

LIBELED: 12-8-55, S. Dist. Calif.

CHARGE: 501 (c)—the strength of the article, while held for sale, differed from that which it purported and was represented to possess, namely, 1,500 milligrams of sodium ascorbate equivalent to vitamin C; and 502 (a)—the label statement "Each Vial Contains: Sodium Ascorbate Equivalent To Vitamin C. . . . 1,500 mg." was false and misleading.

DISPOSITION: 1-10-56. Default—destruction.

5013. Hemo-Vitonin tablets. (F. D. C. No. 38884. S. No. 23-325 M.)

QUANTITY: 20 100-tablet btls. at Providence, R. I.

SHIPPED: Between 8-22-55 and 11-18-55 from Worcester, Mass.

RESULTS OF INVESTIGATION: Analysis showed that the article contained less than 75 percent of the declared amount of vitamin B.

LIBELED: 12-30-55, Dist. R. I.

CHARGE: 501 (c)—the strength of the article, while held for sale, differed from that which it purported and was represented to possess; and 502 (a)—the label statement "Each tablet contains: * * * Thiamin Chloride (B₁). . . . 2 mg." was false and misleading.

DISPOSITION: 1-24-56. Default—delivered to a charitable institution.

5014. Halazone tablets. (F. D. C. No. 39067. S. No. 36-833 M.)

QUANTITY: 267 cases, 100 100-tablet btls. each, at New York, N. Y.

SHIPPED: During October 1952, from Memphis, Tenn.

LABEL IN PART: (Btl.) "100 Tablets, Water Purification For Treating Water in Canteens * * * Halazone Tablets (p-sulfonedichloramide—benzoic acid 0.004 gm. sodium borate and chloride)" or "100 Water Purification Tablets For Purifying Drinking Water In Canteens * * * N. N. R. (p-sulfonedichloromido—benzoic acid) [or "p-Sulfonedichloramido—Benzoic Acid"] * * * Each tablet contains 0.004 Gm. (1/16 grain) of Halazone."

RESULTS OF INVESTIGATION: Analysis showed that the tablets contained from 63 percent to 104.8 percent of the declared amount of halazone. The National Formulary provides that *halazone tablets* contain not less than 90 percent of the labeled amount of halazone.

LIBELED: 5-15-56, S. Dist. N. Y.

CHARGE: 501 (b)—the article purported to be and was represented as "Halazone Tablets," a drug the name of which is recognized in the National Formulary, an official compendium, and its strength differed from the standard set forth in such compendium.

DISPOSITION: 6-20-56. Default—destruction.

5015. Neuromicrometer device. (F. D. C. No. 36481. S. Nos. 69-736/8 L.)

QUANTITY: 3 devices at Denver, Colo.

SHIPPED: 2 devices were shipped approximately 3 or 4 years prior to the filing of the libel, and 1 device was shipped during January or February 1953, from Logan, Utah, by Standard Instrument Co.

LABEL IN PART: "Neuromicrometer."

ACCOMPANYING LABELING: "Manual of Research Findings In the Biodynamical Basis of Health and Sickness."

RESULTS OF INVESTIGATION: The device was constructed in such a way that it measured electrical resistances, and it was included in the class of instruments known as ohmmeters.

LIBELED: 4-6-54; amended 8-20-54, Dist. Colo.

CHARGE: 501 (c)—the strength of the article, when shipped, differed from, and its quality fell below, that which it purported and was represented to possess.

502 (a)—the labeling accompanying the device, when shipped, contained false and misleading representations that the device was effective for diagnosing sickness in general; the level of cell life; one's health index; one's degree of reserve energy; whether or not one's health was precarious; internal toxicity; one's degree of oxygen consumption; lung ailments; circulatory disorders; debilitating conditions; cell exhaustion; body acidity; acidosis; the degree of chronicity of illness; cell malnutrition; the state of the acid-alkaline balance of the body; irritations; inflammations; pathologies; disease conditions; nervous tendencies; conditions requiring adjustment of the atlas, spine, or pelvis; sublaxations; the conditions of the organs and glands; abnormal kidney functioning; pathologies involving local tissues; cell exhaustion due to cancerous invasion; disease conditions of the stomach and liver; carcinogenic ailments; sarcomagenic ailments; cancer; emotional undertones and resentments; psychoses; and location of nerve interference. The accompanying labeling contained the following false and misleading statements, representations, and suggestions (among others):

- (1) That under the surface all ailments were the same—a stasis—and their names came only from the stasised tissue involved and the degree of the involvement, rather than etiological factors;
- (2) That the *Neuromicrometer* could detect and measure body voltage, body amperage, the body's condenser capacity, variations in the electric potentials of the different parts of the body, and the emotional reactions associated with many ailments;
- (3) That body voltage was high in health and low in sickness;
- (4) That "All ailments at their onset are over-acid";
- (5) That "All Chronic cases of long standing have an over-alkalinity";
- (6) That "No cancer case has passed away, except from a heart attack or a hemorrhage, without first becoming highly alkaline"; and
- (7) That "When the atlas and the pelvis are adjusted, the two factors more often found to be the offenders in most ailments will have been taken care of."

502 (f) (1)—the labeling of the article failed to bear adequate directions for use, and the article was not entitled to any exemption from that requirement.

DISPOSITION: Dr. George A. Wilson, D. C., claimant, Denver, Colo., filed an answer to the amended libel on 10-13-54; and, on 11-5-54, the answer was amended. On 4-11-56, the Government filed a motion for summary judgment. Thereafter, the Government and the claimant having consented to the entry of the decree without any adjudication as to any issue of fact or law, the court, on 4-24-56, entered an order condemning the devices and ordering that they be delivered to a representative of the Department of Health, Education, and Welfare.

5016. Clinical thermometers. (F. D. C. No. 38939. S. No. 19-556 M.)

QUANTITY: 720 *clinical thermometers* at Cleveland, Ohio.

SHIPPED: 9-16-55 and 11-30-55, from Brooklyn, N. Y., by Cardinal Thermometer Co.