

the tyrothricin contained therein was more effective than penicillin in destroying mouth bacteria; that it would destroy the bacteria that bring on clogged and runny nose and sore throat; and that it would check cough and bronchial congestion and secondary infections and thereby frequently abort colds. The product was not capable of producing the results claimed.

DISPOSITION: May 7, 1952. Default decree of condemnation and destruction.

DRUGS FOR VETERINARY USE

3840. Misbranding of U. S. Stock Food Tonic, U. S. Pheno-Min-Ton, U. S. Poultry Food Tonic, U. S. Poultry Worm Powder, and U. S. Stock Compound. U. S. v. United States Food Co. and Edgar Archer. Pleas of guilty. Joint fine of \$350 imposed. (F. D. C. No. 31305. Sample Nos. 72148-K, 84977-K, 9319-L, 9325-L, 9330-L, 10759-L, 10760-L.)

INFORMATION FILED: March 13, 1952, Southern District of Ohio, against the United States Food Co., a partnership, Cambridge, Ohio, and Edgar Archer, a partner.

ALLEGED SHIPMENT: Within the period from on or about November 1, 1949, to on or about October 17, 1950, from the State of Ohio into the State of Indiana.

LABEL, IN PART: "U. S. Stock Food Tonic * * * Guaranteed Analysis Calcium (Ca), not less than 12.00% Phosphorus (P), not less than 2.00% Salt (NaCl), not more than 19.65% Iodine (I), not less than 0.02% Ingredients: Quassia, Ginger, Gentian Root, Blood Root, American Wormseed, Epsom Salt, Sulphur, Charcoal, Salt, Flaxseed and Ground Grain Screenings Meal 7.4%, Calcium Carbonate from Powdered Limestone, Soft Phosphate with Colloidal Clay, Steamed Bone Meal, Rock Phosphate, Sulphate of Iron, Foenu-greek, Manganese Sulphate 0.03%, Potassium Iodide and Irradiated Dry Yeast," "U. S. Pheno-Min-Ton A Special Mineral-Vegetable Powder for Sheep Composed of Phenothiazine, U. S. Stock Food Tonic, and Salt," "U. S. Poultry Food Tonic * * * Guaranteed Analysis Calcium (Ca), not less than 15.00% Phosphorus (P), not less than 1.55% Salt (NaCl), not more than 10.00% Iodine (I), not less than 0.02% Ingredients: Quassia, Ginger, Iron Oxide, Sulphur, Calcium Carbonate from Powdered Limestone, Salt, Sulphate of Iron, Flaxseed and Ground Grain Screenings Meal 17.5%, Soft Phosphate with Colloidal Clay, Steamed Bone Meal, Rock Phosphate, Epsom Salt, Foenu-greek, Manganese Sulphate 0.03% and Potassium Iodide," "U. S. Poultry Worm Powder * * * Powdered Areca Nut, American Wormseed, Iron Sulphate, Quassia, Sulphur, Epsom Salts, Tobacco Powdered," and "U. S. Stock Compound A Mineral-Vegetable Compound."

Accompanying one shipment of the *U. S. Stock Food Tonic* was additional labeling entitled "Words of Praise From Users," "Prize Winners at the Illinois, Indiana and Kentucky State Fairs," "Special Directions. How to Feed the U. S. Preparations," "Why U. S. Stock Food Tonic Gives Stockmen So Much More Weight in Service and Profit Than Powders Containing Minerals Only," and "How to Feed U. S. Stock Tonic To All Livestock." Accompanying the other shipment of the *U. S. Stock Food Tonic* was additional labeling entitled "U. S. Helps Make Grand Champion" and "How to Feed U. S. Stock Tonic To All Livestock."

Accompanying the *U. S. Pheno-Min-Ton* was additional labeling entitled "Co-operate With Nature and Succeed With Sheep."

Accompanying the *U. S. Poultry Food Tonic* was additional labeling entitled "Directions for Feeding U. S. Poultry Food Tonic."

Accompanying the *U. S. Stock Compound* was additional labeling entitled "Special Directions. How to Feed the U. S. Preparations," "How to Feed U. S. Stock Tonic To All Livestock," "Feed U. S. and Get Your Hogs to Market Sooner," "Representatives of Two Kingdoms," "Prize Winners at the Illinois, Indiana and Kentucky State Fairs," "Why U. S. Stock Food Tonic Gives Stockmen So Much More * * *," "Some of the Fine Hereford Cows and Calves on the United States Stock Food Farm," "For Scours in Calves," "How Much Pork Should a Bushel of Corn Produce?" "U. S. Helps Make Grand Champion," "Symptoms of 'Necrotic Enteritis' or Rot Gut," "Words of Praise From Users," and "The Danger of Worms, and the Dangers Caused by Improper Treatment of Worms."

NATURE OF CHARGE: Misbranding, Section 502 (a), certain statements in the labeling of the articles were false and misleading. These statements represented and suggested that:

The U. S. Stock Food Tonic (1 shipment) would remove all worms from livestock, prevent worm infestation, and control worms in livestock, would keep animals healthy and restore them to a normal healthy condition regardless of condition before using, would be effective in the prevention and treatment of bloat in cattle, in the treatment of bowel trouble in hogs and scours in calves, and in the prevention of necro in swine, would cause noneating cows to eat, (remaining shipment) would remove worms from swine, would control worms in swine, and keep swine free from worms, would keep hogs in perfect condition, would remove and control stomach worms in sheep, and would prevent scours in calves.

The U. S. Pheno-Min-Ton would effectively fight and control all species of worms in sheep, would promote better health in sheep, would save feed, would restore sheep to a normal healthy condition, and would build blood and build up the system in sheep.

The U. S. Poultry Food Tonic would cause hens to lay more eggs, would keep poultry in a healthy condition, and would prevent diseases of fowls, such as cholera and roup.

The U. S. Poultry Worm Powder would be effective against all species of worms in poultry.

The U. S. Stock Compound would remove all worms from livestock, prevent worm infestation and control worms in livestock, would restore animals to a normal healthy condition regardless of condition before using, would prevent and treat bloat in cattle, would be an effective treatment for bowel trouble in hogs, scours in calves and pigs, and swine flu, would cause noneating cows to eat, would prevent necro in swine, was an intestinal antiseptic, was a useful medicine for ephemeral fevers, was an effective treatment for jaundice caused by inflammation of the liver, gallstones, weakening diseases such as influenza or distemper, liver abscesses, and any disorder of the liver, was beneficial for respiratory diseases characterized by difficult breathing and accompanied by a wheezing sound, was beneficial for coughs, was a febrifuge and alterative, would cool the blood, was valuable in influenza, pneumonia, and most febrile inflammatory disorders, was a diaphoretic and resolvent, was a blood purifier, would strengthen the stomach, was a tonic and astringent, was of value in cases of weakness, want of condition, looseness of the bowels, swelling of the legs, body, sheath, and breast, would improve and add richness to the blood and give tonicity and health to the fibrous, serous tissue, would restore and prevent effusions in pleuropneumonia of cattle, was of value where the power of life is low and depressed, and was an effective treatment for red water

in cattle, bleeding internally in all animals, dysentery, purpura, scarlatina, and debilitating diseases generally.

The articles would not be effective for the purposes represented and suggested.

DISPOSITION: April 8, 1952. Pleas of guilty having been entered, the court imposed a fine of \$350 against the defendants jointly.

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SHIPPERS, MANUFACTURERS, AND DISTRIBUTORS

	N. J. No.		N. J. No.
Archer, Edgar:		Foley & Co.:	
U. S. Stock Food Tonic, U. S. Pheno-Min-Ton, U. S. Poultry Food Tonic, U. S. Poultry Worm Powder, and U. S. Stock Compound.....	3840	Foley Quit-Its throat lozenges..	3839
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W...
F...
SDF
AW

U. S. Department of Health, Education, and Welfare

FOOD AND DRUG ADMINISTRATION

**NOTICES OF JUDGMENT UNDER THE FEDERAL FOOD,
DRUG, AND COSMETIC ACT**

[Given pursuant to section 705 of the Food, Drug, and Cosmetic Act]

3841-3860

DRUGS AND DEVICES

The cases reported herewith were instituted in the United States district courts by the United States attorneys, acting upon reports submitted by the Department of Health, Education, and Welfare. Published by direction of the Secretary of Health, Education, and Welfare.

CHARLES W. CRAWFORD, Commissioner of Food and Drugs.

WASHINGTON, D. C., *May 4, 1953.*

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