

Kidney Trouble and so forth. Write for our free booklet entitled 'Health,' which tells in plain, understandable language just How and Why We Get Sick."

On May 27, 1931, 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.

ARTHUR M. HYDE, *Secretary of Agriculture.*

18345. Misbranding of Bering ear oil. U. S. v. 27 Bottles of Bering Ear Oil. Default decree of destruction entered. (F. & D. No. 25069. I. S. No. 6107. S. No. 3340.)

Examination of a product, known as Bering ear oil, from the shipment herein described having shown that the bottle and carton labels and the accompanying circular bore statements representing that the article possessed curative and therapeutic properties which it did not possess, the Secretary of Agriculture reported the matter to the United States attorney for the Western District of Missouri.

On August 22, 1930, the United States attorney filed in the District Court of the United States for the district aforesaid a libel praying seizure and condemnation of 27 bottles of Bering ear oil at Kansas City, Mo., alleging that the article had been shipped by Heide & Sons, from St. Paul, Minn., on or about July 17, 1930, and had been transported from the State of Minnesota into the State of Missouri, and charging misbranding in violation of the food and drugs act as amended.

Analysis of a sample of the article by this department showed that it consisted essentially of a bland oil containing a small proportion of methyl salicylate.

It was alleged in substance in the libel that the article was misbranded in that the following statements appearing on the carton and bottle labels and in the circular, regarding the curative and therapeutic effects of the said article, were false and fraudulent, since it contained no ingredient or combination of ingredients capable of producing the effects claimed: (Bottle) "Defective Hearing? Buzzy and Noisy Ears? * * * Stiff and hard feeling Ears? Painful and aching Ears? Then use Bering Ear Oil;" (carton) "Ear Oil * * * Ears need attention and care and must be at their best to stand modern high pressure life. Ears get stiff, itchy and hard and so lack pliability, likewise get dull and noisy. * * * For Defective Hearing * * * Buzzy and Noisy ears * * * Earache;" (circular) "Ear Oil * * * Have you buzzing and noisy Ears—then use Bering Ear Oil. Have you defective hearing—then use Bering Ear Oil. * * * Have you Ear ache—then use Bering Ear Oil. * * * Ear Oil * * * In painful ears a few drops, warmed in a teaspoon, help. * * * Human hearing apparatus consists of ear canal and ear drum, like a tough hide or leather, with three bones and joints. These all need to be supple and movable, Bering Ear Oil used in the ears helps tremendously. Often the hearing improves and ringing disappears. Bering Ear Oil is for this purpose and is readily absorbed by the various ear membranes. * * * Get the most out of your ears. Ears need attention and care and must be at their best to stand modern high pressure life. Ears get stiff, hard, and so lack pliability—likewise get dull and noisy."

On June 3, 1931, no claimant having appeared for the property, judgment was entered finding the product misbranded, and ordering that it be destroyed by the United States marshal.

ARTHUR M. HYDE, *Secretary of Agriculture.*

18346. Misbranding of Dr. Whitehall's rheumatic remedy. U. S. v. 3 Dozen Packages of Dr. Whitehall's Rheumatic Remedy. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 25344. I. S. No. 11626. S. No. 3609.)

Examination of a drug product, known as Dr. Whitehall's rheumatic remedy, from the shipment herein described having shown that the carton label bore statements representing that the article possessed curative and therapeutic properties which it did not possess, the Secretary of Agriculture reported the matter to the United States attorney for the Northern District of California.

On November 24, 1930, the United States attorney filed in the District Court of the United States for the district aforesaid a libel praying seizure and condemnation of 3 dozen packages of Dr. Whitehall's rheumatic remedy, remaining in the original unbroken packages at San Francisco, Calif., consigned by

the Kells Co., Newburgh, N. Y., alleging that the article had been shipped from Newburgh, N. Y., on or about August 16, 1930, and had been transported from the State of New York into the State of California, and charging misbranding in violation of the food and drugs act as amended.

Analysis of a sample of the article by this department showed that it consisted essentially of acetanilid (3.49 grains per tablet), sodium salicylate, sugars, starch, and talc.

It was alleged in the libel that the article was misbranded in that the following statements regarding the curative or therapeutic effects of the said article, appearing on the carton label, were false and fraudulent, since the article contained no ingredient or combination of ingredients capable of producing the effects claimed: "Rheumatic Remedy * * * For Rheumatism and Gout. * * * Directions. For Acute or Inflammatory Rheumatism, take a tablet every 2 to 4 hours. * * * In chronic cases, after severe symptoms have * * * For Gout, Lumbago, Stiff, Swollen and Tender Joints, Crick in the Back, Stiff Neck, and ordinary forms of Rheumatism."

On March 23, 1931, 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.

ARTHUR M. HYDE, *Secretary of Agriculture.*

18347. Misbranding of Dr. Livingston's Regenerator. U. S. v. 21 Bottles of Dr. Livingston's Regenerator. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 26216. I. S. No. 27528. S. No. 4432.)

Examination of a drug product, known as Dr. Livingston's Regenerator, from the shipment herein described having shown that the carton label and the accompanying circular and booklet bore statements representing that the article possessed curative and therapeutic properties which it did not possess, the Secretary of Agriculture reported the matter to the United States attorney for the Southern District of Florida.

On April 20, 1931, the United States attorney filed in the District Court of the United States for the district aforesaid a libel praying seizure and condemnation of 21 bottles of Dr. Livingston's Regenerator, remaining in the original unbroken packages at Tampa, Fla., alleging that the article had been shipped by the Livingston Medicine Co., from Griffin, Ga., on or about February 18, 1931, and had been transported from the State of Georgia into the State of Florida, and charging misbranding in violation of the food and drugs act as amended.

Analysis of a sample of the article by this department showed that it consisted essentially of Epsom salt (8.1 grams per 100 milliliters), extracts of plant drugs including a laxative drug, alcohol (11.6 per cent by volume), and water.

It was alleged in the libel that the article was misbranded in that the following statements appearing on the carton label and in the accompanying circular and booklet, regarding the curative or therapeutic effects of the said article, were false and fraudulent, since it contained no ingredient or combination of ingredients capable of producing the effects claimed: (Carton) "Regenerator Repairs Waste Tissue, Builds Up The System, Purifies The Blood, and Is a Wonder-Worker for the Liver. When you cannot sleep, and feel weak from overwork and other causes, take this Regenerator. It will strengthen your nerves, increase your appetite and restore your health. As a regulator for the liver it is invaluable, and should be used by all;" (circular) "For Rheumatism, Kidney and Bladder Trouble, and all diseases arising from impure blood, Lame Back, Uric Acid Poison, Gravel, Inflammation of the Bladder, Dropsy or Swelling of the Feet and Limbs, Loss of Flesh, Liver Complaint, Malaria Biliousness * * * Grippe, Female Weakness, etc.;" (booklet) "Regenerator * * * Nerve Tonic and Blood Purifier * * * Regenerator supplies the necessary nourishment for your blood, giving it strength and vitality—it stimulates the growth and reproduction of cells and tissues, enabling the enriched blood and stronger cell life to throw off accumulated poisons, impurities and waste and regenerating a healthy condition throughout the system. Kidney and Bladder Troubles * * * The Blood * * * Liver Complaint * * * The Nerves * * * Female Troubles * * * You Need Help Today Because—those shooting-pains and sore joints indicate the appearance of Rheumatism.—that bilious and 'headachy' feeling proves a stagnant liver.—those Pimples, Boils, Ulcers and Skin Blemishes show that the Blood needs purifying.—that 'tired feeling,' wakeful nights, lack of energy