggested that the article was an adequate and effective treatment for arthritis and neuritis, whereas the article would not be effective for such purposes.

The *mineral tablets and B complex vitamins with iron tablets* were alleged also to be misbranded under the provisions of the law applicable to foods, as reported in notices of judgment on foods.

DISPOSITION: October 5, 1951. Default decree of condemnation and destruction.

3637. Misbranding of Lavron cream. U. S. v. 2,940 Cases \* \* \*. (F. D. C. No. 28989. Sample No. 54841-K.)

LABEL FILED: May 9, 1950, Western District of Texas.

ALLEGED SHIPMENT: On or about January 4, 1950, by Lee Brothers Co., from Chicago, Ill.

PRODUCT: 2,940 cases, each containing 6 1-pound jars, of *Lavron cream* at San Antonio, Tex. Examination showed that the product consisted essentially of water, epsom salt, sodium sulfate, methyl salicylate, and stearates.

**LABEL, IN PART:** "Lavron Cream \* \* \* Salferal Products Bay Springs, Mississippi."

**NATURE OF CHARGE:** Misbranding, Section 502 (a), the label statements "as a Reducing Plan for Normal Overweights \* \* \* Helpful for \* \* \* Swollen Feet" were false and misleading since the article was not effective for such purposes.

**DISPOSITION:** September 1951. N. C. Douglas, San Antonio, Tex., claimant, appeared and filed an answer to the libel. Requests for admissions subsequently were filed on behalf of the Government and were answered by the claimant. Thereafter, the claimant having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond to be brought into compliance with the law by relabeling under the supervision of the Federal Security Agency.

On November 15, 1951, the claimant having failed to withdraw the product from the custody of the marshal, and more than 30 days having passed since the entry of the decree, an order was entered upon motion of the Government directing that the product be destroyed.

**3638. Misbranding of Vaporette device. U. S. v. 26 Devices, etc. (F. D. C. No. 29009. Sample No. 60052-K.)**

**LIBEL FILED:** April 6, 1950, Northern District of Illinois.

**ALLEGED SHIPMENT:** On or about January 9, 1950, by M. F. Robertson Sons, Inc., from Lansdowne, Pa.

**PRODUCT:** 26 *Vaporette devices* at Chicago, Ill., together with a number of circulars entitled "Less Germs Less Colds with the Vaporette Glycol Vaporizer" and "Less Germs Fewer Colds."

Examination showed that the article was an electrically operated device for vaporizing glycols.

**NATURE OF CHARGE:** Misbranding, Section 502 (a), certain statements in the circulars accompanying the device were misleading since the statements represented and suggested and created the impression that by vaporizing glycol the device would prevent the spread of communicable diseases, whereas the vapors of glycol produced by the device were not effective to prevent the spread of communicable diseases.

**DISPOSITION:** November 29, 1951. Claimants for the devices having filed their appearance and answer, which were later withdrawn, judgment of condemnation was entered and the court ordered that the devices be destroyed.

#### DRUGS FOR VETERINARY USE

**3639. Misbranding of Hess' condensed buttermilk for brood sows and laying hens. U. S. v. 10 Drums, etc. (F. D. C. No. 30817. Sample No. 19377-L.)**

**LIBEL FILED:** February 23, 1951, Northern District of Iowa.

**ALLEGED SHIPMENT:** On or about January 12, 1951, from Omaha, Nebr.

**PRODUCT:** 10 drums, each containing 100 pounds, of *Hess' condensed buttermilk* at Miles, Iowa, together with a number of circulars.

**RESULTS OF INVESTIGATION:** The circulars were entitled "Hess' Brand Condensed Buttermilk," and were delivered to the consignee by Donald Hess of the Hess Condensed Buttermilk Co., Jesop, Iowa, about September 1950. A copy of these circulars was handed to purchasers.