

LABEL, IN PART: "Radiant Ozone Generator Patent No. 2328640 2031 Main St., Kansas City, Mo."

NATURE OF CHARGE: Misbranding, Section 502 (f) (1), the labeling of the device failed to bear adequate directions for use in the treatment of inflammation of the kidneys, neuritis, neuralgia, blood clots, colds, diabetes, sinus trouble, headaches, nervousness, arthritis, sciatic rheumatism, asthma, heart trouble, kidney trouble, boils, poison oak, varicose veins, abnormal blood pressure, stomach cancer, stiff joints, breast cancer, appendicitis, chickenpox, colitis, toxic headaches, high blood pressure, enlarged heart, pleurisy, angina pectoris, asthma, pneumonia, sprains, throat trouble, bruise, cataracts, bloat, eczema, wens, broken bones, liver trouble, stomach trouble, gland trouble, bronchial trouble, rundown condition, cancerous growth, catarrh, constipation, watering eyes, pernicious anemia, paralysis, sore throat, piles, and ear ailment, which were the conditions and purposes for which the device was intended to be used.

DISPOSITION: October 7, 1953. Default decree of condemnation and destruction.

DRUGS ACTIONABLE BECAUSE OF DEVIATION FROM OFFICIAL OR OWN STANDARDS

4091. Adulteration and misbranding of tablets containing a mixture of mannitol hexanitrate and phenobarbital. U. S. v. Linn C. Williams (Banner Laboratories). Plea of guilty. Fine, \$500. (F. D. C. No. 33789. Sample No. 17320-L.)

INFORMATION FILED: June 19, 1953, Southern District of California against Linn C. Williams, trading as the Banner Laboratories, South Pasadena, Calif.

ALLEGED VIOLATION: On or about September 5, 1951, the defendant caused to be given to a firm engaged in the business of shipping drugs in interstate commerce a guaranty to the effect that no drug delivered by the defendant under the guaranty would be adulterated or misbranded.

On or about January 25, 1952, the defendant caused to be delivered to the holder of the guaranty, at Los Angeles, Calif., a number of *tablets containing a mixture of mannitol hexanitrate and phenobarbital* which were adulterated and misbranded.

NATURE OF CHARGE: Adulteration, Section 501 (c), the strength of the tablets differed from that which they were represented to possess since each tablet was represented to contain $\frac{1}{2}$ grain of mannitol hexanitrate and each tablet contained less than that amount of mannitol hexanitrate.

Misbranding, Section 502 (a), the label statement "Each tablet contains mannitol hexanitrate $\frac{1}{2}$ grain" was false and misleading.

DISPOSITION: July 6, 1953. The defendant having entered a plea of guilty, the court fined him \$500.

4092. Adulteration and misbranding of estrogenic substances. U. S. v. 15 Cartoned Vials * * *. (F. D. C. No. 34895. Sample No. 58945-L.)

LABEL FILED: March 17, 1953, Northern District of Illinois.

ALLEGED SHIPMENT: On or about January 12, 1953, from Jersey City, N. J.

PRODUCT: 15 cartoned 20 cc. vials of *estrogenic substances* at Chicago, Ill.

NATURE OF CHARGE: Adulteration, Section 501 (c), the actual strength of the article, namely, an amount of natural estrogens from pregnant mares' urine

equivalent to 12,600 International Units of estrone per cubic centimeter of solution, differed from the strength which the article was represented to possess, namely, an amount of natural estrogens from pregnant mares' urine equivalent to 20,000 International Units of estrone per cubic centimeter of solution.

Misbranding, Section 502 (a), the label statement "Natural Estrogens from pregnant mares' urine equivalent to 20,000 international units of estrone per cubic centimeter" was false and misleading as applied to the article, which contained per cubic centimeter of solution an amount of natural estrogens from pregnant mares' urine equivalent to 12,600 International Units of estrone.

The article was adulterated and misbranded in the above respects while held for sale after shipment in interstate commerce.

DISPOSITION: April 22, 1953. Default decree of condemnation and destruction.

**4093. Adulteration and misbranding of estrogenic substances. U. S. v. 20 Carton-
toned Vials * * *. (F. D. C. No. 34896. Sample No. 62341-L.)**

LIBEL FILED: March 17, 1953, Eastern District of Missouri.

ALLEGED SHIPMENT: On or about January 12, 1953, from Jersey City, N. J.

PRODUCT: 20 cartoned 20 cc. vials of *estrogenic substances* at St. Louis, Mo.

NATURE OF CHARGE: Adulteration, Section 501 (c), the actual strength of the article, namely, an amount of natural estrogens from pregnant mares' urine equivalent to 13,400 International Units of estrone in each cubic centimeter of solution, differed from the strength which the article was represented to possess, namely, an amount of natural estrogens from pregnant mares' urine equivalent to 20,000 International Units of estrone in each cubic centimeter.

Misbranding, Section 502 (a), the label statement "Natural Estrogens from pregnant mares' urine equivalent to 20,000 international units of estrone per cubic centimeter" was false and misleading as applied to a product which contained per cubic centimeter of solution an amount of natural estrogens from pregnant mares' urine equivalent to less than 20,000 International Units of estrone, namely, not more than 13,400 International Units of estrone per cubic centimeter.

The article was adulterated and misbranded in the above respects while held for sale after shipment in interstate commerce.

DISPOSITION: April 10, 1953. Default decree of condemnation and destruction.

**DRUGS AND DEVICES ACTIONABLE BECAUSE OF FALSE AND
MISLEADING CLAIMS***

**4094. Misbranding of cigarettes. U. S. v. 46 Cartons, etc. Answer filed by claim-
ant denying that product was a drug. Decision for the Government.
Decree of condemnation. (F. D. C. No. 33295. Sample No. 38038-L.)**

LIBEL FILED: June 13, 1952, District of New Jersey.

ALLEGED SHIPMENT: On or about February 29, 1952, by G. A. Georgopulo & Co., from New York, N. Y.

PRODUCT: 46 cartons, each containing 10 packages, of *cigarettes* at Jersey City, N. J., together with a number of leaflets entitled "How Fairfax Cigarettes may help you." The article was represented, in the leaflet, to contain tobacco, triethylene glycol, and chlorophyll.

*See also Nos. 4084, 4086, 4091-4093.