

transported from the State of Pennsylvania into the State of Indiana, and ~~charging misbranding in violation of the food and drugs act as amended.~~

Analysis of a sample of the article by this department showed that it consisted essentially of mineral oil containing small amounts of camphor, menthol, and oil of peppermint.

It was alleged in the libel that the article was misbranded in that the statements regarding the curative and therapeutic effects of the said article, appearing in the labeling, were false and fraudulent, since it contained no ingredient or combination of ingredients capable of producing the effects claimed: (Bottle label) "Keeps the nose \* \* \* healthy;" (circular) "Nozol America's Nose Remedy \* \* \* The Health and Care of the Nose. Medical authorities are stressing the importance of the proper, regular care of the nose as a preventive of disease as well as in the treatment where infection has already set in. Most of the troubles of the human race can be traced to germs. And it is through the nasal passages that many of these germs enter. We constantly breathe air that is filled with dust, germ-laden particles—some of these pass off with the nasal secretions. However, not all are passed because many lodge on the moist membranous linings and soon an infection appears. Regular cleaning of the nasal passages is as important as cleaning your teeth—the fact that they can not be readily seen results in many people neglecting them. Nozol is to-day recognized by physicians, hospitals, and specialists as the foremost preparation for the treatment of general nasal troubles. Furthermore, they recommend Nozol to prevent as well as to check disease. \* \* \* Nozol \* \* \* healing \* \* \* the infected parts and helping to stop further spread of the infection. \* \* \* permits sufficient time for therapeutic action. \* \* \* Nozol \* \* \* is an effective agent in combating sinus trouble \* \* \* Nozol is a liquid \* \* \* reaching all parts of the mucous membrane, whereas salves and ointments seldom reach all the infected parts. Nozol for Nasal Catarrh. Catarrh of the nose is one of the most common of diseases. Chronic inflammation of the membrane caused usually by excessive secretion is usually present in nasal catarrh and daily use of Nozol should be followed. The healing, \* \* \* qualities of Nozol will greatly aid nature in correcting this catarrhal condition. \* \* \* Nozol for Hay Fever \* \* \* Thousands to-day are getting welcome relief during severe attacks and others start prevention early through the use of Nozol. Pollen, that carries the dreaded hay fever, attacks the delicate tissues of the lining. Nozol, when used in time, spreads over the tissues, preventing the pollen from attacking the lining. Nozol for Sinus Trouble. \* \* \* It is estimated that \* \* \* people in America are troubled with sinus infection of varying degrees. Sinus trouble \* \* \* is indicated by frequent headaches, drippings of mucous into the throat, stoppage of the nasal passages and soreness and tenderness beneath the eye and over the cheekbone. If nature is allowed free rein, it can usually correct this condition. Nozol Most Effective Preparation for Sinus Trouble. By using Nozol regularly the nasal passages are kept clear and clean and proper drainage of the sinus allowed. Use frequently—three or four times a day if convenient, and shortly, the most stubborn cases of sinus trouble usually will yield to this treatment. Physicians are among those loudest in their praise of Nozol for sinus trouble. \* \* \* People having trouble breathing while sleeping, and this is also true in case of children, can overcome this condition by clearing out the passages with Nozol;" (display card) "Nozol Relieves Sinus Trouble \* \* \* Makes Breathing Easy \* \* \* recommended by Specialists for \* \* \* Hay Fever, General Nose Troubles. Use Nozol for Sinus Trouble \* \* \* Sinus Trouble Relieved with Nozol. \* \* \* Nozol (Nose All)."

On May 5, 1930, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be destroyed by the United States marshal.

ARTHUR M. HYDE, *Secretary of Agriculture.*

**17304. Adulteration and alleged misbranding of ether. U. S. v. Sixty-five 1-Pound Cans, et al., of Ether. Default decrees of condemnation and forfeiture. Product released for technical use. (F. & D. No. 24088. I. S. Nos. 07164, 07165. S. No. 2354.)**

On September 28, 1929, the United States attorney for the Southern District of California, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district libels praying seizure and condemnation of eighty-two 1-pound cans of ether, remaining in the original unbroken packages at Los Angeles, Calif., consigned by the J. T. Baker Chemical



Co., Phillipsburg, N. J., alleging that the article had been shipped from Phillipsburg, N. J., in two consignments, on or about January 18, 1929, and April 11, 1929, respectively, and transported from the State of New Jersey into the State of California, and charging adulteration and misbranding in violation of the food and drugs act.

Analysis of a sample of the article by this department showed that the ether contained peroxide and excessive residue.

It was alleged in the libels that the article was adulterated in that it was sold under a name recognized in the United States Pharmacopœia and differed from the standard of purity as specified by that authority.

Misbranding was alleged for the reason that the following statements appearing in the labeling, "Ether Purified US PX," with respect to a portion of the product, and "Ether Purified for Anesthesia US PX," with respect to the remainder, were false and misleading.

On February 12, 1930, no claimant having appeared for the property, judgments were entered finding the product adulterated, and it was ordered by the court that the said product be delivered to Government agencies for official and technical use and particularly that it must not be used for anaesthesia.

ARTHUR M. HYDE, *Secretary of Agriculture.*

**17305. Adulteration and misbranding of mineral water. U. S. v. 240 Cases, et al., of Mineral Water. Decree of condemnation and forfeiture. Water ordered destroyed and containers delivered to shipper.** (F. & D. No. 23882. I. S. No. 07674. S. No. 2082.)

On July 18, 1929, the United States attorney for the Eastern District of Louisiana, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying seizure and condemnation of 240 cases, each containing eight ½-gallon bottles, and 239 crates containing 5-gallon bottles of Chumuckla mineral water, remaining in the original unbroken packages at New Orleans, La., alleging that the article had been shipped by the Chumuckla Springs Co., Pensacola, Fla., on or about June 16, 1929, and transported from the State of Florida into the State of Louisiana, and charging adulteration and misbranding in violation of the food and drugs act as amended.

It was alleged in the libel that the article was adulterated, considered as a food, in that it consisted in whole or in part of a filthy and putrid animal and vegetable substance.

Misbranding of the article, considered as a food, was alleged for the reason that it was food in package form and the quantity of the contents was not plainly and conspicuously marked on the outside of the packages. Misbranding of the article, considered as a drug, was alleged for the reason that the following statements on the bottle label and shipping box, regarding the curative and therapeutic effects of the said article, (bottle label) "Natures' greatest gift to suffering humanity \* \* \* from Florida's fountain of youth \* \* \* makes sick folks well \* \* \* Healing Waters \* \* \* Marvelous results have been achieved in the treatment of Stomach, Kidney, and Bladder Troubles, Diabetes, Rheumatism, Blood Disorders, Skin Affections, Eczema, Chronic Ulcers and old sores of long standing are healed by bathing in the water \* \* \* a great curative agent \* \* \* For best results in all internal ailments, a gallon a day should be taken for the first two weeks, then quantity can be reduced. Even in the most aggravated cases of kidney trouble \* \* \* For healing sores and ulcerations, local application should be made. Place absorbent cotton over affected parts and saturate with Chumuckla water. It is very healing; also drink plenty of Chumuckla while treating locally," (shipping box) "Nature's gift to suffering humanity \* \* \* gives results \* \* \* healing waters \* \* \* fountain of youth \* \* \* Nature's great corrective," were false and fraudulent, since the said article contained no ingredient or combination of ingredients capable of producing the effects claimed.

On September 26, 1929, the Chumuckla Springs Co., Pensacola, Fla., having appeared and admitted the allegations of the libel, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be destroyed by dumping the water. It was further ordered by the court that the Chumuckla Springs Co. be permitted to retain the bottles, cases, and crates upon payment of costs.

ARTHUR M. HYDE, *Secretary of Agriculture.*