

SHIPPED: 8-9-61, from Chicago, Ill., by Devine's Remedies, Inc.

LABEL IN PART: (Pkg.) "Devine's New 10/2 Free 'Karbo-Silekon' Eraser Enclosed"; (tube) "Devine's Kool-Foot"; (box) "Improved Devine's Per-Fo * * * Devine's Per-Fo a foot and body bath"; and (envelope) "Devine's Karbo-Silekon Corn & Callus Reducer."

ACCOMPANYING LABELING: Promotional material reading in part "Feet Hurt Burn Tired Itch Ache? Then Use Devine's Kool Foot * * * Pain Sufferers * * * Use Devine's Zina-Ray Oil."

LIBELED: 9-29-61, Dist. Mass.

CHARGE: 502(a)—when shipped, the labeling contained false and misleading representations that the article was adequate and effective (*10/2 Corn and Callous Reducer*) for the prevention of athlete's foot, reducing corns, and preventing corns and calluses; (*Kool-Foot Powder*) for overcoming athlete's foot, relieving sunburn, bruises, external cuts, and stiffness and soreness of joints; and (*Karbo-Silekon Corn Reducer*) for reducing corns and calluses; and 502(f) (1)—the labeling failed to bear adequate directions for use for the purposes for which the articles were intended, namely, as a treatment for (*10/2 Corn and Callous Reducer*) relieving in four days time, corns, calluses, fungus of the feet and athlete's foot; (*Kool-Foot Powder*) relieving in one minute, inflamed or aching feet, any kind of rash, sunburn, bunions, and athlete's foot; (*Per-Fo Footbath*) cleansing and purifying the inside of the feet, making one feel that they have "new feet," flushing out all the impurities in the feet; and (*Karbo-Silekon Corn Reducer*) removing corns completely, which were the conditions and purposes for which the articles were offered, in oral statements made by Darryl Jensen, salesman for Devine's Remedies, Inc.

DISPOSITION: 11-27-61. Default—destruction.

6872. Kneipp herb teas. (F.D.C. No. 46578. S. Nos. 39-708/20 T, 39-828/32 T, 39-834/40 T, 41-801/2 T.)

QUANTITY: 98 cases of 165 dozen pkgs., 6 cases of 377 cans, and 9 cases of 327 cans at New York, N.Y., in possession of Alfred L. Ettlinger, Inc.

SHIPPED: On various dates between 1960 and 1961, from Wurzburg, Germany.

LABEL IN PART: (Pkg.) "Kneipp Carminative Herb Tea Contents: ca. 3 oz."; (cans) "Kneipp Carminative Instant Tea * * * Contents: ca. 120 g."

ACCOMPANYING LABELING: Leaflet entitled "Imported Kneipp Herb Teas Kneipp Pressan (Instant) Teas."

RESULTS OF INVESTIGATION: Each package and each can bore a number corresponding to a number in the leaflet which indicated on the leaflet the condition for which the tea was to be used. The dealer had copies of the leaflet printed locally.

LIBELED: 10-17-61, S. Dist. N.Y.

CHARGE: 502(a)—while held for sale, the labeling of some of the articles contained false and misleading representations that the articles were adequate and effective for the treatment of diseases of the nerves, diseases of the kidneys and bladder, rheumatism, insomnia, for reducing body weight, to promote the health of the family, colds and flu, diseases of the gallbladder and liver, to purify the blood, diseases of the arteries, asthma, to promote the appetite, hemorrhoids, to control the uric acid in the body, diseases of the heart and circulatory system, cough, to control silicic acid in the body, and diseases of the stomach; and the label statement of some of the articles "Carminative

Herb Tea" was false and misleading since the intended use of the articles was not as a carminative, but as a laxative and as a diuretic; and 502(f)(1)—the labeling of all of the articles failed to bear adequate directions for the intended use of the articles as indicated in the leaflet.

DISPOSITION: 11-2-61. Consent—claimed by Alfred L. Ettlinger, Inc., and re-labeled.

6873. Chloraseptic mouthwash. (F.D.C. No. 45701. S. Nos. 4-718 R, 5-582 R.)

QUANTITY: 30 ctns., 24 8-oz. btls. each, and 9 ctns., 24 6-oz. btls. each, at Washington, D.C.

SHIPPED: Between 1-31-61 and 3-13-61, from Riverdale, Md., by Chloraseptic Co.

LABEL IN PART: (Ctn.) "With Sprayer Chloraseptic Mouthwash And Gargle Anesthetic Antiseptic Alkaline * * * Active Ingredients: Sodium Phenolate, Menthol, Thymol, Sodium Tetraborate, Phenol (1.4%), Glycerin and Chlorophyll. Directions: * * * The Chloraseptic Company, Washington 1, D.C."

ACCOMPANYING LABELING: Folders reading in part, "Medical Annals of the District of Columbia * * * Comparative Study Chloraseptic" and "Bactericidal-Fungicidal-Anesthetic * * * Chloraseptic"; leaflets reading in part, "Note: This listing appears in the 'Professional Products Information' section," "Chloraseptic Mouthwash * * * A new approach in the Treatment of Sore Throats (And Baby Teething) For Children," and "Professional Prices and Samples."

LIBELED: 4-4-61, Dist. Columbia; amended libel 5-18-61.

CHARGE: 502(a)—when shipped and while held for sale, the bottle and carton label, and the labeling accompanying the article, contained false and misleading representations that the article was an adequate and effective treatment for sore gums, soreness of mouth and throat tissues, infections of the mouth and throat (including infections due to various strains of streptococci, staphylococci, and other organisms which cause deep throat infections), pharyngitis, acute tonsillitis, pericoronitis, Vincent's infection, aphthous ulcers, and herpetic lesions; that the article is significantly more effective than injectable penicillin in the treatment of pharyngeal streptococcal infections; and that use of the article will destroy all bacteria in the oral cavity; and 502(f)(2)—the labeling failed to warn that if fever was present or the condition for which the article was used persisted, its use should be discontinued and a physician consulted.

DISPOSITION: 11-16-61. Default—destruction.

DRUGS FOR VETERINARY USE

6874. Veterinary drugs. (F.D.C. No. 46569. S. Nos. 66-173/4 R.)

QUANTITY: 698 1-lb. and 7 1-lb. cans of *piperazine wormer*; 2 cases, 25 1-lb. bags each, and 5 cases, 15 1-lb. cans each, of *sulfathiazole sodium*, at Springdale, Ark., in possession of Lu Mar Laboratories.

SHIPPED: Between 9-30-60 and 7-27-61, from Valley Stream, N.Y., and Kansas City, Mo.

LABEL IN PART: (Bag) "Piperazine Citrate-36% Net Weight-1 pound Use at 1 lb. per 35 gallons of water"; (can) "Lu Mar Piperazine Wormer Net Contents One Pound * * * Active Ingredients: Piperazine Citrate 36% * * * Man-