

**18967. Misbranding of Fumoil. U. S. v. 3½ Dozen Cans of Fumoil. Default decree of condemnation and destruction. (F. & D. No. 26475. I. S. No. 13153. S. No. 4775.)**

Examination of a drug product, known as Fumoil, from the shipment herein described having shown that the can label bore statements representing that the article possessed curative and therapeutic properties which it did not possess, the Secretary of Agriculture reported the matter to the United States attorney for the District of Arizona.

On or about June 8, 1931, the United States attorney filed in the District Court of the United States for the district aforesaid a libel praying seizure and condemnation of three and one-third dozen cans of Fumoil at Phoenix, Ariz., alleging that the article had been shipped by the Standard Chemical Manufacturing Co., from Omaha, Nebr., on or about November 24, 1930, and had been transported from the State of Nebraska into the State of Arizona, 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 package of chlorinated lime and a vial of impure turpentine oil.

It was alleged in the libel that the article was misbranded in that the following statements regarding the curative and therapeutic effects of the said article, appearing in the labeling, were false and fraudulent, since it contained no ingredient or combination of ingredients capable of producing the effects claimed: "For Hogs Recommended for the Treatment of Flu \* \* \* and Pneumonia \* \* \* for Poultry Recommended for the treatment of Roup, \* \* \* Nose and Throat troubles in Poultry."

On December 21, 1931, no claimant having appeared for the property, 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.*

**18968. Misbranding of Denn's compound. U. S. v. 6 Dozen Bottles of Denn's Compound. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 26946. I. S. No. 35258. S. No. 5149.)**

Examination of a drug product, known as Denn's compound, from the shipment herein described having shown that the labeling of the article contained statements representing that it possessed curative and therapeutic properties which, in fact, it did not possess, the Secretary of Agriculture reported the matter to the United States attorney for the Southern District of Indiana.

On or about September 15, 1931, the United States attorney filed in the District Court of the United States for the district aforesaid a libel praying seizure and condemnation of 6 dozen bottles of Denn's compound, remaining in the original unbroken packages at Indianapolis, Ind., alleging that the article had been shipped by Denn's Rheumatic Cure Co., from Columbus, Ohio, on or about December 6, 1930, and had been transported from the State of Ohio into the State of Indiana, 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 extracts of plant drugs including a laxative drug such as cascara sagrada, sodium benzoate (0.06 per cent), sugar, alcohol, and water.

It was alleged in the libel that the article was misbranded in that the following statements regarding the curative or therapeutic effects of the said article, appearing on the bottle label and in a notice and circular accompanying the article, were false and fraudulent, since it contained no ingredient or combination of ingredients capable of producing the effects claimed: (Bottle) "Safe and Speedy Liver, Kidney and Rheumatic Remedy \* \* \* Purifies the Blood Acts on The Kidneys;" (notice accompanying package) "Notice you may find some cartons look and read different. We are not any more permitted to tell the truth about our Remedy. Denn's Rheumatic Remedy Co.;" (circular accompanying package) "Rheumatism any Kind Helped. Also Stomach Liver and Kidney Troubles and Nervousness. A Call To Our Citizens Helps \* \* \* And Kidney Trouble Makes Rich Pure Blood \* \* \* Will say for the Remedy that it has done more for me to remove Rheumatism than anything I ever tried and is just as effective in bladder trouble as well. \* \* \* My friends and neighbors are astonished and doctors dumbfounded at me being cured so quickly of Rheumatism, Stomach and Kidney Trouble, when my case resisted our best doctors. I was cured by using 2 bottles of Denn's Sure, Safe and Speedy cure, \* \* \* Denn's Rheumatic Remedy is much talked of in many