

**3236. Misbranding of adhesive compresses. U. S. v. 16 Boxes \* \* \*. (F. D. C. No. 29089. Sample No. 50850-K.)**

**LIBEL FILED:** May 3, 1950, Western District of Washington.

**ALLEGED SHIPMENT:** On or about October 31, 1949, from Los Angeles, Calif.

**PRODUCT:** 16 boxes of *adhesive compresses* at Seattle, Wash., in possession of the Safety & Supply Co.

**RESULTS OF INVESTIGATION:** The product was unlabeled when shipped, and the labels borne on the boxes at the time of seizure were those affixed by the consignee. The product consisted of an absorbent gauze compress affixed to a strip of film, the ends of which were coated with an adhesive composition.

At the time of the examination, the product was contaminated with viable micro-organisms.

**LABEL, IN PART:** (Box) "100 Transparent Clear First Aid Bands Adhesive Compresses Pkgd By Safety & Supply Co., Seattle, Wash."

**NATURE OF CHARGE:** Misbranding, Section 502 (a), the label statement "First Aid" was false and misleading since the article was not sterile and thereby was not suitable for first aid; and, Section 502 (g), the article purported to be and was represented as "Adhesive Absorbent Gauze [or "Adhesive Absorbent Compress"]," a drug the name of which is recognized in the United States Pharmacopoeia, an official compendium, and it was not packaged as prescribed therein since the units were not individually wrapped. The compendium provides that "Each Adhesive Absorbent Gauze is packaged individually in such manner that sterility is maintained until the individual package is opened. One or more individual packages are packed in a second protective container." The article was misbranded while held for sale after shipment in interstate commerce.

**DISPOSITION:** September 11, 1950. Default decree of condemnation and destruction.

**3237. Misbranding of vacuum stimulator. U. S. v. Arthur T. Ricard (Ricard Mfg. Co.). Plea of guilty. Fine, \$30. (F. D. C. No. 24279. Sample Nos. 19222-K, 22336-K, 30051-K.)**

**INFORMATION FILED:** November 22, 1948, District of Nebraska, against Arthur T. Ricard, trading as the Ricard Mfg. Co., Omaha, Nebr.

**ALLEGED SHIPMENT:** On or about September 7 and 10 and October 14, 1947, from the State of Nebraska into the States of Ohio, Texas, and Arizona.

**PRODUCT:** Examination showed that the device consisted of a clear plastic cylinder attached to a hand-propelled vacuum pump.

**NATURE OF CHARGE:** Misbranding, Section 502 (a), certain statements in accompanying circulars and instruction sheets headed "If You Are Young and Robust, 'Full of Pep'" and "Instructions For Using Our Vacuum Stimulator To The Male Organ" were false and misleading. The statements represented and suggested that the device would enable one to become mentally fit and able-bodied; that it would restore vitality, pep, ambition, and one's zest for life; that it would be efficacious in the treatment of nervousness, poor memory, lack of appetite, and stomach trouble, and in the treatment of an enlarged, inflamed, or faulty prostate gland, weak or lame back muscles, and leg or pelvic pains; that it would be efficacious in the cure, mitigation, and treatment of insomnia, poor blood condition, blood deficiencies, enlarged and hardened condition of the prostate gland, hot heaviness and aching depression in the region of the rectum, acute pains in the rectal region and in the sciatic nerves, pres-

sure on the neck of the bladder, cystitis, urethritis, calculus, and cloudy urine containing particles of shreds and mucus; that the device would enable one to enjoy a fuller, richer, and better physical existence, to become a more powerful and better man, and to sleep through the night without having to get out of bed; that it would quicken the mental powers, improve the memory, relieve depressing pressure on the nerves, and render the prostate gland and sexual tissues full of action and new life; that it would restore lost vigor and vitality and increase the vitality of men 70 and 80 to that of men 45 or 50; that it would have an energizing effect on the cells of the brain; that it would strengthen and revitalize worn-out bodies and prevent brain fag and nervous breakdown; that it would enable users to feel like "new men"; that it would keep old age away; and that it would build up the prostate gland and sexual tissues. The device would not fulfill the promises of benefit stated and implied.

DISPOSITION: October 17, 1950. A plea of guilty having been entered, the court imposed a fine of \$30.

**3238. Misbranding of Multiple Pin-Hole spectacles. U. S. v. 340 Devices, etc.**  
(F. D. C. No. 29394. Sample Nos. 71508-K, 71550-K.)

**LABEL FILED:** July 17, 1950, Southern District of California.

**ALLEGED SHIPMENT:** A number of the articles were shipped from New York, N. Y., between the approximate dates of June 5 and 29, 1950, and the remainder were shipped from New York, N. Y., at various times in 1948 and 1949.

**PRODUCT:** 586 *Multiple Pin-Hole spectacles* at Glendale, Calif., together with accompanying printed matter consisting of circulars entitled "Price \$18.50 Multiple Pin-Hole Spectacles," copies of a reprint from the Glendale News Press, copies of 2 testimonial letters dated July 29, 1948, and January 20, 1950, and folders entitled "The Greeks Had a Word for It."

The devices consisted of plastic spectacles, with rows of small holes through the lenses.

**RESULTS OF INVESTIGATION:** The accompanying printed matter was printed locally for the consignee and was sent through the mails to persons requesting information about the device.

**LABEL, IN PART:** "Visual Aid."

**NATURE OF CHARGE:** Misbranding, Section 502 (a), certain statements in the accompanying labeling which represented and suggested that the device was adequate and effective in the cure and elimination of the causes of defective vision were false and misleading since the device was not adequate and effective in the cure and elimination of the causes of defective vision. The device was misbranded while held for sale after shipment in interstate commerce.

**DISPOSITION:** September 21, 1950. Sunset Laboratories, Inc., Glendale, Calif., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the article be released under bond for relabeling, under the supervision of the Federal Security Agency.

**DRUGS FOR VETERINARY USE**

**3239. Misbranding of Blake's Mineral Compound. U. S. v. 27 Packages,**  
(F. D. C. No. 29321. Sample No. 78621-K.)

**LABEL FILED:** May 19, 1950, District of Montana.

**ALLEGED SHIPMENT:** On or about July 22 and August 20, 1948, by the Hy-Life Mineral Co., from Denver, Colo.

**PRODUCT:** 27 packages, each containing 3½ pounds, of *Blake's Mineral Compound* at Belgrade, Mont., together with an accompanying pamphlet entitled "Feed Blake's Mineral Compound."

