

18679. Misbranding of Hinkley's bone liniment. U. S. v. 3½ Dozen Small-Sized Bottles, et al., of Hinkley's Bone Liniment. Default decrees of condemnation, forfeiture, and destruction. (F. & D. Nos. 26305, 26306. I. S. Nos. 15277, 26596. S. Nos. 4612, 4613.)

Examination of samples of the drug product Hinkley's bone liniment from the shipments herein described having shown that the carton and bottle labels and the accompanying circular contained 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 Eastern District of Wisconsin.

On April 30, 1931, the United States attorney filed in the District Court of the United States for the district aforesaid libels praying seizure and condemnation of 6½ dozen small-sized bottles and 3½ dozen large-sized bottles of the said Hinkley's bone liniment, remaining in the original unbroken packages at Milwaukee, Wis., alleging that the article had been shipped by the Hinkley Bone Liniment Co., from Saginaw, Mich., in part on or about October 13, 1930, and in part on or about January 16, 1931, and had been transported from the State of Michigan into the State of Wisconsin, 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 alcohol (47 per cent by volume), camphor (1 gram per 100 milliliters), traces of other volatile oils, a small proportion of a salicylate, and water (approximately 52 per cent by volume).

It was alleged in the libels that the article was misbranded in that the following statements regarding the curative or therapeutic effects of the said article, appearing in the labeling, were false and fraudulent, since it contained no ingredient or combination of ingredients capable of producing the effects claimed: (Carton) "Bone Liniment * * * Bone Liniment Co. * * * For Muscular Pains, Headache, Earache, Toothache, Inflamed Throat, * * * etc. Internal Pains, such as Stomachache, Cramps, Colic, Diarrhoea, Coughs. * * * Chills, etc. A quick relief for pain;" (bottle) "Bone Liniment * * * Hinkley Bone Liniment Co., Saginaw, Mich., * * * Uses for Muscular Pains, Headache, Earache, Toothache, Inflamed Throat, * * * Chilblains, etc. * * * Cramps, Colic, Stomachache, Diarrhoea, Coughs, Chills, etc.;" (circular) "Bone Liniment * * * Used Externally For Muscular Rheumatic Pains, Neuralgic Pains, Headache, Toothache, Earache, Sore Throat, * * * Chilblains, * * * Boils * * * Lameness, Numbness * * * Used Internally for * * * Coughs, Sore Throat, Bronchial Affections, Cramps, Stomachache, Chills, Diarrhoea, Dysentery, Etc. * * * Read and Follow the Directions Carefully * * * Sore Throat and 'Flu'—One good way to break up a cold and sore throat and to prevent the 'flu'; * * * Prompt results should be expected. Neglected colds or sore throat may develop into more serious and dangerous affections, then your physician should be consulted. Muscular Rheumatic Pains—Apply freely * * * Headache and Neuralgic Pains * * * Earache * * * If this does not afford quick relief, your physician should be consulted. Sore Throat * * * Neglected sore throat may develop into a serious affection and your physician should be consulted. Sore or Inflamed Lungs from Cold or Exposure * * * Repeat the dose every four hours. * * * Coughs * * * every hour until relieved, * * * Colic, Pains in the Stomach and Cramps—Formation of gas in the stomach and intestines is often the cause of these painful conditions. A teaspoonful in a glass of hot sweetened water frequently brings the greatest relief. Dyspepsia or Indigestion—When accompanied by gas on the stomach, it is often distressing. * * * will generally afford immediate relief. * * * Diarrhoea * * * For Boils * * * Headache."

On September 4, 1931, no claimant having appeared for the property, judgments of condemnation and forfeiture were entered, and it was ordered by the court that the product be destroyed by the United States marshal.

ARTHUR M. HYDE, *Secretary of Agriculture.*

18680. Misbranding of Murrmann's compound. U. S. v. 9 Bottles of Murrmann's Compound. Default decree of condemnation and destruction. (F. & D. No. 26325. I. S. No. 28304. S. No. 4614.)

Examination of the drug product, Murrmann's compound, from the shipment herein described having shown that the bottle and carton labels and the circular accompanying the article represented that it 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 Pennsylvania.

On May 8, 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 nine bottles of Murrmann's compound at Pittsburgh, Pa., alleging that the article had been shipped by the D. W. Price Co., from Toledo, Ohio, on or about January 29, 1931, and had been transported from the State of Ohio into the State of Pennsylvania, 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 contained creosote (0.17 per cent), glycerin, sugar, and water.

It was alleged in the libel that the article was misbranded in that the following statements on the bottle label and in the circular were false and misleading, since they led the purchaser to believe that the article had been registered and approved by the Federal Government: "Formula Registered Washington, D. C., in Class 6, Chemicals, Medicines and Pharmaceutical Preparations * * * We hereby guarantee that this compound is not adulterated. All drugs actually used in making are under the Federal Food and Drug Act, June 30, 1906." Misbranding was alleged for the further reason that the following statements regarding the curative or therapeutic effects of the said 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 label) "For Functional Disorder of the Lungs * * * Directions: For Adults—Severe cases of Lung Trouble, Asthma and Bronchitis, * * * For Children with fever, * * * 4 times a day till well;" (carton) "For Functional Disorders of the Lungs * * * For the Lungs, Bronchitis, Asthma;" (circular) "For Functional Disorders of the Lungs * * * Just a Cough, But He Died. A man died in Danville the other day from Tuberculosis. But the history of the case showed it all started with a cough that was neglected, went down and hung on. This Danville man is only one of thousands who die in the same way—all unnecessary. Any doctor will tell you that tuberculosis, taken in time, is curable in almost every case. He will also tell you that if not taken in time, you are doomed. Don't neglect that deep cough. Begin now with Murrmann's Compound, the approved and effective formula for lung coughs, asthma, bronchitis and all diseases of the respiratory organs. * * * It is a healer of inflamed tissue. * * * Notice! * * * In cases of severe Lung Trouble, remember Murrmann's Compound is a Lung Medicine and do not stop until you have taken several bottles. By that time you will find that your lungs are greatly improved. Keep right on until you are well. * * * Lung Sufferers! Bronchitis and Asthma Sufferers! Everywhere Praise Murrmann's Compound * * * Gives Immediate Results Such as They Had Never Hoped to Receive. * * * Beware! The cough * * * that hangs on is a danger signal and leads to Lung Trouble, Asthma, Bronchitis, Catarrh of the head and all other respiratory diseases. You can stop them now with Murrmann's Compound A Sure Relief for these Ailments. A medical Discovery with immediate results and actions, which soothes and heals the infected membranes and attacks the seat of the trouble. The growth of the germs are checked. It goes into the stomach and is absorbed in the blood and soothes and heals the flamed throat, lungs and bronchial tubes and builds up the system. It does not * * * 125,000 Die Every Year with T.B. Take Murrmann's Compound and Heal Up Your Lungs. It is a well known fact that Murrmann's Compound has produced some very marvelous effects in tuberculosis. * * * Pneumonia is a dangerous sickness caused by coughs or colds. You may stop all this by taking a few doses of Murrmann's Compound. * * * Would You Like to Be Free From Lung Troubles? Killed By a Cold Not at once, of course, but thousands die annually because of cold hung on and they couldn't shake it. * * * It seems like such a little thing, but if it gets to your lungs and sticks you are in a peck of trouble. Right now is the time to stop fooling with simple home methods and start a real healing agent to work. A doctor's prescription acknowledged by all authorities as a great healer, combined with other healing drugs, forms Murrmann's Compound, the wonderful new remedy that has made such a stir. Murrmann's Compound attacks the germs, heals the inflamed tissues and builds up the entire system. Also very beneficial for bronchial coughs and asthma. Pneumonia is a sickness caused by catching cold and it develops into a high fever and can be prevented by having a bottle of Murrmann's Compound * * * and giving a few doses. It will not take more than 2 or 3 doses to break any cold just caught. * * * [testimonials in circular] Stricken with Cough and Asthma. Two years ago I was stricken with

Flu, which caused and resulted in a violent cough and Asthma. I was all run down in health in every way, * * * I was persuaded by a friend who had used this wonderful treatment to * * * Truly I was practically cured so I worked last year, but being a steam shovel man when exposure was put on me getting my feet wet. It returned in October again. * * * I went back to Mrs. Murrmann's Compound again and am fully convinced if I keep taking I will get cured. * * * She had always been sick with lung trouble and the past summer was down. The doctors told me she might die any time, * * * Then I heard about Murrmann's Compound and thought I would give it a trial. She began taking it at Christmas and was able to go to school again after the Christmas holidays. Now the swelling has all left her and she has gained in weight. * * * Bad Case of Lung Trouble. I was in the printing shop when my lungs became affected. I kept getting worse till I became bedfast. I lost my voice and thought it was my last days. * * * my boss in the printing shop brought me a bottle of Murrmann's Compound * * * My voice came back and by the time I took six bottles I was able to go back to work but it was too hard so got outside work. Now I am back at my old job and feeling fine. * * * Saved My Baby * * * My 13 months old baby had measles and whooping cough which settled on his lungs. My mother recommended Murrmann's Compound. It sure helped him. Now after two bottles he eats anything, walks, sleeps, and is a big fat baby. * * * At last the Dr. said his lungs were entirely healed. My children all had the flu, all I gave them was your medicine. They are all fine healthy children. * * * Had Bronchitis For Twenty Years. In the year of 1924 I became seriously ill from the effects of Chronic Bronchitis. I had been ailing with it for twenty years. Every winter I would be sick most of the time. A lady brought me a trial bottle of Murrmann's Compound. * * * I have taken four bottles and now I am a well woman and can say it is the only medicine I every took that did not hurt my stomach. * * * Run Down Condition. Good health is appreciated by most of us. Most babies are born healthy. But some get in a run down condition—one or two bottles of Murrmann's Compound will get them over their troubles and start them right. * * * Doctor Advised Staying in Bed. Four years ago I was running a temperature from my Lungs. Doctor advised staying in bed which I felt impossible to do with my four children. * * * persuaded me to try Murrmann's Compound, as it had cured her boy's lungs when they were in bad shape. I found an improvement, in a short time I got up but was very careful and kept taking the medicine and kept on improving. Never had a temperature since and the least sign of weak, run down condition, I start on the medicine which I find is fine for a tonic and is strengthening. Also I found it a good remedy for the entire family. * * * I took cold, settled on my lungs and I began to lose in weight. Couldn't eat or sleep. After about 8 or 10 months I had my lungs examined and found them in a very bad condition. * * * I was bedfast three months when I remembered seeing Murrmann's Compound advertised in the Commercial News. I took two samples within a week. I noticed a change for the better. Have taken five bottles, now I am able to work, go anywhere, enjoy myself, eat, sleep, haven't that tired feeling any more. * * * One-Half Bottle Took Pressure Off My Chest. I could not eat or sleep, was real sick. Hadn't worked for 16 months. I had a heavy pressure on my chest. My stomach was all out of order. In fact I was in a run-down condition. * * * but nothing done me any good until I took Murrmann's Compound. I have taken 3 bottles. I am entirely well. * * * Almost Lost My Baby. My seven months old baby was in a run down condition from the effects of Pneumonia fever; she was real sick. I had a bottle of Murrmann's Compound. I began giving it to her, and it helped her right away. Now she has taken about a bottle and is in a healthy condition and stands up. * * * Bad Case of Lung Trouble. 1925 I coughed all summer and winter. Tried everything I could hear of but nothing done me any good. I weighed two hundred pounds when I took sick. I went down to 170 and the doctor sent a test to Springfield and when I went to see him he said I have bad news for you, the report said you have T.B. * * * I got no better so I heard of Murrmann's Lung medicine. I asked the doctor about trying it. If it don't help you, come back and let me know, he said. I started taking Murrmann's Compound and I saw it was doing me good, so in 1926 I sent another test to Springfield and the report said there was no T.B. germs found and I am working now and gaining in weight so I will praise Murrmann's Compound for my life. * * * Nervousness. For several months I had almost been a nervous wreck, and I

began to take Murrmann's Compound. Before I had taken my first bottle I had begun to eat and gain in weight. * * * I am still gaining in weight, and feel better than I have for several years. If you are all run down, feel tired and worn out, just try a bottle of Murrmann's. Was Ordered Not to Go to School. My boy's lungs were in bad shape. He was bedfast for 11 weeks and was ordered not to go to school during the balance of the term. One of our neighbors told us about Murrmann's Compound and we began giving it to him. He commenced to gain at once. After taking two bottles he gained ten pounds. He returned to school after Christmas and continued to improve right along. * * * had his lungs examined and found that they were entirely healed. * * * It is indeed a great pleasure for me to tell how miraculously I was relieved of Asthma. I had the Asthma for years. Many nights I had to get out of bed and sit in a chair the remainder of the night because I absolutely could not breathe lying down. This naturally tore my health down in general. I tried all the so-called cures for Asthma * * * The first dose relieved the tightness in my throat and soothed the irritation. After taking a few bottles the Asthma left me entirely. * * * Since then I have told many friends suffering from lung troubles, bronchitis, asthma, influenza, about the Compound. I have never seen a case where it failed to give relief if taken according to directions. * * * I Was in Bad Shape—I am Well Now—Gaining in Flesh. Last fall I was away for four months on account of my lungs. I gained in weight, but lungs did not seem to get any better, and last March something went wrong with my stomach. * * * After about a month I began taking Murrmann's Compound, have taken four or five bottles and since taking it have had my lungs examined by two Doctors and found them in good shape. * * * I wish to tell the people what Murrmann's Compound has done for my family. My children were always ailing with some little children troubles such as colds, fever, sore throat, coming home sick from school. Now I just give them a few doses of Murrmann's Compound. They seem to get relief right away. * * * I took the influenza and called the Doctor and he told me to stay in bed as long as I had any fever. I took one bottle of Mrs. Murrmann's Compound. I called the Doctor in again and he said my lungs were clear and I have not any more Flu. I got up and was able to do my work, and was over the Flu all in one week's time, I didn't cough any and it kept my fever down and I want anybody that takes the Flu, to get a bottle of Mrs. Murrmann's Compound."

Misbranding was alleged for the further reason that the following statements on the bottle label and in the circular were false and misleading in that they would lead the purchaser to believe that the article had been registered and approved by the Federal Government:

"Formula Registered Washington, D. C., in Class 6, Chemicals, Medicines and Pharmaceutical Preparations, * * * We hereby guarantee that this compound is not adulterated. All drugs actually used in making are under the Federal Food and Drug Act, June 30, 1906."

On June 9, 1931, no claimant having appeared for the property, judgment of condemnation 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.*

18681. Misbranding of vegetable and hemlock oil. U. S. v. 20 Bottles of Vegetable and Hemlock Oil. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 26287. I. S. No. 29905. S. No. 4592.)

Examination of the drug product, vegetable and hemlock oil, having shown that the carton and bottle labels and the circular accompanying the article contained statements representing that the said 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 Eastern District of Pennsylvania.

On April 23, 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 20 bottles of the said vegetable and hemlock oil, remaining in the original unbroken packages at Philadelphia, Pa., consigned by the Vegetable & Hemlock Oil Medical Co., Detroit, Mich., alleging that the article had been shipped from Detroit, Mich., on or about February 19, 1931, and had been transported from the State of Michigan into the State of Pennsylvania, and charging misbranding in violation of the food and drugs act as amended.