

6816. Facializer device, Derma Culture Formula No. 102, and Derma Culture Formula No. 103. (F.D.C. No. 46436. S. No. 87-086 R.)

QUANTITY: 6 devices, 46 1-oz. btl. of Formula No. 102, and 34 2-oz. btl. of Formula No. 103, at Dallas, Tex., in possession of Milady's Clinic.

SHIPPED: Between 1-1-61 and 7-10-61, from Beverly Hills, Calif., by Dermaculture, Inc.

LABEL IN PART: (Device) "Facializer Model * * * Dermaculture, Ltd. * * * Los Angeles" and "Manufactured by Gomco Surgical Mfg. Corp. Buffalo, N.Y."; and (btl.) "Derma Culture Formula No. 102 A topical detergent solution powder for use with negative galvanism. Directions: Add one oz. powder to ½ gallon water. Apply to skin with cloth packs" and "Derma Culture Formula No. 103 A topical detergent astringent solution powder to use with positive galvanism."

ACCOMPANYING LABELING: Post cards entitled "Be Skin Happy"; leaflet entitled "Dermaculture Patrons Remember These Things."

RESULTS OF INVESTIGATION: Investigation indicated that the "*Facializer*" was a device containing electric circuiting and a vacuum pump, equipped with exterior controls and mechanical and chemical components, all designed and contrived to apply galvanic electric current and vacuum to the person of the user.

"Formula No. 102" and "Formula No. 103" were white crystalline materials containing a few yellow crystals.

The accompanying labeling had been prepared by the dealer to promote use of the article.

LIBELED: 9-25-61, N. Dist. Tex.

CHARGE: *Facializer device*, 502(a)—when shipped and while held for sale, the accompanying labeling contained false and misleading representations that the device was adequate and effective to remove blackheads, white heads, and tissue debris; correct enlarged pores, dry skin and oily skin; smooth wrinkles and facial lines; clear acne and pimples; increase circulation and tissue nutrition; vitalize nerve, gland, muscle and skin structure; restore natural, lovely skin health and beauty; tighten saggy cheeks and chin, and correct skin problems.

Derma Culture Formula No. 102 and *Derma Culture Formula No. 103*, 502(b) (1)—when shipped and while held for sale, the articles of drug failed to bear a label containing the name and place of business of the manufacturer, packer, or distributor; and 502(e) (2)—the labels of the articles of drug failed to bear the common or usual name of each active drug ingredient.

DISPOSITION: 10-11-61. Consent—the devices were claimed by the shipper and the articles of drug were claimed by Jewel Holmes joined by her husband, Herbert W. Holmes, t/a Milady's Clinic. The articles were released to the claimants subject to the provisions of a consent decree which provided for the destruction of the articles of drug and the postcards and leaflets.

6817. Beautiqué stockings. (F.D.C. No. 46048. S. No. 14-336 R.)

QUANTITY: 1,991 individually wrapped pairs in boxes, each box containing 3 pairs, at Columbus, Ohio.

SHIPPED: 1-23-61, from Paducah, Ky., by Beautiqué Stockings, Inc.

LABEL IN PART: (Box) "Beautiqué Bathed In Precious Lotions That Beautify Your Legs."