

into the State of Delaware, 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 of sodium salicylate (56 grams per 100 milliliters), and water, colored red and flavored.

It was alleged in the libel that the article was misbranded in that the following statements regarding the curative and therapeutic effects of the article, appearing in the labeling, were false and fraudulent, since it contained no ingredient or combination of ingredients capable of producing the effects claimed: (Bottle and carton) "Indicated in the treatment of Rheumatism, Lumbago, Gout, Uric Acid, Kidney and Bladder trouble, * * * An aid in Eliminating Uric Acid;" (circular) "Indicated in the treatment of Rheumatism, Lumbago, Rheumatic Gout, Uric Acid, Suppressed Gout, Kidney and Bladder Trouble. * * * [Testimonials in circular] For ten years I suffered from Rheumatism. At times the pains in my joints were almost unbearable. I had just about given up all hope of obtaining relief, when I read your advertisement in the papers and bought a bottle of * * * After taking the first bottle of * * * the pains disappeared and I haven't been troubled since. * * * I have the utmost confidence in your rheumatic remedy and heartily recommend * * * to all sufferers from rheumatism. * * * 'Pains Disappeared' * * * I started taking * * * about a month ago. At that time I could hardly walk, now after using * * * for four weeks I feel like a new woman. I strongly recommend your remedy * * * to all sufferers of rheumatism."

On April 22, 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.*

18378. Misbranding of Kline's rheumatic remedy. U. S. v. 7 Jars of Kline's Rheumatic Remedy. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 25974. I. S. No. 27863. S. No. 4193.)

Examination of a drug product, known as Kline's rheumatic remedy, from the shipment herein described having shown that the jar 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 District of Delaware.

On March 2, 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 7 jars of Kline's rheumatic remedy, remaining in the original unbroken packages at Wilmington, Del., alleging that the article had been shipped by H. E. Kline, from Philadelphia, Pa., on or about January 20, 1931, and had been transported from the State of Pennsylvania into the State of Delaware, 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 sulphur (63 per cent) and glycerin, flavored with methyl salicylate.

It was alleged in the libel that the article was misbranded in that the following statements appearing on the jar label, 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: "Rheumatic Remedy * * * Rheumatic Remedy for Rheumatism and Uric Acid Condition * * * Directions * * * Take * * * every night and morning until the uric acid is entirely eliminated from the system—and the bowels, kidneys, liver and stomach are properly regulated."

On April 22, 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.*

18379. Misbranding of Laxative 9 to 9 Health. U. S. v. 2½ Dozen Large Bottles, et al., of Laxative 9 to 9 Health. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 23818. I. S. No. 08027. S. 2014.)

Examination of a drug product, known as Laxative 9 to 9 Health, showed that the labeling of the article represented that it was a medicine for certain ailments for which quinine sulphate is customarily prescribed, and that it