

or in part for the said article and had been mixed and packed therewith so as to reduce, lower, and injuriously affect its quality and strength.

Misbranding was alleged for the reason that the statements "Pure Vanilla Extract Purity And Quality Contents 6 Drams" or "Contents 2 Oz." or "Contents 2 Ounces," as the case might be, borne on the labels, were false and misleading and deceived and misled the purchaser. Misbranding was alleged for the further reason that the article was food in package form and the quantity of the contents was not plainly and conspicuously marked on the outside of the package, and for the further reason that it was offered for sale under the distinctive name of another article.

On August 19, 1925, no claimant having appeared for the property, judgments of condemnation and forfeiture were entered, and it was ordered by the court that the product be destroyed by the United States marshal.

R. W. DUNLAP, *Acting Secretary of Agriculture.*

13734. Misbranding of Allen's lung healer and body builder. U. S. v. 11 Bottles et al. of Allen's Lung Healer and Body Builder. Default decrees of condemnation, forfeiture, and destruction. (F. & D. Nos. 20139, 20140. S. Nos. E-5346, E-5347.)

On June 25, 1925, the United States attorney for the District of Connecticut, acting upon reports by the Secretary of Agriculture, filed in the District Court of the United States for said district libels praying the seizure and condemnation of 54 bottles of Allen's lung healer and body builder, remaining in the original unbroken packages in part at Hartford, Conn., and in part at Meriden, Conn., alleging that the article had been shipped by the H. J. Allen Co., Lynn, Mass., in various consignments, namely, on or about May 15 and 27, and June 1, 1925, respectively, and transported from the State of Massachusetts into the State of Connecticut, and charging misbranding in violation of the food and drugs act as amended.

Analysis of the article by the Bureau of Chemistry of this department showed that it was a partly emulsified mixture of mineral oil, about 30 per cent, volatile oils including anise oil, about one-half of 1 per cent, extracts of plant drugs including licorice and sanguinaria, benzoic acid, sugar, and water.

Misbranding of the article was alleged in the libels for the reason that the following statements borne in the labeling, regarding the curative and therapeutic effect of the said article, were false and fraudulent, to wit: (Bottle label) "Lung Healer and Body Builder Highly recommended for Lung and Bronchial Affections, such as * * * Bronchitis, Asthma, Catarrh, Whooping Cough, Pneumonia, Hoarseness, Sore Throat, etc. Relieves Consumption. Builds up the body and fortifies the system against colds and wasting diseases. Ordinary colds are cured with a few doses, while chronic and deep-seated coughs yield gradually to a persistent use of the Lung Healer. Positively guaranteed when our directions are faithfully followed. * * * In severe cases * * * For Babies And Children More Effective Than For Adults," (carton) "Lung Healer And Body Builder * * * Highly Recommended for Lung And Bronchial Affections such as * * * Bronchitis, Asthma, Catarrh, Whooping Cough, Croup, Hoarseness, Sore Throat, Inflammation of the Lungs, Mucous Membranes, etc., and to build up the body and fortify the system against Colds and Wasting Diseases. Especially Prepared and Recommended for Obstinate and Deep-Seated coughs * * * For Coughs and Colds On The Lungs and Bronchial Tubes * * * For Children who catch cold easily it is invaluable, both as a preventive and a cure. * * * The reliability of this medicine has been so thoroughly demonstrated that we back every claim we make for it with a positive guarantee * * * While we do not claim infallibility in every case, the proportions of cures produced by Allen's Lung Healer has been so great that the rare cases of failure are insignificant," (circular and testimonials) "Lung Healer And Body Builder * * * A highly effective remedy for Lung and Bronchial Affections such as * * * Bronchitis, Asthma, Catarrh, Whooping Cough, Croup, Hoarseness, Sore Throat, Inflammation of the Lungs, Mucous Membranes, etc. Builds up the Body and fortifies the system against Colds and Wasting Diseases. Especially prepared and recommended for Obstinate and Deep-Seated Coughs. * * * A Cough On The Lungs Must Not Be Neglected A Neglected Cough has caused the death of many a strong, robust man. Sore Lungs are the forerunners of Pneumonia * * * Allen's Lung Healer reaches the lungs and cures a cough or cold on the lungs when other remedies fail. It has proven effective and has produced so many remarkable cures of severe cases that

it is sold with a Positive Guarantee. * * * marvelous healing and germicidal properties and * * * act specifically on the lungs and mucous membranes. * * * Whether the cough or cold is on the lungs or in the throat it is equally effective. When the lungs are sore the first few doses relieve the soreness or congestion and improvement is steady and rapid. * * * For Severe, Obstinate Coughs on the Lungs, Allen's Lung Healer is Wonderfully Effective. There has been discovered no sure cure for tuberculosis or pneumonia, but there is a preventative. A preventative that is worth a dozen trips to Arizona, or 'White Plague' Sanitoriums. Allen's Lung Healer is made to cure sore lungs, to stop coughs on the lungs, to make new tissues and build up the body, back to strength and vigor. For severe and obstinate coughs on the bronchial tubes or lungs it is the most effective remedy known. Allen's Lung Healer Prevents Pneumonia * * * Baby Saved From Pneumonia By Allen's Lung Healer * * * Girl Saved From Consumption * * * Restored to Robust Health by Allen's Lung Healer. It is now an admitted fact that pneumonia can be positively prevented, as can the Great White Plague, tuberculosis. Allen's Lung Healer will surely Prevent these two insidious diseases, if taken in time. It kills the germs, heals inflamed parts, makes new tissues and builds up the body. Allen's Lung Healer is a Grand Remedy for Children, the Offspring of Consumptive Parents. Mother—Are your child's lungs susceptible to colds? Has it had pneumonia, whooping cough or measles? Are you worried about its lungs? Just take this name with you and think about it for one night, then get a bottle tomorrow and use it faithfully. * * * a wonderful remedy. * * * I gave it to my two children last winter, one of them had pneumonia, the other had a bad cough. * * * I found it was something elegant * * * a remedy that would act on the lungs as a healer, a germicide and a tissue builder, the three properties necessary in combating the two dread diseases, Pneumonia and Consumption. * * * also * * * effective in treating coughs and colds on the lungs * * * save thousands of lives and prevent an immense amount of suffering * * * hundreds of cases * * * treated successfully and the merits of the remedy convincingly proven * * * Suffered 20 Years From Bronchial Cough Cured by Allen's Lung Healer * * * Asthmatic Sufferers Take Hope Allen's Lung Healer Will Help You * * * Allen's Lung Healer Cures Severe Lung Cough * * * The surest preventatives for pneumonia is Allen's Lung Healer. Take a few doses at the first appearance of a cold and it will protect the lungs from attack and the cold will pass off harmlessly. As a protector of the lungs it has proven wonderfully effective times without number," "Allen's Lung Healer Saves Boy's Life * * * Restored to Health After Being Given Up * * * Cough so Bad That He Spat Blood Right Lung So Sore He Could Not Lie on Right Side * * * cured of a racking cough and sore lungs by using Allen's Lung Healer * * * I can recommend Allen's Lung Healer for severe cough. * * * relieving the congestion and soreness and curing the cough in a remarkably short time. * * * a remedy for these chest colds that I can depend on to cure them quickly. * * * wonderful lung healer. Relief for Consumptives Who Use Allen's Lung Healer * * * wonderful healing and soothing effects of this medicine on the lungs has been established and proven beyond doubt. * * * it will greatly relieve the cough and its distressing effects. * * * we will gladly furnish free of charge a month's treatment to any one who will furnish satisfactory evidence that they have tuberculosis of the lungs * * * Allen's Lung Healer is Equally Effective for a Severe Cough and Cold or a Fresh Cold * * * Cures A Cough of A Year's Standing * * * Suffered More Than Half His Life With Bronchial Cough. Cured At Last * * * Allen's Lung Healer Excels Cod Liver Oil for the Lungs * * * It acts much more quickly in relieving inflammation and soreness. It contains antiseptics * * * and blood warming properties of the Oil * * * After Pneumonia and Grippe Build up the System and Restore it Quickly to Healthy Condition by the Use of Allen's Lung Healer. Ordinarily it is a long tedious climb getting back into condition after a severe case of either pneumonia or grippe, but the Lung Healer is wonderfully effective as a restorative and a body builder. If the lungs are sore or weak, if there is obstinate cough, the effect of this remedy will surprise you. * * * The reliability of this medicine has been so thoroughly demonstrated that I back every claim I make for it with a positive guarantee with every bottle. While I do not claim infallibility in every case, the proportions of cures produced by Allen's Lung Healer has been so great that the rare cases of failure are insignificant."

On August 19, 1925, no claimant having appeared for the property, judgments of condemnation and forfeiture were entered, and it was ordered by the court that the product be destroyed by the United States marshal.

R. W. DUNLAP, *Acting Secretary of Agriculture.*

13735. Adulteration and misbranding of olive oil and other edible oils. U. S. v. 18 Cans et al. of Olive Oil. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 20098. I. S. Nos. 24537-v to 24541-v, incl., 24951-v to 24955-v, incl. S. No. E-5317.)

On or about June 19, 1925, the United States attorney for the District of Connecticut, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying the seizure and condemnation of 116 cans of olive oil (olive oil and other edible oils), transported in interstate commerce from New York City into the State of Connecticut, alleging that the articles had been shipped by G. Amarena, into the State of Connecticut, and, charging adulteration and misbranding in violation of the food and drugs act as amended.

Adulteration of the articles was alleged in the libel for the reason that a substance, cottonseed oil, had been mixed and packed therewith so as to reduce and lower and injuriously affect their quality and strength and had been substituted wholly or in part for the said articles.

Misbranding was alleged in substance for the reason that the labels on the cans containing the respective articles bore certain statements, designs, and devices, as follows: (29 cans) "This Olive Oil Is Guaranteed To Be Absolutely Pure And Is Made From The Finest Selected Olives Grown On The Italian Riviera. This Virgin Oil Is Highly Recommended For Medicinal * * * Use"; (similar statements in Italian) "Vergine First Pressing Cream Olive Oil 128 Fluid Ounces. One Gallon Full Measure Guaranteed" (or "Half Gallon Full Measure Guaranteed"); (3 cans) "La Bella di Sorrento * * * Olive Oil One Gallon Net" (cut of foreign woman and olive sprays bearing olives); (9 cans) "Pure Olive Oil * * * Net Contents Half Gallon Superior Quality" (cut of olive sprays bearing olives); (3 cans) "Qualita Superiore Olio Tripolitania Puro Garantito Sotto Qualsiasi Analisi Chimica Contents ½ Gallon" (cut of map of Italy and foreign woman holding Italian flag, also map of Tripoli); (45 cans) "Extra Fine Olive Oil Olio D'Oliva Purissimo Importato Italia Brand Contents 1 Gallon" (or "Contents ½ Gallon") "Unexcelled For * * * Medicinal Use Quest 'Olio Di Oliva Risulta Assolutamente Puro Sotto Analisi Chimica" (cut of olive branches and crown); (10 cans) "Contents One Gallon Olio Sicilia" (cut of foreign appearing chef); (3 cans) "La Vergine * * * Finest Quality Oil Lucca Contents 1 Gallon Net Extra Fine Quality Oil Insuperable" (cut of olive bearing tree and foreign scene); (14 cans) "Net Contents Full ½ Gallon Olio Sopraffino Qualita Superiore Olio Finissimo * * * Olive Oil * * * Tripolitania * * * Superior Quality" (cut of foreign medals, shields, crowns, and Italian flags), which said statements, designs, and devices borne on the cans containing the various products, together with the use of the Italian language in each instance, were intended to be of such a character as to induce the purchaser to believe that the products were as represented, and that the cans contained the respective amounts of the products represented, when, in truth and in fact, the products were not as represented and the said cans did not contain the amounts represented. Misbranding was alleged for the further reason that the articles were food in package form and the quantity of the contents was not plainly and conspicuously marked on the outside of the packages, and for the further reason that they purported to be foreign products, when in fact they were of domestic manufacture packed in the United States.

On August 19, 1925, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the products be destroyed by the United States marshal.

R. W. DUNLAP, *Acting Secretary of Agriculture.*

13736. Misbranding of salad oil. U. S. v. 25 Tins of Salad Oil. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 20102. I. S. No. 24961-v. S. No. E-5326.)

On or about June 15, 1925, the United States attorney for the District of Connecticut, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States a libel praying the seizure and condemnation of 25 tins of salad oil, remaining in the original unbroken packages at