

On April 13, 1927, no claimant having appeared for the property, judgment of condemnation and forfeiture were entered, and it was ordered by the court that the products be destroyed by the United States marshal.

W. M. JARDINE, *Secretary of Agriculture*

**15056. Misbranding of Malt-O-Cod. U. S. v. 703 Bottles of Malt-O-Cod. Default decree of condemnation, forfeiture, and destruction. D. No. 21710. I. S. No. 11824-x. S. No. C-5341.)**

On March 8, 1927, the United States attorney for the Northern District of Ohio, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying seizure and condemnation of 703 bottles of Malt-O-Cod, at Akron, Ohio, alleging that the article had been shipped by Fred Stearns, from Detroit, Mich., December 1926, and transported from the State of Michigan into the State of Ohio, charging misbranding in violation of the food and drugs act as amended. The article was labeled in part: (carton and bottle) "Malt-O-Cod \* \* \* containing the active medicinal properties of Fresh Cod Livers \* \* \* Health and Strength Giving \* \* \* Stimulant to the Process of Digestion and Nutrition. Especially Valuable in the Convalescence of Wasting Diseases 'Flu,' Typhoid, and other Fevers, Diphtheria. A valuable aid in the treatment of Pulmonary Diseases, Hoarseness, Bronchitis, Obstinate Cough, Neuralgia, Dyspepsia, Simple Anemia, Impure Blood, Weakness, Prostration and Debilitated Conditions Generally;" (carton) "The Wonderful Reconstructive \* \* \* possessing the valuable properties of fresh cod livers without at the same time the latters' disagreeable features \* \* \* does not, even to the most delicate produce stomach disturbances and other bad after effects that are so common in the use of cod liver oil in its crude state. \* \* \* \* \* \* \* \* \* reconstructor and also a stimulant to the process of digestion and nutrition. Under its influences new and healthy tissue is built up and the resistance of the system to disease strengthened and fortified \* \* \* valuable in the treatment of bronchitis, nervous debility, blood disorders, simple anemia, neuralgia, rheumatism, prostration, typhoid fever and other wasting diseases."

Analysis by this department showed that the article consisted essentially of sugar, alcohol and water, extracts of plant drugs, including quinine and strychnine, with compounds of phosphorus, iron, calcium, sodium, and potassium and a very small quantity of salicylates.

It was alleged in the libel that the article was misbranded, in that the article contained no ingredient or combination of ingredients capable of producing the curative or therapeutic effects described.

On April 21, 1927, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be destroyed by the United States marshal.

W. M. JARDINE, *Secretary of Agriculture*

**15057. Misbranding of phosphated iron. U. S. v. 7 Packages of Phosphated Iron. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 21640. I. S. No. 14418-x. S. No. C-5107.)**

On February 17, 1927, the United States attorney for the Eastern District of Wisconsin, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying seizure and condemnation of 7 packages of phosphated iron, remaining in the original broken packages at Milwaukee, Wis., alleging that the article had been shipped by the Relief Laboratory, Inc., Newburgh, N. Y., in part January 15, 1926, and in part April 8, 1926, and transported from the State of New York into the State of Wisconsin, and charging misbranding in violation of the food and drugs act as amended.

Analysis by this department showed that the product consisted essentially of iron phosphate and carbonate, nux vomica extract, and a laxative drug.

It was alleged in substance in the libel that the article was misbranded in that the following statements borne on the labels, regarding the curative and therapeutic effects of the said articles were false and fraudulent, since it was contained no ingredient or combination of ingredients capable of producing the effects claimed: (carton label) "Phosphated Iron \* \* \* To overcome lack of Iron and Phosphorous in the whole system; to increase Flesh and Blood Building, to overcome lack of Nerve Force and Energy, Brain Fog and Tired Feeling \* \* \* for all that are going back and feel they need help to carry them over. \* \* \* indicated in the treatment of Loss of Ap"

Anæmia (Lack of Red Blood Corpuscles), Pimples and all Skin Affections, Neurasthenia, Hysteria, Fainting or Dizziness, delayed or suppressed painful Menstruation, and is used with great success for its reconstructive powers after prolonged illness;" (circular) "Phosphated Iron in Hundreds of Cases of Nerve Exhaustion, Lack of Iron and Phosphates, Weakened Vitality, Anæmia, Neurasthenia, etc., this Scientific Remedy has helped Nature to restore Health, Strength and Happiness. Nervousness, Short Temper, Headaches, Foolish Fears, that Tired Feeling, Worry, Lack of Ambition, Loss of Sleep, these are the price of over-strenuous life when we lack the Iron and Phosphorous in our systems to enable us to recuperate and come back strong for the tasks we all have to shoulder. To Avoid This Worn-out Condition and Nervous Breakdown and the danger of serious diseases due to weakened resistance (caused from lack of Iron and Phosphorous in the Body) Three Things Are Necessary: Good Rest, Proper Nourishment and Phosphated Iron. The Value of Phosphated Iron lies in the Fact that it quiets the nerves and makes the dreaded sleepless nights give way to undisturbed refreshing sleep. It helps to nourish the body by giving healthy enjoyable appetite and aiding Digestion, so the Iron and Phosphates are readily taken into the blood and circulation, enabling the body to get the full benefit of the well-digested food and Phosphated Iron. \* \* \* For lack of Iron that goes to make rich red blood, for Anæmia, Loss of Vitality, Nervous Prostration due to Overwork, Nervousness, Bad or Impoverished Blood, for the treatment of Wasting Diseases and for People recovering from long and serious illness, Phosphated Iron should be used as a Nerve, Health and Strength Builder \* \* \* Don't Make This Mistake Be Sure and Do Not Stop Treatment Too Soon Remember your trouble is a deeply rooted condition. It took a long time to develop and you cannot get rid of it in a day, so do not make the mistake of stopping treatment too soon even though your trouble has ceased. After taking Phosphated Iron for a short time and experiencing its benefits, do not jump to the conclusion that your trouble is cured because you feel so much better again. The chances are that in reality the fight against your trouble is just turning in your favor, unless your case is an exceptionally mild one. If you stop treatment too soon, you may suffer a return of your troubles, because you have not thoroughly absorbed enough Phosphated Iron in your system to be on the safe side. Continue taking Phosphated Iron for a couple of weeks after all your symptoms disappear, simply as a safeguard against the return of your old complaint. Furthermore, if yours is a severe or chronic case of lack of Iron and Phosphates be content to wait a little while for results, your patience will be well rewarded. Bear in mind what a stubborn ailment your condition is, and how long you have been running down hill, your powers of nerve resistance have worn out, your blood is impoverished for lack of Iron and Phosphates and you realize that in a long standing case of your ailment it takes time to accomplish material benefits. Your case may be so severe as to require three or six or seven more boxes of 'Phosphated Iron'."

On April 25, 1927, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be destroyed by the United States marshal.

W. M. JARDINE, *Secretary of Agriculture.*

**15058. Misbranding of white diarrhea remedy and worm emulsion. U. S. v. 10 Cases of White Diarrhea Remedy, et al. Decrees of condemnation and forfeiture. Products released under bond. (F. & D. Nos. 21673, 21674. I. S. Nos. 12851-x, 12852-x. S. No. C-3050.)**

On February 28, 1927, the United States attorney for the Northern District of Ohio, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district libels praying seizure and condemnation of 20 cases of white diarrhea remedy, and a quantity of worm emulsion, at Wooster, Ohio, alleging that the articles had been shipped by the Barnes Emulsion Co., Gardena, Calif., on or about February 9, 1927, and transported from the State of California into the State of Ohio, and charging misbranding in violation of the food and drugs act as amended. The articles were labeled in part: (white diarrhea remedy, bottle label) "White Diarrhea Coccidiosis Remedy \* \* \* This remedy is made specifically for White Diarrhea, Coccidiosis, and all bowel troubles. It is a remedy that is highly antiseptic, germicide \* \* \* Will assist the functions of the body;" (worm emulsion, can label wrapper) "Builds Health and Vitality by aiding digestion \* \* \* remedy for either mild or severe worm infestation of poultry (including tape, round