

**DISPOSITION:** March 14, 1947. Pleas of nolo contendere having been entered, the court imposed fines of \$150 against the corporation and \$1 against the individual.

**2170. Misbranding of Devonshire's Earth Salts. U. S. v. Harry C. Johnson (F. S. Powers & Company). Plea of guilty. Fine, \$20. (F. D. C. No. 14238. Sample Nos. 8429-F, 8430-F.)**

**INFORMATION FILED:** June 13, 1945, Northern District of Illinois, against Harry C. Johnson, trading as F. S. Powers & Company, Crystal Lake, Ill.

**ALLEGED SHIPMENT:** On or about February 17 and March 18, 1944, from the State of Illinois into the State of Wisconsin.

**PRODUCT:** Analyses disclosed that the product was a fine white powder consisting essentially of carbonates, phosphates, chlorides, sulfates of calcium, sodium, magnesium, and iron, and small amounts of free sulfur, silica, and fluorine compounds.

**NATURE OF CHARGE:** Misbranding, Section 502 (a), certain statements in accompanying circulars entitled "Devonshire's Earth Salts Mineral Elements" and "Devonshire's Earth Salts Mineral Elements a Compound of the Life Giving Mineral Elements of Mother Nature" were false and misleading in that they represented and suggested that the article would be efficacious in the cure, mitigation, treatment, and prevention of appendicitis, trench mouth, skin disorders, sinus disorders, stomach troubles, a run-down condition, Bright's disease, diabetes, high blood pressure, poor eyesight, kidney trouble, backache, dizzy spells, swelling in legs, brown spots on the face, colitis, sinus headache, neuritis, rheumatism, an anemic condition, gall-bladder trouble, palpitation of the heart, leakage of the heart, breaking out of the face, bad condition of stomach and bowels, eczema, boils, and periodic pains; that it would be effective as a body builder; that it would supply pep, increase weight, strengthen the body, increase vitality and energy, cure anyone who was ill, clean and strengthen the system, prevent colds, renew health, give life, prevent and remedy abnormal disease conditions which cause untold suffering and misery to the human race, help the body wage its war against disease, and cure the sick; and that it would be beneficial for relief in treating rheumatism, lumbago, sciatica, neuritis, intestinal disorders, kidneys, spleen, liver, bladder, diabetes, goiter, gall trouble, skin disorders, eczema, stomach ulcers, nervous disease, and bronchitis. The article would not be efficacious for the purposes represented.

**DISPOSITION:** January 27, 1947. At the request of the defendant, the case was transferred for plea to the Southern District of California. Thereafter, a plea of guilty was entered and the court imposed a fine of \$10 on each of the 2 counts of the information.

**2171. Misbranding of Devonshire's Earth Salts. U. S. v. Harry C. Johnson (F. S. Powers & Company.) Plea of not guilty. Tried to the jury. Verdict of guilty. Fine, \$10. (F. D. C. No. 17861. Sample No. 17400-H.)**

**INFORMATION FILED:** May 10, 1946, Southern District of California, against Harry C. Johnson, trading as F. S. Powers & Company, Los Angeles, Calif.

**ALLEGED SHIPMENT:** On or about May 25, 1945, from the State of California into the State of Wisconsin.

**PRODUCT:** Examination disclosed that the product consisted essentially of carbonates, sulfates, chlorides, and phosphates of calcium, sodium, iron, and magnesium, and a small proportion of sulfur.

**NATURE OF CHARGE:** Misbranding, Section 502 (a), certain statements in circulars entitled "Devonshire's Earth Salts Mineral Elements" and in a manual bearing on its cover the words "Devonshire's Earth Salts," which accompanied the article, were false and misleading since the statements represented and suggested that the article would be efficacious in the cure, mitigation, treatment, and prevention of rheumatism, anemia, cold, sinus disorders, appendicitis, diabetes, skin diseases, underweight, constipation, a general run-down condition, eczema, mineral deficiency diseases, colitis, stomach trouble, sinus headache, gall-bladder trouble, palpitation of the heart, leakage of the heart, Bright's disease, high blood pressure, poor eyesight, backache, dizzy spells, swelling of legs, painful boils, periodic pains, kidney and bladder trouble, ulcers of the stomach, piles, boils, ulcer of the intestines, pyorrhea, nervous break-down, menstrual cramps,