

Neuritis, Lumbago, Sciatica, Pleuritic Pains, Peritoneal Pains, Chest or Tubercular Pains, Stiff Joints, Bronchitis, Deep Seated Colds, Sore Throat, Asthma, Sprains, Strains * * * Backache, Pleurisy, Stomach or Bowel Pains, Croup, Whooping Cough and Pains Suffered by Gassed Veterans of the Late War * * * Pneumatica seems to reach the seat of the trouble in a marvelously short space of time," were false and fraudulent in that the article contained no ingredients or combination of ingredients capable of producing the effects claimed, and in that the said statements were applied to the article knowingly and in reckless and wanton disregard of their truth or falsity, so as to represent falsely and fraudulently to purchasers thereof and create in the minds of purchasers the impression and belief that the article was in whole or in part composed of or contained ingredients or medicinal agents effective in the treatment of disease or the prevention thereof.

On April 9, 1929, by consent of the claimant, judgment of condemnation was entered, and it was ordered by the court that the product be destroyed by the United States marshal.

ARTHUR M. HYDE, *Secretary of Agriculture.*

16386. Misbranding of Good Samaritan ointment. U. S. v. 5¼ Dozen Packages of Good Samaritan Ointment. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 23447. I. S. No. 03610. S. No. 1594.)

On February 25, 1929, the United States attorney for the Southern District of New York, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying seizure and condemnation of 5¼ dozen packages of Good Samaritan ointment, remaining in the original unbroken packages at New York, N. Y., alleging that the article had been shipped by the Good Samaritan Ointment Co., from Philadelphia, Pa., on or about January 23, 1929, and transported from the State of Pennsylvania into the State of New York, and charging misbranding in violation of the food and drugs act as amended.

Analysis of a sample of the article by this department showed that it consisted essentially of a wax and fatty acid base containing methyl salicylate, lead carbonate, and oil of sassafras.

It was alleged in the libel that the article was misbranded in that the following statements regarding the said article (carton) "Good Samaritan Ointment, Truly Antiseptic," (circular) "Good Samaritan ointment is Germicidal—Germ Killing—Absolutely Kills the Germs," were false and misleading.

Misbranding was alleged for the further reason that various statements, as follows, borne on the tin containers and cartons and in the accompanying circulars, relative to the curative and therapeutic effects of the said article, were false and fraudulent in that the article contained no ingredient or combination of ingredients capable of producing the effects claimed, and in that the said statements were applied to the article knowingly and in reckless and wanton disregard of their truth or falsity, so as to represent falsely and fraudulently to purchasers thereof and create in the minds of such purchasers the impression and belief that the article was in whole or in part composed of or contained ingredients or medicinal agents effective in the diseases and conditions named therein: (Tin container) "Abscesses, Asthma, Backache, Bites, Boils, Bronchitis, * * * Carbuncles, * * * Diphtheria, Eczema, * * * Gathered Breasts, Hoarseness, Inflammation of the Bowels, Inflamed Wounds, * * * Milk to Dry while Nursing, Mumps, Neuralgia, Piles, Pneumonia, Proud Flesh, Quinsy, Rheumatism, Ring Worms, Sore Throat, * * * Salt Rheum, Tonsillitis, White Swellings, To Reduce all Swellings, Wounds from Nails, and to prevent Lockjaw. * * * Blood Poison * * * Croup * * * Ingrown Nails, Lumbago, Lamé Back * * * Pimples * * * Stiff Joints * * * Toothache;" (carton) "For Abscesses, Asthma, Backache, Boils, Bronchitis, * * * Carbuncles, * * * Diphtheria, Eczema, * * * Gathered Breasts, Hoarseness, * * * Inflammatory Rheumatism, Inflammation of the Bowels, Inflamed Wounds, Milk to Dry Up while Nursing, Mumps, Neuralgia, Pneumonia, Piles, Proud Flesh, Quinsy, Rheumatism, Ring Worms, * * * Swollen Tonsils, Tonsillitis, White Swellings, Sore Throat, to Reduce Swellings, Wounds from Nails, to Avoid Lockjaw, Wounds from Dog Bite or any Poisonous Insects, Etc. Spread thickness of a silver dollar on muslin and allow twenty-four to forty-eight hours for best results. * * * For Quinsy, Sore Throat, Tonsillitis, Mumps, Hoarseness, Scarlet Fever, spread one full box on muslin, apply next to skin and bandage with flannel and allow twenty-four to forty-

eight hours for good results. * * * For Croup, * * * Coughs or Pneumonia, make muslin bib, spread one full box on it and apply next to skin, allow twenty-four to forty-eight hours for best results (but do not remove until entirely rid of the trouble). For Inflammation of the Bowels, use the same amount, applying Ointment on abdomen;" (circular) "Highly Beneficial in Relieving 36 Ills * * * For Chest and Throat Troubles, Asthma, Bronchitis, Croup, * * * Hoarseness, Mumps, Quinsy, Sore Throat in Scarlet Fever, or Rash, Tonsillitis, Sore Throat of any kind, Pneumonia, Neuralgia, Piles, Proud Flesh, * * * Rheumatism, Salt Rheum, * * * Lame Back or Lumbago, Child Paralysis, * * * Poison Wounds of any kind, White Swelling, Ring Worms * * * Invaluable in the Treatment of Influenza and LaGrippe, For Chest, Throat, or Back * * * Abscesses or Localized Inflammation, Abscesses, Boils, * * * Carbuncles * * * Gathered Breasts * * * Inflammatory Rheumatism, Inflammation of the Bowels, Inflammation of any sort, Milk to Dry up while Nursing, Varicose Ulcers, Inflammation of Joints, Running Sores or Ulcers, Glandular Inflammation such as Bealed or Caked Breasts, Prevents Pneumonia, Lockjaw, Blood Poison, Hydrophobia, and Tuberculosis. Especially good in the treatment of piles * * * Apply Ointment next to skin or wound and bandage with cotton or flannel as it keeps the parts warm and will act quicker. For trouble in Chest or Croup, make a bib of muslin, sew on two or four strips, cut so it fits close to the throat, spread on one full 35c. box and tie on. For Bealed or Caked Breast or drying up of nurse, spread the 1/2 of a 75c. box. For Quinsy or Throat Trouble take muslin about four inches wide, spread the 1/2 of a 75c box, using flannel around neck. * * * For inflammation of bowels or Stomach or Pneumonia or Lame Back or Lumbago or for a Stiff Knee or Hip or Rheumatism, spread 3/4 of a 75c. box. * * * Spread Ointment 1/8 to 1/4 inch thick like poultice for any of the ailments mentioned and allow 24 to 48 hours for best results (but do not remove until entirely healed or rid of the trouble). For Eczema or running sores spread the Ointment a little thinner for the first one or two applications. * * * Use for any kind of poison. * * * Stiff Joints. * * * my daughter, Mary, was hurt * * * caused by a neighbor girl picking her up and bouncing her on a spring bed with no mattress on it; * * * The little girl's limbs having been srowled out in bouncing her, the hips and limbs were utterly disabled and in one hour afterward were swollen twice their regular size and very hot. * * * Our doctors pronounced the ailment as inward curvature of the spine. * * * another specialist * * * made an examination of the child and said she had double hip joint disease, and that she would never be cured unless she was taken to the hospital and an extension and weights put on her limbs. The child's legs were rigid and could not be moved at all. * * * a gentleman demonstrating Good Samaritan Ointment called * * * He spoke of different children that had trouble of this nature that the Ointment had entirely healed. * * * We commenced using it immediately, and the first night the Ointment was used the child slept all night and seemed to be free from pain * * * we used the Ointment on a muslin and kept it on constantly, only taking it off twice a day to rub the hips with the Ointment, rubbing in all we could. We continued the treatment for three months and at the end of this time one of little Mary's limbs became loose in the hip socket and she was able to move it, and likewise the other limb loosened in the hip socket and she was able to walk around a chair. I am positive that the Good Samaritan Ointment cured this child * * * who would scream with pain every night for six months. When we commenced the use of this Ointment the child's hips were locked in such a way that a strong man could not move her limbs, but were perfectly rigid. * * * Good Samaritan Ointment is the best Ointment or dressing on the earth for * * * swollen joints or rheumatism. * * * I * * * used Good Samaritan Ointment * * * for boils and sores * * * I used Good Samaritan Ointment for a large boil on my arm. It opened it without any pain and healed it up nicely. I also used it for an abcess on my finger; that is certainly healed nicely. * * * my knee became stiff from childbirth, and remained in that condition three years. A friend asked me to use Good Samaritan Ointment, which I did. It has allayed all the pain and swelling. * * * My son had Paralysis when he was 8 months old and never walked until he was over 3 years old. * * * A friend asked us to use Good Samaritan Ointment which we did and in a week's time the child could walk. We continued rubbing the limb with the Ointment and

by applying it on muslin the limb became strong and normal in size and today it is as strong as the other limb. * * * My little 4-year-old daughter had a stiff knee for over two years, the knee was terribly swollen and rigid, and could not be moved at all. I applied one box of Good Samaritan Ointment on muslin and put it on the knee; in two weeks the swelling and all the stiffness was gone and she has had no trouble since. * * * My wife had a weak wrist for several months from having sprained the ligaments. She used Good Samaritan Ointment six days, in which brief time the wrist had gained its normal strength. Abscesses * * * A cart backed on my ankle and bruised the bone forming an abscess, which broke open. I suffered for six weeks, and on October 31, 1908, I trampled on a round object that turned and badly wrenched the ankle. On December 2, 1908, I applied Good Samaritan Ointment on the ankle and in a short time it had the wound healed up nicely and the ankle is as strong as ever. * * * I have had trouble with my limb for the past 10 years, or since 1899. A place would break open over the shinbone as large as my hand, and also on the ankle. The whole limb would be actually raw. I was asked to try Good Samaritan Ointment in the summer of 1907, which I did. The leg healed up solid in a few months' time. * * * I treated a very serious wound in the hand with Good Samaritan Ointment. Blood poison and other serious complications were threatened and when the wound was at its worst I used your Ointment. The pus was drawn out painlessly and the injury healed nicely. I recommended the Ointment to a friend who had a bad knee of long standing and the Ointment really performed remarkable work in his case, too. * * * About eighteen years ago I fell and struck my spine on the end of a tie and since that time I have been troubled with an abscess or running sore on the spine. * * * As a traveling salesman it gave me a great deal of trouble as I could not sit on a chair or a seat, nor could I drive without almost killing me. Good Samaritan Ointment was recommended for Abscesses; I tried a box and am happy to say one box and a half has entirely cured it. I am like anyone else now; I can drive for weeks and do not have any trouble from it at all. * * * I have used it for * * * sores * * * I used your Ointment for caked breast and in thirty hours was completely cured. * * * I was troubled with quinsy for a number of years. Two years ago I was threatened with quinsy and had a terrible sore throat. I put a plaster of Good Samaritan Ointment on my throat before I went to bed and the next morning my throat was very much better and the next day I went to work. It did not form an abscess and I have never been troubled any with my throat since. It has entirely cured my throat. * * * My son had pneumonia so bad that we thought he could not live. But as a last resource I tried your Good Samaritan Ointment, and in 24 hours there was a decided change for the better. We continued to use it until he was entirely cured, and for quinsy my wife would not be without it. * * * I used the Good Samaritan Ointment for my son who was suffering from an attack of croup, and it relieved him in a short time. * * * it is a great thing for croup. It has just brought my three-year-old boy with croup around O. K. * * * My niece was suffering from Croup and we used the Good Samaritan Ointment and had speedy relief. If used when the fever presents itself you will never be troubled with any croup. * * * Chest and Throat Troubles * * * My wife had a severe sore throat for which she used Good Samaritan Ointment and over night it did very effective work. * * * One of my children had Scarlet Fever and Sore Throat. I applied your Good Samaritan Ointment and it gave relief * * * It has saved two of my children from death—one with diphtheria and the other with scarlet fever, * * * My son has had asthma for the past fourteen years and was so bad that he could not lie down in bed; we thought at times that he could not live. He would struggle to get his breath * * * He was simply pining away and weighed only 60 pounds. * * * He had a very bad attack, and a friend asked us to use Good Samaritan Ointment, which we did, we used two 35-cent boxes on a muslin bib over the chest and bronchial tubes. The first hour we had it on we noticed a big change. He began to breathe easier, and the next day he did not appear to have hardly any trouble in breathing. We used the Ointment on his chest for about two weeks, when the bronchial tubes were healed, and he has not had an attack since we used the Ointment. He has gained in weight and in strength, and is working every day, and is entirely rid of the asthma. * * * the last two years three different doctors have

been doctoring me for Consumption and had me about scared to death. I thought I was certainly gone. A friend asked me to try Good Samaritan Ointment; when I did, I made a muslin bib and spread it thick with the Ointment and put it on and in a couple of days I found it was giving relief. I kept on with it and have used three boxes and do not have any trouble at all. * * * I am far from dying with Consumption. I can recommend it for Chest and Lung Trouble. * * * Cancer * * * For two years I have been doctoring for what the doctors pronounced cancer on my breast, with no relief. I used one and a part of the second box of Good Samaritan Ointment and it entirely cured me with no sign of a sore now. * * * Eczema * * * Having used it only one week and find an almost complete cure after being afflicted with disease for the past ten years. * * * I used Good Samaritan Ointment for Eczema on child's head. We thought he would never have any hair on the back of his head. The Ointment cleaned the scalp off entirely, and he has as nice a head of hair as anyone could have. * * * For twenty-two years I have been suffering with Eczema * * * It was something awful from the knee to my instep, and it almost set me crazy. The yellow water discharge ran down into my shoe. * * * I was asked to try Good Samaritan Ointment, which I did, and will say I used seven boxes and am entirely cured. I have not used any since January, and there is no sign of it ever returning. I would recommend it to any and all suffering with Eczema. * * * I also used it for a wound from a nail, for which it certainly has done elegant work. I would recommend it for * * * poisonous wounds. * * * Piles * * * Have used your Ointment for piles with which I have been troubled for fifteen years, and must say I have never used anything that did me so much good. * * * I had piles as bad as it is possible for any person to have. I could hardly get around or sit down. I used Good Samaritan Ointment, and it entirely healed them. I also used it for ivy poison, which it cured very nicely. My father and mother were cured of Eczema with the same, that they had been suffering from for a number of years. I do heartily recommend it for any of the above. * * * Inflammation * * * I recommended Good Samaritan Ointment to a friend, who had a gathered breast in confinement and in three days was back to its normal size and all the inflammation gone. Abscesses * * * I used an application of Good Samaritan Ointment on my boy's face, where an abscess formed was as large as an egg. The Ointment entirely absorbed it in five days. * * * I would recommend it to any person for abscesses * * * I had several carbuncles * * * I applied Good Samaritan Ointment and got entirely rid of my trouble. It is the greatest Ointment I ever used and would recommend it to any person for carbuncles or boils. * * * Quinsy * * * My wife has used Good Samaritan Ointment for quinsy and found it very efficient in retarding the same. * * * I used an application of Good Samaritan Ointment on my throat for quinsy; in three days was entirely rid of same * * * We used Good Samaritan Ointment twice in our home for quinsy and also for ingrown nail and several other things, which you claimed it would cure. I cheerfully recommend it for quinsy and ingrown toe nails. Coughs * * * whooping cough, I applied an application of Good Samaritan Ointment on my child before going to bed, and the next morning the child's cough was allayed, and in less than one week was entirely rid of same and I would cheerfully recommend it to anyone. Eczema * * * I had eczema on my arm for three years * * * I applied Good Samaritan * * * The first application allayed all the itching and two thirty-five cent boxes, in two months entirely healed the arm, which was open from the elbow to the wrist. It has healed it without a scar. Good Samaritan is without an equal for eczema or any skin eruptions. Ulcers or Fever Sores * * * I had an ulcer or fever sore from my knee to my ankle for seven years * * * and had the doctor tell me they never could be healed. * * * I started to use Good Samaritan on my limb; the first application allayed the inflammation and soreness and the limb started to heal from the inside at once, by March, 1911, the limb was entirely healed. I will cheerfully recommend Good Samaritan Ointment to any person for a fever sore or ulcer. * * * I had one ulcer after another form on my eye, for months, caused by the poison or fumes from the material I used in my work. I used one application of Good Samaritan Ointment on my eye, on or about December 15, 1910. In two nights it entirely healed the ulcer on my eye and there has never another appeared up until this time, April 6, 1911. I will cheerfully recommend it to anyone for any in-

flammation. * * * By coming in contact with the smoke, rosin, and heat from the ovens and cores, caused ulcers to form on the sight of my right eye * * * Good Samaritan Ointment was recommended to me for my trouble and I * * * applied the Ointment on my eye and in two weeks I could go back to my work, with the eye entirely healed and there has never been an ulcer form on my eye up until this time, * * * I would recommend it to every one with an inflammation of the eye. * * * It was first used for a gathered breast about 1863. The next ailment it was used for was Quinsy for a man in 1881, who had weak throat which would form an Abscess two or three times a year. He used about three-quarters of a box of the Ointment on muslin on his throat, and has never been troubled with his throat since. * * * If a child has Croup and you make a bib and spread one full box on bib and put on child's chest, in twenty minutes you can go to bed contented that the child will not choke to death. It has saved children with Membraneous Croup * * * In from twenty minutes to one hour after the Ointment was applied the child's chest had commenced to loosen up, and the next day the child was up and around. There is no such thing as Typhoid Pneumonia where it is used. It saved the writer's life in 1894, when he had Pneumonia. It will get rid of the inflammation and congestion the first day you apply it, but it is best to keep on the application for four or five days, or until entirely healed. For Asthma and Bronchitis it will entirely get rid of either and heal the bronchial tubes. * * * Also where blood poison and other serious complications had set in by the use of the Ointment, all inflammation and poison was drawn out and the wound healed up entirely. For a Felon, it will never form an abscess, nor break open and allow the bone to sluff [slough] away. The Ointment is worth its weight in gold for anything of that kind. Where a foot has been frosted for twelve or thirteen years and broke open every year, causing trouble, the Ointment entirely healed and has never broken open or given any trouble since. It will counteract any poison from a wound of a nail, glass, or tin, and there is no danger of Lockjaw or Blood Poison with any poisonous wound, such as a bite from a dog, cat, or any poisonous insect. For stiff joints, where a knee joint has been stiff for over two years, and they applied one box of the Ointment, in ten days all the swelling and stiffness was gone and the child's knee was normal and entirely rid of the stiffness. For child paralysis—at the age of eight months a child had paralysis and had never taken a step until it was over three years old. After an application of one box of the ointment on the limb for three weeks the child walked, and has been walking ever since. It healed a lady who had rheumatism for years, and from February until the latter part of October was in bed with her knees and elbows stiff. If she would sit on a chair she could not get up unless they would lift her up. They spread five boxes of Good Samaritan Ointment on three pieces of muslin and applied one on each knee and on the one elbow on Saturday evening. The next day she could get up from the dinner table herself, and by Thursday practically all the swelling and stiffness was gone, and she could walk through the house without either a cane or crutch. For Rheumatism or Lame Back, Lumbago, or any weakness or congestion, there is nothing on the earth that will penetrate or work out like the Ointment. It is nothing more than an aid to nature, and where nature is not performing its work the Ointment will set up a circulation and assist nature. In the year 1908, a man lying on a roller chair never to get off or never able to put his feet on the floor, with an injured back has by the use of four boxes of the Ointment, got off of the chair in one week and could sit up on the edge of his bed without any assistance, and in from six to seven weeks could walk on crutches. The ninth week he could go carriage riding. It healed a child that had both hips thrown out of socket for over six months, and which had become rigid and could not be moved at all. In three months, with the use of nine boxes of Ointment, the callouses were absorbed and the hips were back in their sockets in their normal condition. For Protruding Piles, where they have a cluster of three or four as big as the end of your thumb and they have made an application of the Ointment, in thirty minutes that person can go to sleep without any pain or annoyance. In the morning they are entirely absorbed and they have not had any trouble since. A man that was injured at a barn raising fourteen years ago, and has had abscesses on the spine, stomach, and groins wh ch would confine him to his bed for days, not being able to do any hard work at all. He would get still and sore through the body, but has since gained in strength and in weight, and is now able to do hard work and has never had any abscess form or been confined to bed a day since he used the Ointment."

On March 13, 1929, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be destroyed by the United States marshal.

ARTHUR M. HYDE, *Secretary of Agriculture.*

16387. United States v. 48 Bottles of Fulton's Compound, RX 1, et al. Hearing on exceptions to libel. District Court rules for claimant. Libel ordered dismissed. Appeal by Government to rulings. Circuit Court of Appeals rules for Government, reversing lower court. Consent decree of condemnation, forfeiture, and destruction. (F. & D. No. 22928. I. S. Nos. 0201, 0202. S. No. 995.)

On August 3, 1928, the United States attorney for the Western District of Washington, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying seizure and condemnation of 48 bottles of Fulton's Compound RX 1 and 24 bottles of Fulton's Compound RX 2, remaining in the original unbroken packages at Seattle, Wash., alleging that the articles had been shipped by the John J. Fulton Co., from San Francisco, Calif., and transported from the State of California into the State of Washington, arriving at Seattle on or about July 2, 1928, and charging misbranding in violation of the food and drugs act as amended.

Analysis of a sample of the article by this department showed that it consisted essentially of sodium and calcium compounds, nitrates, sulphates, borates, extracts of plant drugs including uva ursi, a laxative drug, and glycyrrhiza, salicylic acid, a trace of alkaloid, alcohol, and water.

It was alleged in the libel that the articles were misbranded in that the following statements regarding the curative and therapeutic effects of the said articles, (Fulton's Compound Rx 1, bottle label) "We have received many letters from Physicians reporting in cases * * * of * * * Bright's Disease * * * Albuminuria * * * Nephritis, that the use of this Compound was attended with decrease in the Albumen in the urine, or improvement in the physical condition of the patient, or both. * * * If stomach is weak take half doses until tone of stomach is improved * * * Write for free copy of the Renal Digest presenting epitomes of many Professional reports, (wrapper) "We have received many letters from Physicians reporting in cases * * * of * * * Bright's Disease * * * Albuminuria, * * * Nephritis, that the use of this Compound was attended with decrease in the albumen in the urine, or improvement in the physical condition of the patient, or both," (circular) "We have received many letters from Physicians reporting in cases * * * of * * * Bright's Disease * * * Albuminuria and * * * Nephritis, that the use of this Compound was attended with decrease in Albumen in the urine, or improvement in the physical condition of the patient, or both. We mailed copies of the Renal Digest containing epitomes of several hundred of these reports, with ingredients and Rationale, to the Physicians of the United States and will mail copies upon application to all interested. * * * Where the heart is involved or there is dropsy and the patient is on helpful heart treatment, elimination or tonics it is common practice to advise continuance of same with the Compound until no longer necessary. * * * The late Dr. P—— of California, who had important experiences with this treatment, stated he relied almost solely on the compound and appropriate diet. Another very successful Physician aided it by prescribing for the most troublesome symptoms. Both reported good results. * * * But from a large mass of correspondence it seems probable that a great majority of the cases were simply on the Compound and diet. Patience is necessary for many professional reports do not begin to record decreasing albumen until after the tenth to fifteenth days, the physical improvement gradually following. Occasionally this is reversed, some reports recording physical improvement before the albumen shows much response. Hence as above stated, patience is necessary. Directions. Mild Cases * * * More Advanced Cases * * * Advanced or Extreme Cases * * * If stomach is too weak take half doses in a little hot water till full dose can be taken. * * * Test for Albumen Simple formula for making quantitative tests for albumen, so the changes may be compared, will be mailed free on application. John J. Fulton Co., 88 First St., San Francisco, Cal.," (Fulton's Compound RX 2, bottle label) "We have received many letters from physicians reporting in cases designated therein as Diabetes that the use of this Compound was attended with decrease in the sugar in the urine, or improvement in the physical condition of the patient or both. * * * If stomach is weak, take