

for this condition. Piles For itching piles. \* \* \* apply Helpuall. It \* \* \* relieves the inflammation. For Domestic Animals. Helpuall has been found valuable in treating many ailments in domestic animals, particularly \* \* \* skin diseases. \* \* \* the most wonderful remedy for \* \* \* throat trouble \* \* \* it is fine for \* \* \* sore throat \* \* \* Especially good for \* \* \* hoarseness \* \* \* I find it very beneficial in a baby case of glandular infection and enlarged tonsils;" (display carton) "Helpuall \* \* \* Croup, Tonsillitis, Bronchitis, Sore Throat, Rheumatism, \* \* \* Eczema, Piles, \* \* \* Itching Piles \* \* \* Sore Throat."

On January 4, 1932, 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.*

**19064. Adulteration and misbranding of Ergotole. U. S. v. Eighty-one 1-Ounce Bottles of Ergotole. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 27252. I. S. No. 38819. S. No. 5436.)**

Examination of Ergotole from the shipment herein described having shown that the article was represented to have the same potency as fluidextract of ergot, whereas its potency was only one-half of that required by the United States Pharmacopoeia for fluidextract of ergot, the Secretary of Agriculture reported the matter to the United States attorney for the District of Massachusetts.

On November 16, 1931, the United States attorney filed in the District Court of the United States for the district aforesaid a libel praying seizure and condemnation of eighty-one 1-ounce bottles of Ergotole, remaining in the original unbroken packages at Boston, Mass., alleging that the article had been shipped by Sharp & Dohme (Inc.), from Philadelphia, Pa., on or about October 15, 1931, and had been transported from the State of Pennsylvania into the State of Massachusetts, and charging adulteration and misbranding in violation of the food and drugs act.

It was alleged in the libel that the article was adulterated in that it fell below the professed standard under which it was sold, namely: (Circular) "Ergotole is biologically assayed by the cock's comb method and standardized to the same potency as the Fluidextract of Ergot."

Misbranding was alleged for the reason that the statement on the circular, "Ergotole is biologically assayed by the cock's comb method and standardized to the same potency as the Fluidextract of Ergot," was false and misleading.

On December 7, 1931, 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.*

**19065. Adulteration and misbranding of Bafaline dental cream. U. S. v. 84 Packages of Bafaline Dental Cream. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 27080. I. S. No. 34600. S. No. 5271.)**

Examination of Bafaline dental cream, involved in the shipment herein described, showed that the retail carton and a display carton bore statements representing that the article possessed curative and therapeutic properties which, in fact, it did not possess. The article was also represented to be anti-septic, whereas it was not.

On October 15, 1931, the United States attorney for the District of Massachusetts, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for the district aforesaid a libel praying seizure and condemnation of 84 packages of the said Bafaline dental cream, remaining in the original unbroken packages at Boston, Mass., alleging that the article had been shipped by the Bafaline Laboratories (Inc.), from Manchester, N. H., on or about September 11, 1931, and had been transported from the State of New Hampshire into the State of Massachusetts, and charging adulteration and 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 calcium carbonate, glycerin, magnesium hydroxide, sodium pyroborate, sodium benzoate, soap, and flavoring materials. Bacteriological examination showed that the product was not antiseptic.

Adulteration of the article was alleged in the libel for the reason that its strength fell below the professed standard of "Antiseptic," under which it was sold.

Misbranding was alleged for the reason that the statement, "Possessing \* \* \* Antiseptic \* \* \* Qualities," appearing on the carton, was false and misleading. Misbranding was further alleged for the reason that the statement, "Checks Acid Fermentation Which is the Cause of Tooth Decay, Bleeding Gums, and Pyorrhea," appearing on the display carton and the retail carton regarding the curative or therapeutic effect of the article, was false and fraudulent, since the article contained no ingredient or combination of ingredients capable of producing the effects claimed.

On November 23, 1931, 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.*

**19066. Misbranding of Innerclean. U. S. v. 125 Cartons of Innerclean. Consent decree of condemnation and forfeiture. Product released under bond. (F. & D. No. 27076. I. S. No. 29285. S. No. 5279.)**

Examination of the drug product Innerclean showed that the essential ingredients of the article were laxative drugs and that the circular contained unwarranted curative and therapeutic claims. The circular also contained representation that the article was not habit-forming, whereas it would have the habit-forming tendency customary to such preparations.

On October 14, 1931, the United States attorney for the Eastern District of New York, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for the district aforesaid a libel praying seizure and condemnation of 125 cartons of Innerclean, remaining in the original packages at Brooklyn, N. Y., alleging that the article had been shipped by the Innerclean Manufacturing Co., from Los Angeles, Calif., on or about September 12, 1931, and had been transported from the State of California into the State of New York, 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 senna leaves (approximately 50 per cent), cascara sagrada bark or the bark of a related species (approximately 30 per cent), anise seed (approximately 10 per cent), and sassafras bark (approximately 10 per cent).

It was alleged in substance in the libel that the article was misbranded in that the following statements contained in the circular were false and misleading: "Beware of the Physic Habit! Most so-called 'physics' used for Constipation aggravate the very condition they are meant to correct. Usually they are drug extracts whose action is one of violent stimulation. With repeated use their effect becomes less and less, until the bowels no longer respond to even a much larger dose. Beware of the 'Physic Habit.' \* \* \* [Testimonial] 'I have found Inner-Clean absolutely non-habit forming.' \* \* \* Not Habit Forming! Innerclean intestinal laxative does not lose its effectiveness through continued use, nor is a larger dose required. On the contrary, the dosage can be decreased steadily, and soon you will find it unnecessary to use Innerclean Intestinal Laxative excepting on rare occasions due to dietetic sins." Misbranding was alleged for the further reason that the following statements in the said circular were applied to the article knowingly and in reckless and wanton disregard of their truth or falsity, so as to represent falsely and fraudulently that the article was in whole or in part composed of and contained ingredients and medicinal agents effective in the treatment of the diseases and conditions named therein, whereas it contained no ingredient or combination of ingredients capable of producing the effects claimed: "Professor Arnold Ehret, eminent Swiss scientist and originator of Innerclean was also author of the world famous "Mucusless-Diet Healing System \* \* \* Ask yourself This Question—'Am I Being Poisoned By Constipation?' Don't think that constipation means only that chronic condition where the bowels fail to move without artificial help. Most people in this age of refined foods and sedentary living, are constipated in some degree. 'One good movement every day' is not enough to keep the bowels cleaned out. The remaining uneliminated filth forms a sticky coating on the walls and in the folds of the intestines. The whole digestive tract may be affected. Poisons generated by this putrefying filth are