

6614. Misbranding of P P P Prickly Ash Poke Root Potassium and Stillingia. U. S. * * * v. 3 Cases of P P P Prickly Ash Poke Root Potassium and Stillingia. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 8899. I. S. No. 4226-p. S. No. C-858.)

On March 21, 1918, the United States attorney for the Middle District of Alabama, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel for the seizure and condemnation of three cases of "P P P Prickly Ash Poke Root Potassium and Stillingia," remaining unsold in the original unbroken packages at Montgomery, Ala., alleging that the article had been shipped on or about March 5, 1918, by F. V. Lippman, Savannah, Ga., and transported from the State of Georgia into the State of Alabama, and charging misbranding in violation of the Food and Drugs Act, as amended. The article was labeled in part:

(On carton.) "P P P * * * a valuable remedy for Syphilis and Scrofulas and is recommended for Rheumatism, Gout, Old Sores, Glandular Enlargements, and all conditions arising from Blood Poison * * *"

(On circular.) "Liver Complaints, and all other concomitant symptoms, such as Jaundice, Headache, Bilious Eruptions, Indigestion, Languor and General Derangement of the System * * *

"For Dyspepsia, Indigestion, Biliousness, Loss of Appetite, Sick Headache * * *

"For St. Anthony's Fire, Rose or Erysipelas, Tetter, Pimples, Salt Rheum, Scald Head * * *

"After Diphtheria, Scarlet Fever, Typhoid Fever and Pneumonia * * * Nervousness, Nervous Headaches, and Nervous Dyspepsia * * *

"Eczema, Herpes, Psoriasis, Ringworm, Camp Itch * * * Distress after Eating, pains in the back, headache * * *

"Enlargement, Ulceration and Exfoliation of the Bones. Diseases of the Heart, Dyspepsia, Fits, Epileptic Fits, Neuralgia, Melancholy, Sore Eyes, Dropsy and Dropsical Swellings * * * Syphilis and Scrofula * * * For Tumors, Ulcers, and Sores * * * For Skin Diseases, Eruption, Postules, * * * Boils * * * all diseases of the blood, bones and tissues, the kidneys and bladder, the bowels, stomach and digestive organs, the heart and nervous system, the generative organs of either sex, the lungs and bronchials, the mouth, throat, and nasal cavities, and in all cases of animal or vegetable blood poisoning * * * Necrosis of the bone * * * Ulcerated or swollen glands, abscesses * * * carbuncles * * * hip disease, white swelling, King's evil, sore eyes of scrofulous origin, kidney and liver diseases * * *"

Misbranding of the article was alleged in the libel for the reason that the above quoted statements, borne on the cartons and circulars, were false and fraudulent in that the article contained no ingredient or combination of ingredients capable of producing the therapeutic effects claimed for it on the carton and circular.

On March 26, 1919, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product should be destroyed by the United States marshal.

C. F. MARVIN, *Acting Secretary of Agriculture.*