

retraction, dental conditions, chronic conditions of the rectum, inflammation of the cervix, otitis media, otitis externa, Vincent's stomatitis, dry socket, common cold, ulcerative colitis, bacterial inflammation of the lining of the heart, digestive disorders, rheumatic pains and aches, illness, many sicknesses, deep-lying infections, hemiplegia, germ diseases, and acidosis. These statements, representations, and suggestions were false and misleading because not almost everyone is suffering from poor health resulting from a deficiency of minerals and vitamins caused by depleted soil and improper processing, storage, and cooking of foods; most diseases, ailments, and conditions which afflict mankind are not the result of malnutrition; and the articles, singly or in combination, would not be effective for the purposes mentioned.

Further misbranding, Section 502 (a), certain additional statements in the labeling of the articles were false and misleading. These statements represented and suggested that the use of the articles would be effective to stimulate the glands and liver, keep the muscles elastic, increase strength of the bones, protect the inside lining of the heart, blood vessels, and urinary passages, increase the bile function, act as a body purifier and cleanser, liven the skin, give pep and energy, enable one to enjoy life at its best, aid digestion, cleanse open wounds, enable the body to reach maximum health, assist the body to reach full health in a shorter space of time, raise the red blood cell count, build a healthy blood stream, invest the average person with far greater resistance against ordinary disease, conquer malnutrition and thereby prevent 95 percent of sickness, improve the health of every living man, woman, and child on the face of the earth, provide good health, supply a supplement needed by all persons not dead who eat present-day foods, give health, supply the body with all tools needed to reach good health, increase life expectancy and allow people to live a more full and happy life, prolong life, and effect better health and more vigor. The articles, singly or in combination, were not effective for the purposes stated and implied, and they would not fulfill the promises of benefit made for them.

DISPOSITION: April 30, 1951. Default decree of condemnation and destruction.

3477. Misbranding of Thorkon. U. S. v. 1,249 Packages, etc. (F. D. C. No. 29730. Sample No. 85549-K.)

LIBEL FILED: September 19, 1950, District of Minnesota; amended libel filed on January 17, 1951.

ALLEGED SHIPMENT: On or about August 4, 11, 16, 28, and 29, 1950, from Atlanta, Ga.

PRODUCT: 1,249 50-tablet packages of *Thorkon* at Minneapolis Minn., in possession of Snyder Drug Stores, Inc., together with a number of newspaper tear sheets entitled "Amazing Tablet Charges Blood," which sheets were printed locally from mats shipped from Atlanta, Ga.

LABEL, IN PART: (Package) "Thorkon A Nutritional Supplement* Contents 50 Tablets Each Pink Tablet contains 5 micrograms Vitamin B₁₂.

Each Red Tablet contains:

Vitamin B ₁ (Thiamin Hydrochloride)-----	2.5	mg.
Vitamin B ₆ (Pyridoxine Hydrochloride)-----	.5	mg.
Calcium Pantothenate Dextro-----	1.25	mg.
Vitamin B ₂ (Riboflavin)-----	2.5	mg.
Liver Fraction No. 2-----	1.0	gr.
Niacinamide-----	25.0	mg.

Each White Tablet contains:

Iron (Iron Sulfate)-----	28.25 mg.
Calcium 93.5 mg. and Phosphorous 69.74 mg. (DiCalcium Phos.)	
Iodine (Potassium Iodide)-----	.075 mg.
Magnesium (Magnesium Sulfate)-----	2.5 mg.
Sodium (Sodium Sulfate)-----	1.25 mg.
Cobalt (Cobalt Sulfate)-----	0.1 mg.
Manganese (Manganese Sulfate)-----	1.7 mg.
Nickel (Nickel Sulfate)-----	.56 mg.
Molybdenum (Molybdenum Trioxide)-----	1.0 mg.
Potassium (Potassium Sulfate)-----	.67 mg."

NATURE OF CHARGE: Misbranding, Section 502 (a), certain statements in the accompanying tear sheets were false and misleading. The statements represented and suggested that the article was an adequate and effective treatment for all types of anemia, nervousness, weakness, underweight, poor appetite, dangerous infections, vague aches and pains, fatigue, poor digestion, and constipation; that it would be effective to insure the user pep, vigor, normal functioning of the stomach, heart, kidneys, liver, digestive and intestinal tracts, glands, brain, and other vital organs; that it would be effective to insure full health and full capacity to enjoy life and happiness; that it would be effective to enable one to obtain new strength and ambition, new endurance, strength, energy, muscle power, lustrous hair, calm, steady nerves, and clear, radiant skin; that it would be effective to restore to normal, people feeling half sick or half dead, run-down, depressed, leading a miserable, disappointing life, and held back and licked; and that it would be effective to prevent premature aging. The article was not effective for such purposes. The article was misbranded in the above respects while held for sale after shipment in interstate commerce.

The article was alleged also to be misbranded under the provisions of the law applicable to foods, as reported in notices of judgment on foods.

DISPOSITION: May 10, 1951. Default decree of condemnation. The court ordered that the product be delivered to a charitable institution. On May 25, 1951, the decree was amended to provide for the destruction of the newspaper tear sheets.

3478. Misbranding of Surin ointment. U. S. v. 17 Jars, etc. (F. D. C. No. 30914. Sample Nos. 30771-L to 30774-L, incl.)

LIBEL FILED: April 12, 1951, Eastern District of Missouri.

ALLEGED SHIPMENT: On or about October 18, November 27, and December 8 and 21, 1950, and February 28, 1951, from Bridgeport, Conn.

PRODUCT: 177 jars of *Surin ointment* at St. Louis, Mo., in possession of the Katz Drug Co.

RESULTS OF INVESTIGATION: There were on display in certain stores of the Katz Drug Co., together with jars of the article, one or more of the following pieces of written, printed, or graphic matter relating to the article, namely, arrows reading "Bursitis," "Sciatica," "Lumbago," "Arthritis," and "Rheumatism," and streamers entitled "Surin Kills Pain—Just Rub It On" and "Surin Kills Pain—No Internal Dosing." This material was prepared by the Katz Drug Co., Kansas City, Mo., and was distributed to their retail stores.