

it was effective as a treatment, remedy, and cure for fresh wounds, boils, carbuncles, old sores, bunions, tumors, sores, swellings, sore breasts, indolent ulcers, erysipelas, ingrown nails, bone felons, and effective as a relief for boils and to control inflammation and prevent mortification; whereas the article contained no ingredient or medicinal agents effective for the purposes represented.

On September 19, 1932, a plea of guilty to the information was entered on behalf of the defendant company, and the court imposed a fine of \$50.

HENRY A. WALLACE, *Secretary of Agriculture.*

19888. Adulteration and misbranding of Sinaspra. U. S. v. 30 Bottles of Sinaspra. Decree of condemnation and destruction. (F. & D. No. 27612. I. S. No. 44730. S. No. 5634.)

Examination of the drug product Sinaspra disclosed that the article contained no ingredient or combination of ingredients capable of producing certain curative and therapeutic effects claimed in the labeling. The article also was represented to be an antiseptic and germicide, whereas bacteriological examination showed that it was not an antiseptic and germicide when used as directed.

On December 30, 1931, the United States attorney for the Southern District of Indiana, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for the district aforesaid a libel praying seizure and condemnation of 30 bottles of the said Sinaspra, remaining in the original unbroken packages at Indianapolis, Ind., alleging that the article had been shipped in interstate commerce, on or about September 8, 1931, by the Sinaspra Corporation, from Columbus, Ohio, to Indianapolis, Ind., and charging adulteration and 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 small proportion of ephedrine, glycerin, and water. Bacteriological examination showed that the article was neither germicidal nor antiseptic.

It was alleged in the libel that the article was adulterated in that its strength fell below the professed standard under which it was sold, namely: (Carton) "Germicidal;" (circular) "It kills germs. * * * antiseptic."

Misbranding was alleged for the reason that the following statements in the labeling were false and misleading: (Carton) "Germicidal;" (circular) "It kills Germs * * * the effective antiseptic action of Sinaspra." Misbranding was alleged for the further reason that the following statements, appearing on the bottle and carton labels and in the circular, were false and fraudulent: (Bottle label) "As a preventive and treatment of nasal and sinus disorders * * * spray lightly to obtain that Protective Coating;" (carton) "Sinaspra * * * A treatment for Chronic or Acute Sinusitis, Catarrh, Hay Fever, * * * Enjoy the Exhilaration of Really Free Breathing by Using this * * * Preventive in your Atomizer Daily * * * As a Preventive of and Treatment for Nasal and Sinus Disorders * * * As essential to nasal hygiene as tooth paste is to mouth health * * * Protective;" (circular) "Sinaspra Gives You Complete Treatment * * * For Sinus Infections * * * Catarrh, Hay Fever * * * It Protects. Four major actions. * * * sterilizing, * * * protecting—are essential to full and effective treatment of nasal and sinus infections. Sinaspra performs these four major actions safely and thoroughly. * * * protects against re-infection. Use Sinaspra freely for * * * hay fever, catarrh, sinus headaches, etc. Use Daily as a Preventive * * * As a preventive its daily use is recommended, particularly during the * * * hay fever seasons. For those who suffer from catarrh or chronic sinus ailment Sinaspra is an invaluable daily treatment. It is common knowledge that the nasal passages and sinuses form one of the body's greatest harbors of bacteria. The warm, moist passages are an ideal place for bacteria to lodge and multiply. Unless drainage of the sinuses is constantly maintained, toxins are formed and absorbed by the system, frequently causing nasal and throat affections, as well as other diseases far more serious in health through neglect of nasal hygiene. Keep Sinaspra always at hand, * * * If you suffer with catarrh or hay fever, use Sinaspra regularly to maintain sinus drainage and to soothe the membrane. * * * Sinaspra opens * * * sinuses for draining * * * the effective antiseptic action of Sinaspra sterilizes every part of the membrane with which it comes in contact. * * * Finally, Sinaspra covers the membrane with that protective coating which safeguards against re-infection. * * *

If neglected they may spread to the throat or chest, developing into grippe, laryngitis or more serious trouble. * * * Catarrh Common Catarrh is annoying to the person afflicted and because it is often the cause of bad breath it is also offensive to others. Moreover, if it is allowed to continue unchecked it frequently results in serious sinus troubles, in many cases actually destroying the frontal bone structure. The daily use of Sinaspra will establish and maintain the necessary drainage, aiding Nature to correct the condition. Hay Fever This annoying and often painful irritation is usually caused by the pollen of certain weeds and plants coming in direct contact with the mucus membrane. Sinaspra treats hay fever effectively by first cleansing the membrane and healing it and then coating it with a protective film. If you are subject to hay fever use Sinaspra several times a day during hay fever season. Sinus Headaches These painful headaches are generally caused by congestion combined with poor drainage and improper functioning of the sinuses. Here again drainage of the sinus passages is essential to relief. Sinaspra is the ideal treatment for sinus headaches. In using atomizer for sinus headaches, best results will be obtained by tilting the head far forward so solution will reach the frontal sinus passages which are located in the forehead. Stoop over far enough and bend head, so forehead will be lower than nostrils before starting the spraying operation and you will be highly pleased with results. * * * The Safe, Quick-Acting Preventive and Treatment for Nasal and Sinus Infections. * * * Sinaspra is different—both in formula and results—from other preparations used for treatment of nasal and sinus disorders.”

The Sinaspra Corporation, Columbus, Ohio, entered an appearance and filed an answer to the libel on January 29, 1932. On September 3, 1932, leave having been granted the intervener to withdraw its answer, and the court having found that the allegations of the libel were true, judgment of condemnation was entered and it was ordered by the court that the product be destroyed by the United States marshal.

HENRY A. WALLACE, *Secretary of Agriculture.*

19889. Misbranding of Ma Burns' liniment. U. S. v. 8 Dozen Bottles of Ma Burns' Liniment. Default decree of condemnation, forfeiture, and destruction. (8298-A. F. & D. No. 28659.)

Examination of the drug product involved in this action showed that the article contained no ingredient or combination of ingredients capable of producing certain curative and therapeutic effects claimed on the carton and bottle labels, and in an accompanying circular. The article also was represented to be nonpoisonous, whereas it contained a poisonous substance.

On August 15, 1932, the United States attorney for the District of New Jersey, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for the district aforesaid a libel praying seizure and condemnation of 8 dozen bottles of Ma Burns' liniment, remaining in the original unbroken packages at Atlantic City, N. J., alleging that the article had been shipped in interstate commerce on or about February 5 and March 5, 1932, by Ma Burns's Liniment Co., from Boston, Mass., to Atlantic City, N. J., 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 an emulsion containing turpentine oil, uncombined ammonia (8.8 percent), and water.

It was alleged in the libel that the article was misbranded in that the statement on the label, "Pharmaceutically Non-poisonous," was false and misleading. Misbranding was alleged for the further reason that the following statements appearing in the labeling, regarding the curative or therapeutic effects of the said article, were false and fraudulent: (Carton) "Great Relief For Tuberculosis Pneumonia, Laryngitis, Bronchitis, Pleurisy, Influenza, Asthma, Coughs, * * * Rheumatism Lumbago * * * Neuritis Blood Poisoning * * * for * * * Coughs. For Influenza or Pneumonia, if its properly used, recovery is practically certain. * * * applied to the skin, goes directly to the seat of the trouble * * * Pain is often banished during application * * * Great Relief for Tubercle Lungs Glands or Joints Arrests the work of Pneumonia or Influenza Germs in a few hours. Gives immediate relief in rheumatic fever and puts the patient on his feet within a short time;" (bottle) "Seeps down to the depths of the disturbed area,