

1121. Misbranding of Trapper's Preparation for Sinus. U. S. v. Cecil James Cardwell (Trapper's Remedies, Inc.). Plea of guilty. Fine, \$10. (F. D. C. No. 8738. Sample No. 85673-E.)

On February 1, 1943, the United States attorney for the District of Idaho filed an information against Cecil James Cardwell, trading as Trapper's Remedies, Inc., Weiser, Idaho, alleging shipment on or about April 15, 1942, from the State of Idaho into the State of Washington of a quantity of the above-named product.

Analysis disclosed that the article consisted essentially of ground, woody material not classified as to specific identity.

The article was alleged to be misbranded because of false and misleading statements in its labeling which represented and suggested that the article would be efficacious in the cure, mitigation, treatment, or prevention of sinus disease, hay fever, nasal discharges, nasal catarrh, headache, colds, sore throat, coughs, influenza, trench mouth, and other diseases of the mouth, acid stomach, ulcers of the stomach, colitis, pain and vomiting, indigestion, and dyspepsia; that it would be efficacious to increase body weight, improve the circulation, bring color to the face, and improve the appetite and disposition, overcome nervousness, and make one less irritable and grouchy; and that it would be efficacious in the treatment of toothache, pinworms, mashed fingers, or burns, and would rid the blood stream of disease germs and build up resistance.

On September 22, 1943, the defendant entered a plea of guilty, and the court imposed a fine of \$10.

1122. Misbranding of Ademo Tablets. U. S. v. 70 Dozen Bottles of Ademo Tablets (and 1 other seizure action against the same product). Decrees of condemnation. Portion of product ordered destroyed and remainder ordered released under bond for relabeling. (F. D. C. Nos. 10221, 11785. Sample Nos. 31063-F, 76304-F.)

On July 14, 1943, and February 15, 1944, the United States attorneys for the Western District of Washington and the Southern District of New York filed libels against the following quantities of Ademo Tablets which were packed in 42-tablet, 150-tablet, and 300-tablet bottles: 70 dozen bottles at Seattle, Wash., and 361 $\frac{5}{6}$ -dozen bottles at New York, N. Y.; alleging that the article had been shipped from on or about March 2 to June 8, 1943, by the Ademo Corporation of America, Los Angeles, Calif.; and charging that it was misbranded. The article was labeled in part: "Formulated from the Active Principle of Violet Ray Treated (Red Blood Cell Building) fraction of Desiccated, Raw Liver Extractive, Iron, Special Type Yeast, Concentrated Hemoglobin (Blood Powder), Milk Whey, Chlorophyll, Plus the following for each 6 tablets: H. P. Thiamin (B-1) 1200 I. U. H. P. Riboflavin (B-2) 3000 Micrograms Niacin 10,000 Micrograms Iron 20.24 Milligrams. Also minerals containing trace elements of Calcium, Chlorine, Magnesium, Sulphur, Potassium, Phosphorus and Pantothenic Acid as Naturally found in Yeast and Liver."

Examination and assays disclosed that the article was essentially of the composition stated on its label.

The New York lot was alleged to be misbranded in that the following statements on its label and on the display card accompanying the article: "Don't Let 'Blood Deficiency' Keep You Rundown . . . Always Tired . . . Half Alive! Amazing New 3 Way Method Helps Build Rugged Red Blood! * * * [Picture of man and woman in vibrant health] Don't Ration Yourself on Blood—if you want Strength, Energy, Vibrant Health!" were false and misleading since the article would not build rugged red blood, or insure strength, energy, and vibrant health.

The article in the Washington lot was alleged to be misbranded because of false and misleading statements on the labels on display cartons entitled "Amazing New 3 Way Method Helps Build Rugged Red Blood!" and in circulars entitled "Now More Than Ever You Need Powerful Rugged Red Blood!" which accompanied the article, and which represented and suggested that it would build rugged red blood, insure strength, energy, vibrant health, and prevent and correct nutritional anemia, weak blood, lustreless eyes and colorless cheeks, tiredness, rapid heart beat, infections, muscular weakness, neuritis, sluggishness, nerve disease, loss of vitality, beriberi, brittle nails, dry, scaly skin, depression, loss of body weight, intestinal disorders, improper lactation, pellagra, malnutrition, irritability, digestive disorders, diarrhea, gingivitis, mental strain, nervousness, loss of gloss to the hair, premature aging, dermatitis (skin disease), partial deafness, fissures around the corners of the mouth, and unnaturally red lips and tongue.