

LABEL, IN PART: "Lavron Cream * * * Salferal Products Bay Springs, Mississippi."

NATURE OF CHARGE: Misbranding, Section 502 (a), the label statements "as a ~~Reducing~~ Plan for Normal Overweights * * * Helpful for * * * Swollen Feet" were false and misleading since the article was not effective for such purposes.

DISPOSITION: September 1951. N. C. Douglas, San Antonio, Tex., claimant, appeared and filed an answer to the libel. Requests for admissions subsequently were filed on behalf of the Government and were answered by the claimant. Thereafter, the claimant having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond to be brought into compliance with the law by relabeling under the supervision of the Federal Security Agency.

On November 15, 1951, the claimant having failed to withdraw the product from the custody of the marshal, and more than 30 days having passed since the entry of the decree, an order was entered upon motion of the Government directing that the product be destroyed.

3638. Misbranding of Vaporette device. U. S. v. 26 Devices, etc. (F. D. C. No. 29009. Sample No. 60052-K.)

LIBEL FILED: April 6, 1950, Northern District of Illinois.

ALLEGED SHIPMENT: On or about January 9, 1950, by M. F. Robertson Sons, Inc., from Lansdowne, Pa.

PRODUCT: 26 *Vaporette devices* at Chicago, Ill., together with a number of circulars entitled "Less Germs Less Colds with the Vaporette Glycol Vaporizer" and "Less Germs Fewer Colds."

Examination showed that the article was an electrically operated device for vaporizing glycols.

NATURE OF CHARGE: Misbranding, Section 502 (a), certain statements in the circulars accompanying the device were misleading since the statements represented and suggested and created the impression that by vaporizing glycol the device would prevent the spread of communicable diseases, whereas the vapors of glycol produced by the device were not effective to prevent the spread of communicable diseases.

DISPOSITION: November 29, 1951. Claimants for the devices having filed their appearance and answer, which were later withdrawn, judgment of condemnation was entered and the court ordered that the devices be destroyed.

DRUGS FOR VETERINARY USE

3639. Misbranding of Hess' condensed buttermilk for brood sows and laying hens. U. S. v. 10 Drums, etc. (F. D. C. No. 30817. Sample No. 19377-L.)

LIBEL FILED: February 23, 1951, Northern District of Iowa.

ALLEGED SHIPMENT: On or about January 12, 1951, from Omaha, Nebr.

PRODUCT: 10 drums, each containing 100 pounds, of *Hess' condensed buttermilk* at Miles, Iowa, together with a number of circulars.

RESULTS OF INVESTIGATION: The circulars were entitled "Hess' Brand Condensed Buttermilk," and were delivered to the consignee by Donald Hess of the Hess Condensed Buttermilk Co., Jesop, Iowa, about September 1950. A copy of these circulars was handed to purchasers.