

On December 14, 1931, no claimant having appeared for the property, a decree was entered by the court adjudging the product misbranded and ordering that it be destroyed by the United States marshal.

ARTHUR M. HYDE, *Secretary of Agriculture.*

19051. Misbranding of Scott's Arabian paste. U. S. v. 5¾ Dozen Small-Sized Packages, et al., of Scott's Arabian Paste. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 27393. I. S. Nos. 42034, 42035. S. No. 5558.)

Examination of a drug product, known as Scott's Arabian paste, from the shipment herein described having shown that the labeling 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 Maryland.

On December 18, 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 5¾ dozen small packages and 1½ dozen large packages of Scott's Arabian paste, remaining in the original unbroken packages at Baltimore, Md., alleging that the article had been shipped by Scott's Hoof Paste Co., from Rochester, N. Y., on or about November 17, 1931, and had been transported from the State of New York into the State of Maryland, 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 rosin and petroleum base containing balsams and copper compounds.

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: (Tin container label, both-sized packages) "Scott's Arabian Paste * * * Removes Soreness and Inflammation, no matter where found. Man or Beast. Rub All Swollen Parts Thoroughly. Use Lightly on Raw Sores. * * * Will positively heal any sore, of any kind, from any cause. It removes all swelling and inflammation, heals from the bottom and leaves neither bunch nor scar on man or beast. * * * For harness galls, boils, cuts, rope burns, wire fence cuts, sore cords, * * * scratches, grease and cracked heels, thrush, nails in the foot, stone bruise, corns, contracted feet, quarter cracks, etc., foot ail in cows and sheep, caked udder in the cow."

On January 20, 1932, 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.*

19052. Misbranding of Sal-Tonik. U. S. v. 43 Blocks of Sal-Tonik. Tried to a jury. Directed verdict for the Government. Decree of condemnation, forfeiture, and destruction. (F. & D. No. 746-C. I. S. No. 2983-x. S. No. 684.)

Examination of samples of Sal-Tonik having shown that the article did not possess certain curative or therapeutic properties claimed for it in the labeling, the matter was reported to the United States attorney for the District of Kansas by an official of the State of Kansas acting under authority of the Secretary of Agriculture.

On February 28, 1928, the United States attorney filed in the District Court of the United States for the district aforesaid a libel praying seizure and condemnation of 43 blocks of Sal-Tonik at Fort Scott, Kans., alleging that the article had been shipped by the Guarantee Veterinary Co., from Sioux City, Iowa, on or about June 21, 1927, and had been transported from the State of Iowa into the State of Kansas, and charging misbranding in violation of the food and drugs act as amended. On November 12, 1931, the said libel was amended.

Analysis of a sample of the article by this department showed that it consisted essentially of sodium chloride (89.4 per cent), sodium sulphate, calcium carbonate, small proportions of an iron compound and sulphur, and a trace of a magnesium compound.

It was alleged in substance in the libel as amended that the article was misbranded in that certain statements regarding the therapeutic effects of the article, appearing in the labeling, conveyed the impression that it would prevent contagious abortion in animals, whereas it would not.

On November 14, 1931, the Guarantee Veterinary Co., Sioux City, Iowa, having theretofore entered an appearance as claimant for the property, the case came on for trial, before the court and a jury. The Government having introduced evidence in support of the charges of the libel, and no evidence having been submitted on behalf of the claimant, on motion of the United States attorney the court instructed the jury to return a verdict for the Government. Judgment of condemnation and forfeiture was thereupon entered, and the court ordered that the product be destroyed by the United States marshal.

ARTHUR M. HYDE, *Secretary of Agriculture.*

19053. Misbranding of Taylor's Royal Brand Green Seal pills. U. S. v. 45 Packages of Taylor's Royal Brand Green Seal Pills. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 27282. I. S. No. 38976. S. No. 5410.)

Examination of a drug product, known as Taylor's Royal Brand Green Seal pills, from the shipment herein described having shown that the labeling 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 Massachusetts.

On November 27, 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 45 packages of Taylor's Royal Brand Green Seal pills, remaining in the original unbroken packages at Boston, Mass., alleging that the article had been shipped by Horace B. Taylor Co., from Philadelphia, Pa., on or about July 14, 1931, and had been transported from the State of Pennsylvania into the State of Massachusetts, 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 the pills consisted essentially of ferrous sulphate (0.26 grain each), ginger, licorice, a small proportion of soap, and aloe.

It was alleged in the libel that the article was misbranded in that the statement, "A female pill used in amenorrhea, dismenorrhea and other menstrual disorders," appearing in the labeling was false and fraudulent, since the article contained no ingredient or combination of ingredients capable of producing the effects claimed.

On December 29, 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.*

19054. Misbranding of Tolysin tablets. U. S. v. 3 Dozen Cartons of Tolysin Tablets. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 27222. I. S. No. 38431. S. No. 5390.)

Examination of a drug product, known as Tolysin tablets, 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 District of Puerto Rico.

On November 10, 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 three dozen cartons of Tolysin tablets at San Juan, P. R., alleging that the article had been shipped by the Calco Chemical Co. (Inc.), Bound Brook, N. J., on or about July 22, 1931, to San Juan, P. R., and that it was being offered for sale and sold in Puerto Rico by Serra Garabis & Co. (Inc.), of San Juan, P. R., 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 neocinchophen (0.33 gram per tablet), starch, and talc.

It was alleged in the libel that the article was misbranded in that the following statements on the carton label, 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: "For gout, rheumatism, rheumatic fever, arthritis, neuralgia, neuritis, sciatica, lumbago, painful inflammatory conditions, etc.; also for soothing headaches due to * * * menstrual disorders."