

**DISPOSITION:** On 4-9-56, upon the failure of the defendant to appear, a preliminary injunction was entered pending the final determination of the action. On 5-31-57, the defendant having consented, the court entered a decree of permanent injunction enjoining the defendant from doing any of the following acts with respect to the above-named drugs or any other drugs of similar composition while such drugs are being held for sale after shipment in interstate commerce:

- (a) causing such drugs to be accompanied by the above-mentioned labeling;
- (b) causing such drugs to bear labels or be accompanied by labeling containing the representations described above and any other false and misleading representations; and
- (c) causing the omission from the labeling of such drugs of statements of the purposes and conditions for which the drugs are intended.

**5456. Homeopathic drugs.** (F.D.C. No. 38435. S. No. 5-333 M.)

**QUANTITY:** The following amounts of *homeopathic drugs* at Milwaukee, Wis., in possession of Louis Pauly: 2 1-lb. cartons of Homoeopathic Trituration of 2 X Calcarea Fluorica; 6 2-oz. btls. and 4 1-lb. btls. of E & K Homoeopathic Tablet Triturate Calcarea Fluorica (Calcium Fluoride) 6 X; 20 2-oz. btls. and 6 1-lb. btls. of E & K Homoeopathic Tablet Triturate Calcarea Fluorica (Calcium Fluoride) 12 X; 1 1-oz. btl., 5 2-oz. btls., 1 4-oz. btl., and 3 1-lb. btls. of E & K Homoeopathic Tablet Triturate Calcarea Phosphorica (Calcium Phosphate) 6 X; 1 1-lb. carton of E & K Homoeopathic Tablet Triturate Calcarea Sulphurica (Calcium Sulfate) 3 X; 11 2-oz. btls. and 9 1-lb. btls. of E & K Homoeopathic Tablet Triturate Calcarea Sulphurica (Calcium Sulfate) 6 X; 4 1-lb. cartons and 1 5-lb. carton of Homoeopathic Trituration of 2 X Ferrum Phosphate; 1-lb. carton of Homoeopathic Trituration of 6 X Ferrum Phosphate; 17 2-oz. btls. and 15 1-lb. btls. of E & K Homoeopathic Tablet Triturate Ferrum Phosphate 6 X; 12 2-oz. btls. and 6 1-lb. btls. of E & K Homoeopathic Tablet Triturate Ferrum Phosphoricum (Iron Phosphate) (or Ferrum Phosphate) 12 X; 12 2-oz. btls. and 16 1-lb. btls. of E & K Homoeopathic Tablet Triturate Kali Muriaticum (Potassium Chloride) 6 X; 9 2-oz. btls. and 11 1-lb. btls. of E & K Homoeopathic Tablet Triturate Kali Phosphoricum (Potassium Phosphate) 3 X; 8 2-oz. btls. and 9 1-lb. btls. of E & K Homoeopathic Tablet Triturate Kali Sulphuricum (Potassium Sulfate) 6 X; 12 2-oz. btls. and 4 1-lb. btls. of E & K Homoeopathic Tablet Triturate Magnesium Phosphoricum (Magnesium Phosphate) 3 X; 15 1-lb. btls. of E & K Homoeopathic Tablet Triturate Natrum Muriaticum (Sodium Chloride) 3 X; 8 2-oz. btls. and 8 1-lb. btls. of E & K Homoeopathic Tablet Triturate Natrum Phosphoricum (Sodium Phosphate) 6 X; 1 1-lb. carton of E & K Homoeopathic Tablet Triturate Natrum Sulphuricum (Sodium Sulfate) 1 Gr. 3 X; 8 2-oz. btls. and 3 1-lb. btls. of E & K Homoeopathic Tablet Triturate Natrum Sulphuricum (Sodium Sulfate) 6 X; 6 1-lb. btls. of E & K Homoeopathic Tablet Triturate Silicea (Silica) 3 X; 17 2-oz. btls. and 5 1-lb. btls. of E & K Homoeopathic Tablet Triturate Silicea (Silica) 6 X; 8 2-oz. btls. and 5 1-lb. btls. of E & K Homoeopathic Tablet Triturate Silicea (Silica) 12 X; 7 4-oz. btls. of E & K Compound Tablets Homoeopathic Cal. Fl. 6 X, Fer. Phos. 6 X, Kali Mur. 6 X, Kali Phos. 3X, Magnesium Phos. 3X; 4 2-oz. btls. of E & K Compound Tablets Homoeopathic Calcarea Fluor. 6 X, Ferrum Phos. 6 X, Kali Muriate 6 X, Silicea 6 X; 7 2-oz. btls. and 3 1-lb. btls. of E & K

Tablet Triturates Homoeopathic Calc. Fl. 12 X, Ferr. Phos. 12 X, Silicea 12 X; 8 2-oz. btl. and 10 1-lb. btl. of E & K Compound Tablets Homoeopathic Calcium Phosphate 6 X 1 parts, Calcium Fluoride 6 X 1 parts, Calcium Sulfate 6 X 1 parts, Ferrum Phosphate 6 X 3 parts, Magnesium Phosphate 3 X 3 parts, Silicea 6 X 1 parts, Kali Muriate 6 X 1 parts, Kali Phosphate 3 X 3 parts, Kali Sulfate 6 X 1 parts, Natrum Muriate 6 X 1 parts, Natrum Phosphate 6 X 1 parts, Natrum Sulfate 6 X 1 parts; 7 1-lb. btl. of Homoeopathic Trituration of Ferr. Phos. 6 X 3 parts, Kali Mur. 6 X 1 part, Kali Sulf. 6 X 1 part, Natr. Mur. 6 X 3 parts; 35 2-oz. btl. and 5 1-lb. btl. of E & K Homoeopathic Compound Tablets Ferr. Phos. 6 X 2 parts, Nat. Mur. 6 X 2 parts, Kali Sulf. 6 X 1 part; 2 1-oz. btl., 24 2-oz. btl., and 8 1-lb. btl. of E & K Compound Tablets Homoeopathic (or Tablet Triturate Homoeopathic) Ferrum Phos. 6 X, Kali Phos. 3 X, Magnesium Phos. 3 X; 3 2-oz. btl. and 15 1-lb. btl. of E & K Compound Tablets Homoeopathic Ferrum Phos. 6 X 3 parts, Kali Phos. 3 X 3 Parts, Magnesium Phos. 3 X 3 Parts, Kali Muriate 6 X 1 Part; 1 2-oz. btl. and 11 1-lb. btl. of E & K Compound Tablets Homoeopathic Kali Phos. 3 X, Magnesium Phos. 3 X, Silicea 6 X; 19 2-oz. btl. and 1 1-lb. btl. of E & K Compound Tablets Homoeopathic Natr. Mur. 3 X, Natr. Phos. 3 X, Natr. Sulf. 3 X, Silicea 60% 6 X, and Fluor. 40% 6 X; 2 1-lb. btl. of E & K Compound Tablets Homoeopathic 1 gr. Natrum Phos. 6 X, Natrum Sul. 6 X, Calc. Fluor. 6 X, Kali Mur. 6 X, Ferrum Phos. 6 X; 7 1-lb. btl. of E & K Compound Tablets Homoeopathic Nat. Phos. 6 X, Nat. Sulf. 3 X, Cal. Fl. 3 X, Kali Mur. 3 X, Fer. Phos. 6 X, Kali Sulf. 6 X, Silicea 6 X Colored Red; 3 1-lb. btl. of E & K Tablet Triturates Homoeopathic Silicea 6 X. . . . 60 per cent, Cal. Fluor. 6 X. . . . 40 per cent; and 14 2-oz. btl. of E & K Tablet Triturates Homoeopathic Silicea 6 X 2 parts, Fer. Phos. 6 X 3 parts, Kali Sulf. 6 X 1 part Colored Green.

SHIPPED: Between 8-31-54 and 8-9-55, from Chicago, Ill.

ACCOMPANYING LABELING: Booklets entitled "Supplement Letter No. 6 June 1945," "Supplement Letter No. 19 April 1952," "Letter No. 22 January 1954," and "My Booklet Letter No. 24 April 1955"; leaflets entitled "Letter No. 13," "Excerpts From My Coming Letter No. 14 for 1949," "Supplement Letter No. 20 January 1953," and "January 1954 Supplement Letter No. 21A"; mimeographed 3-sheet letters entitled "Letter No. 7 March 1946"; leaflet form letter dated January 1953; and blotters headed "Professional Comments On The Bio-Chemic System Of Medicine."

RESULTS OF INVESTIGATION: The above-mentioned accompanying labeling was printed in the Milwaukee area for Louis Pauly.

LIBELED: 9-15-55, E. Dist. Wis,

CHARGE: 502(a)—the accompanying labeling of the articles, while held for sale, contained false and misleading representations that the articles constituted adequate and effective treatments for tuberculosis, dermatitis, bronchitis, infantile paralysis (polio), fungus infections, chronic diseases, itching, eczema, prostatic hypertrophy, skin rashes, sores, all skin diseases, pyorrhea, arthritis, Hodgkin's disease, piles, boils, asthma, constipation, headaches, epilepsy, earache, tumors, pneumonia, abcess of the rectum, coughs, colds, psoriasis, acne, anemia, bed wetting, carbuncles, dyspepsia, impetigo, nervousness, fever, insomnia, neuritis, paralysis, prostate trouble, sinus diseases, stys on the eyes, fistula, high and low blood pressure, menopausal symptoms, leg cramp, lymphoblastoma, cancer, leukemia, Buerger's disease, colitis, nervous and mental breakdown, gallbladder trouble, glandular affections, female tumors,

sciatica, diabetes, rheumatism, jungle rot, tonsillitis, appendicitis, breast cancer, shingles, multiple sclerosis, warts, ulcers, Bright's disease, heart trouble, gallstones, hay fever, other allergic diseases, muscular dystrophy, virus infections, mumps, and stomach ulcers.

DISPOSITION: 11-13-56. Default—destruction.

**5457. Multivitamin tablets.** (F.D.C. No. 40314. S. No. 57-204 M.)

QUANTITY: 1 carton containing 88 20-tablet btls. at Atlanta, Ga., in possession of R. A. McLain & Associates.

SHIPPED: 2-8-57, from Chicago, Ill.

ACCOMPANYING LABELING: Leaflets entitled "Pega Palo \* \* \* Please excuse this form letter" and a number of loose labels reading, in part, "\$20.00 Pega Palo 20 Capettes For The 'Healthy' Feeling Pega Palo Atlanta 8, Ga. \* \* \* A combination of fat and water soluble vitamins with essential minerals and lipotropic factors. Each capsule contains: Vitamin A \* \* \* 25,000 USP Units Vitamin D \* \* \* 5,000 USP Units Vitamin C \* \* \* 150 mg. Vitamin B<sub>1</sub> \* \* \* 10 mg. Vitamin B<sub>2</sub> \* \* \* 5 mg. Vitamin B<sub>6</sub> \* \* \* 1 mg. Calcium Pantothenate 10 mg."

RESULTS OF INVESTIGATION: The loose labels were printed locally for the consignee, which intended to affix the labels to the bottles containing the tablets.

LIBELED: On or about 6-17-57, N. Dist. Ga.

CHARGE: 502(a)—the labeling accompanying the article, while held for sale, contained false and misleading representations that the article contained Pega Palo (*Rhynchosia pyramidalis*) and that the formula for Pega Palo was registered and on file with the United States Food and Drug Administration.

DISPOSITION: 7-18-57. Default—destruction.

**5458. Rondeau's Medicine.** (F.D.C. No. 40201. S. No. 50-178 M.)

QUANTITY: 10 btls. at North Franklin, Conn.

SHIPPED: 10-5-56, from Au Sable Forks, N.Y., by an unknown shipper.

LABEL IN PART: (Btl.) "Rondeau's Medicine Contains Herbs and Vitamins A and D Vitamin A: 180 International Units per Millilitre Vitamin D: 17.5 International Units Per Millilitre \* \* \* Directions: One tablespoon full before each meal and before retiring, in a little water if desired. Children from seven to fifteen years: one teaspoon full four times a day. Children under seven years: five drops three times a day \* \* \*. Manufactured by Antibitol Company Limited, 4211 St. Catherine St. West, Westmount, Montreal 6, Que."

ACCOMPANYING LABELING: Leaflets entitled "Dear Doctor Rondeau," "Prenez Le Remede Rondeau," and "Worried about Your Health?"

LIBELED: 5-15-57, Dist. Conn.

CHARGE: 502(a)—the labeling of the article, when shipped, contained false and misleading representations that the article was effective in the treatment of affections of the respiratory tract; colds, eczema, skin conditions, impure blood, and weak muscles; impaired functioning of the gallbladder, kidneys, lungs, and liver; and varicose veins, skin ulcers, carbuncles, boils, infection, psoriasis, asthma, and arthritis.

DISPOSITION: 8-8-57. Default—destruction.