

employed for its tonic and stimulating properties. In moderate doses it acts as a mild circulatory stimulant, and increases the activity of the respiratory, gastric and uterin mucous membranes, etc., \* \* \* In quoting the above extracts from the National Standard Dispensatory, we do not make any of these claims for our product. We have merely presented scientific statements as published in a recognized text book."

On October 20 and December 27, 1933, 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.

M. L. WILSON, *Acting Secretary of Agriculture.*

**21543. Misbranding of Nash's Purgative Tablets and Nash's Headache Tablets. U. S. v. 1,382 Bottles of Nash's Purgative Tablets and 675 Packages of Nash's Headache Tablets. Default decrees of condemnation, forfeiture, and destruction. (F. & D. nos. 30528, 30529. Sample nos. 24090-A, 24091-A.)**

Examination of the drug preparations involved in these cases disclosed that they contained no ingredients or combinations of ingredients capable of producing certain curative and therapeutic effects claimed in the labeling.

On May 29, 1933, the United States attorney for the Western District of Tennessee, acting upon a report by the Secretary of Agriculture, filed in the district court libels praying seizure and condemnation of 1,382 bottles of Nash's Purgative Tablets and 675 packages of Nash's Headache Tablets at Memphis, Tenn., alleging that the articles had been shipped in interstate commerce in various lots on or about November 25, November 26, and November 30, 1932, by Nash Bros. Drug Co., from Jonesboro, Ark., and charging misbranding in violation of the Food and Drugs Act as amended.

Analyses of samples of the articles by this Department showed that Nash's Purgative Tablets consisted essentially of mercurous chloride, phenolphthalein, and an extract of a laxative plant drug, and that Nash's Headache Tablets consisted essentially of acetphenetidin, acetylsalicylic acid, phenolphthalein, and caffeine.

It was alleged in the libels that the articles were misbranded in that the following statements appearing in the labeling, regarding the curative and therapeutic effects of the articles, were false and fraudulent: (Purgative tablets, red carton) "For Biliousness.", (purgative tablets, blue carton) "Biliousness \* \* \* Cause many cases of serious illness and diseases \* \* \* Give relief from biliousness.", (purgative tablets, circular) "Removes Poisons Builds Health \* \* \* Biliousness \* \* \* Indigestion—Sick Headache Torpid Liver—Toxic Poisons Bad Complexion. \* \* \* Torpid or Inactive Liver \* \* \* most ailments are caused by the liver not functioning properly—in other words not carrying off the poisonous waste matter from the system. In fact the liver has been called the scavenger of the system and when it is out of order the whole system gradually seeps poison and causes many cases of sickness and disease. Nash's Purgative Tablets will thoroughly stimulate the Liver to carry on the work that Nature intended \* \* \* Take one tablet night and morning for a few days until proper results are obtained. \* \* \* Biliousness. A great many people would enjoy life if it were not for the fact that they are bilious most of the time—in fact it has been estimated that at least two out of three in the Southland of ours suffer from some form of biliousness. Biliousness causes sick headaches, indigestion, loss of energy, laziness, and loss of interest in life. \* \* \* bilious attacks. \* \* \* Constipation is no doubt the most common disease of the entire South. While there are many cases of constipation with the younger folks our experience teaches us that eight out of ten men and women over forty years of age are bothered with constipation. \* \* \* Diarrhoea. Many people think that a laxative or purgative is the wrong medicine to take while the bowels are too loose or running off of the bowels. This is an old foggy idea—when the bowels are too loose it is generally caused by a germ or poisonous matter and should be removed before the bowels can properly function. In cases of Diarrhoea \* \* \* keep the liver acting. \* \* \* Remove Poisons Get Health \* \* \* most cases of sickness \* \* \* are caused by biliousness and constipation, \* \* \* promptly assist Nature in removing poisons from the system \* \* \* To remove poisonous waste matter from the system—stimulate the glands of the liver thereby causing a more frequent flow of bile—assisting Nature to function and to build health. \* \* \* in treating chronic constipation. \* \* \* tonic action on the lower bowel and is there-

for desirable in treating for chronic constipation and biliousness \* \* \* liver stimulant. \* \* \* Antiseptic \* \* \* for treating liver trouble \* \* \* a tonic and stimulant and a tonic conditions of this alimentary canal.", (headache tablets, circular) "Why suffer with \* \* \* Back ache Lumbago Menstrual Pains \* \* \* Inability to sleep \* \* \* It is very, very seldom that Nash's Headache Tablets fail to give satisfactory results. \* \* \* Stop the pain \* \* \* to stop pain \* \* \* satisfactory results. \* \* \* Nash's Headache Tablets are manufactured to give relief but the cause of headaches should be diagnosed and treatment taken for the cause. Many cases of headache are caused by constipation and inactive liver, \* \* \* when the headache is caused from biliousness, inactive liver. \* \* \* La-grippe—influenza \* \* \* Rheumatism Nash's Headache Tablets are very valuable in treating Rheumatism. \* \* \* will relieve the pain and allow the patient to get rest. Their regular use sometimes has tendency to remove the cause of rheumatism. \* \* \* Painful menstruation Many women go from month to month suffering with their regular monthly period. While Nash's Headache Tablets are not recommended to take the place of a physician they are valuable in relieving the pains in connection with painful menstruation—one of the first uses of this tablet was for these pains. When bothered with pains of this kind take one or two tablets in the morning and the chances are that you will go through the entire day without further discomfort. Don't be afraid to take them as you will experience no unpleasant after effects. Fevers. Nash's Headache Tablets reduce fevers. However, the cause of fevers should be ascertained and treatment of the disease commenced. It is always well to take a purgative when feverish. Inability to sleep. Many people lie awake at night being unable to sleep from no apparent cause. This is sometimes caused by Nervousness—Constipation—Stomach out of order. Nash's Headache Tablets are used to quiet the nerves and thus produce sleep. However, the patient should not depend on any medicine to produce sleep for many nights in succession. Mr. Nash advises one Nash's Headache Tablet at night then skip a night or so before taking another. \* \* \* guarantee to produce satisfactory results \* \* \* valuable remedy \* \* \* actually give satisfactory results."

On October 12, 1933, no claimant having appeared for the property, judgments of condemnation and forfeiture were entered, and it was ordered by the court that the products be destroyed by the United States marshal.

M. L. WILSON, *Acting Secretary of Agriculture.*

**21544. Misbranding of No-Septo. U. S. v. 48 Large and 42 Small Tubes of No-Septo. Default decree of condemnation, forfeiture, and destruction. (F. & D. no. 30608. Sample no. 26167-A.)**

Examination of the drug product No-Septo disclosed that it contained no ingredient or combination of ingredients capable of producing certain curative and therapeutic effects claimed in the labeling.

On June 16, 1933, the United States attorney for the District of Oregon, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 48 large and 42 small tubes of No-Septo at Portland, Oreg., alleging that the article had been shipped in interstate commerce on or about March 16, 1933, by the No-Septo Laboratories, from Tacoma, Wash., 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 a volatile oil, such as turpentine oil, (8.8 milliliters per 100 grams), incorporated in petrolatum.

It was alleged in the libel that the article was misbranded in that the following statements, regarding the curative and therapeutic effects of the article, were false and fraudulent: (Display carton) "Hard to Heal Sores \* \* \* Soft Corns \* \* \* Piles Infections \* \* \* For Inflamed Infected Wounds and Cuts Insures proper draining Promotes right healing unequalled for Boils \* \* \* Stubborn Sores", (retail carton) "For Boils \* \* \* and Festered Sores \* \* \* Safeguard against Infection", (large tube) "For Infected and inflamed wounds, ulcers, boils, piles, abscesses and festering sores \* \* \* skin eruptions \* \* \* dandruff and scalp diseases cover affected parts with No-Septo Extracts Poison, Sterilizes, Heals \* \* \* Safeguard against Infection", (small tube) "Safeguard against Infection. For Infected wounds, piles, abscesses, fish poisoning \* \* \* for \* \* \* boils \* \* \* Extracts Poison, Sterilizes, Heals", (circular) "Vital in an emergency for the