

**LABEL, IN PART:** (Bottle) "Use as an aid in the Relief of Pain and Discomfort from Rheumatism, Arthritis, Neuralgia, Sciatica, & Sprains \* \* \* Muscle-Rub"; (leaflet attached to bottle) "Muscle-Rub A Glorious Aid in the Relief of Pain and Discomfort from Rheumatism, Arthritis, Neuralgia, Sciatica, Sprains \* \* \* Bruises."

**NATURE OF CHARGE:** Misbranding, Section 502 (a), the labeling of the article was false and misleading because when read in the light of the setting in which it was intended to be read, it conveyed to the public a meaning which represented and suggested that the article was more than a palliative relief for simple muscular pains and was an adequate and effective treatment for rheumatism, arthritis, neuralgia, sciatica, sprains, and bruises, whereas the article was not an adequate and effective treatment for rheumatism, arthritis, neuralgia, sciatica, sprains, and bruises.

**DISPOSITION:** On February 16, 1952, upon motion of Pauline Harrison, trading as Muscle-Rub Distributors, the claimant, and with the consent of the Government's attorney, an order was entered by the court consolidating for trial the instant case with that reported in the following notice of judgment, No. 4079, and directing that the consolidated cases be removed for trial to the United States District Court for the District of Arizona. The claimant thereafter withdrew her claim, and, on June 3, 1953, the court entered a decree of condemnation and destruction.

**4079. Misbranding of Muscle-Rub. U. S. v. 405 Bottles, etc. (F. D. C. No. 32214. Sample Nos. 13274-L, 13275-L.)**

**LABEL FILED:** December 3, 1951, Western District of Texas.

**ALLEGED SHIPMENT:** On or about December 7, 1950, and October 20, 1951, by Muscle-Rub Distributors, from Los Angeles, Calif.

**PRODUCT:** 322 6-ounce bottles and 83 12-ounce bottles of *Muscle-Rub* at El Paso, Tex., together with a leaflet entitled "Muscle-Rub" attached to each bottle of the product and an accompanying placard entitled "Prove Free" relating to the product.

**LABEL, IN PART:** (Bottle) "Muscle-Rub Contains Isopropyl Alcohol 75% Ethyl Alcohol 1.8%, Methyl Salicylate, Camphor, Menthol & Fld. Ext. Witch Hazel."

**NATURE OF CHARGE:** Misbranding, Section 502 (a), certain statements on the label, in the above-mentioned leaflet, and on the above-mentioned placard were false and misleading in that the statements represented and suggested that the article was an adequate and effective treatment for arthritis, rheumatism, neuralgia, sciatica, neuritis, lumbago, swollen, aching joints, sprains, and bruises, whereas the article was not an adequate and effective treatment for such conditions.

**DISPOSITION:** On February 16, 1952, upon motion of Pauline Harrison, trading as Muscle-Rub Distributors, the claimant, and with the consent of the Government's attorney, an order was entered by the court consolidating for trial the instant case with that reported in the preceding notice of judgment, No. 4078, and directing that the consolidated cases be removed for trial to the United States District Court for the District of Arizona. The claimant thereafter withdrew her claim, and, on June 3, 1953, the court entered a decree of condemnation and destruction.