COSMETICS ACTIONABLE BECAUSE OF ADULTERATION WITH POISONOUS OR DELETERIOUS SUBSTANCES

203. Hair dryer (3 seizure actions). (F. D. C. Nos. 36995, 37301, 37323. S. Nos. 38–231 L, 72–618 L, 86–531 L.)

QUANTITY: 138 11-oz. cans and 349 5-oz. cans at Cleveland, Ohio, Baltimore, Md., and Newark, N. J.

SHIPPED: Between 9–7–54 and 9–11–54, from New York, N. Y., by Mil-Hi Laboratories, Inc.

LABEL IN PART: "No-Time Dries Wet Hair."

LIBELED: On or about 10–14–54 and 10–28–54, N. Dist. Ohio, Dist. Md., and Dist. N. J.

CHARGE: 601 (a)—the article when shipped contained a poisonous or deleterious substance, carbon tetrachloride, which may have rendered the article injurious to users under the conditions of use prescribed in the labeling or under such conditions of use as are customary or usual.

DISPOSITION: Between 11–8–54 and 12–13–54. Default—destruction.

204. Hair dryer (2 seizure actions). (F. D. C. Nos. 37302, 37304. S. Nos. 88–197 L, 88–268 L.)

QUANTITY: 142 11-oz. cans and 187 5-oz. cans at Washington, D. C.

SHIPPED: 9–8–54 and 9–17–54, from New York, N. Y., by Mil-Hi Laboratories, Inc.

LABEL IN PART: "No-Time Dries Wet Hair."

LIBELED: 10–13–54, Dist. Columbia.

CHARGE: 601 (a)—the article when shipped contained a poisonous or deleterious substance, carbon tetrachloride, which may have rendered the article injurious to users under the conditions of use prescribed in the labeling or under such conditions of use as are customary or usual.

DISPOSITION: 1–6–55. Default—destruction.

COSMETIC ACTIONABLE BECAUSE OF FALSE AND MISLEADING CLAIMS

205. Shampoo Plus Egg (2 seizure actions). (F. D. C. No. 33704. S. Nos. 54–730 L, 65–926/7 L.)

QUANTITY: 189 1-qt. bottles, 65 4-oz. bottles, and 484 8-oz bottles at Detroit, Mich.

SHIPPED: Between 8–20–52 and 10–29–52, from Chicago, Ill., by Helene Curtis Industries, Inc.

LABEL IN PART: (Btl.) "Helene Curtis Shampoo Concentrate Plus Egg * * * This Shampoo Contains 2 percent Whole Fresh Eggs" and "Helene Curtis Shampoo Plus Egg* Concentrate with Hair-Conditioning Action *2%."

LIBELED: 9–22–52 and 5–3–54, E. Dist. Mich.; amended libel filed 5–7–54 with respect to the 8-oz. and 4-oz. bottle lots.

CHARGE: 602 (a)—(article in 1-qt. btls.), the statement on the label of the article when shipped, namely, "Shampoo Concentrate Plus Egg," was misleading since it implied that the article would be effective for the purpose of giving an egg shampoo.