

It was alleged in the libel that the article was misbranded in that the following statements appearing in the labeling, regarding the curative or therapeutic effects of the article, were false and fraudulent, since it contained no ingredient or combination of ingredients capable of producing the effects claimed: (Display carton) "Rheumatism \* \* \* Arthritis \* \* \* Neuralgia, Neuritis, Lumbago, \* \* \* Rheumatic Pains, Neuritis, Neuralgia, Lumbago, Arthritis \* \* \* Headaches;" (carton) "Rheumatic Pains, Neuritis, Neuralgia, Lumbago, Arthritis, \* \* \* Headaches;" (tube label) "Rheumatic Pains, Neuritis, Neuralgia, Lumbago, Arthritis, \* \* \* Headaches, \* \* \* Chronic Cases;" (circular) "'Draws out pain . . . like a magnet!'" \* \* \* This famous old European Remedy has been relieving pain for many years, and has prevented many hours of pain and suffering. \* \* \* In all cases of muscular pains, congestion in the chest, \* \* \* and many similar ailments, Magneto Balm offers an easy, pleasant road to prompt relief. Even stubborn, long-standing cases yield to the soothing, healing qualities of Magneto Balm, if persistently used. To Insure Results To get prompt results, apply either a hot-water bag, electric pad, or moist, steaming cloth over the spot to be treated, for five minutes, then massage with Magneto Balm. By thus opening the pores you help the Balm to penetrate instantly to the pain or ache. Directions for Use in the Treatment of Rheumatism, Lumbago, Neuritis, Sciatica, Arthritis \* \* \* rub Magneto Balm well into aching parts. Neuralgia, Gout, Magneto Balm has relieved thousands from these painful ailments. Rub well over area where pain is most acute. \* \* \* Headache \* \* \* Sore Throat— \* \* \* Stiff Neck— \* \* \* Earache— \* \* \* Flu usually begins with a cold. Prompt treatment of colds with Magneto Balm may therefore ward off 'Gripp,' 'Flu,' etc. \* \* \* Magneto Balm Is Penetrating. It not only helps relieve pain, but at the same time helps to draw out any inflammation or swelling should any exist. How to Recognize Your Ailment. Neuritis is rheumatism affecting the nerves of the fingers, wrists, ankles, shoulders, toes, or anywhere in the body. Neuralgia may usually be recognized by: 1. Intense pains. 2. The pain is not steady, but seems to 'come and go.' 3. Neuralgic pains sometimes jump about from one part of the body to the other. Sciatica is the name for pains along the sciatic nerve or the inner part of the legs from the thighs to the ankles. Lumbago usually begins with excruciatingly severe pains in the back, followed by almost constant headaches just below the point where a belt would pass around the back of the body. When Blood Flows Freely Pain Stops Quickly. When the Blood is flowing freely through your veins, you are enjoying vital, vigorous health. But when some disorder occurs, there is often a damming or congestion of the blood, and trouble follows. An aching back, \* \* \* almost any pain causes blood congestion; your blood is no longer flowing freely; poisons gather; the congested part pains, throbs and aches. To stop this pain you must start the blood flowing freely as soon as possible. How? By applying Magneto Balm. The application of this famous remedy brings almost instant relief. It helps nature by stimulating circulation; by rushing red, living blood to the suffering spot—thus relieving congestion and preventing further suffering."

On December 7, 1931, 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.*

**19154. Misbranding of Gonolin and Osmogen. U. S. v. 15 Boxes of Gonolin, et al. Default decrees of condemnation, forfeiture, and destruction.** (F. & D. Nos. 24912, 24913. I. S. Nos. 038826, 038828. S. No. 3247.)

Examination of drug products, known as Gonolin and Osmogen, respectively, having shown that the cartons bore statements representing that the articles possessed curative and therapeutic properties which they did not possess, the Secretary of Agriculture reported the matter to the United States attorney for the District of Massachusetts.

On July 16, 1930, the United States attorney filed in the District Court of the United States for the district aforesaid libels praying seizure and condemnation of 15 boxes of Gonolin and 1 box of Osmogen, remaining in the original unbroken packages at Boston, Mass., alleging that the articles had been shipped by the Lipoidal Laboratories (Inc.), from New York, N. Y., the Osmogen on or about October 31, 1929, and the Gonolin on or about March 19, 1930 and May 9, 1930, and had been transported in interstate commerce into the State of Massachusetts, and charging misbranding in violation of the food and drugs act as amended.

Analyses of samples of the articles by this department showed that Gonolin consisted essentially of a magnesium compound, iodide, phosphate, extracts of plant drugs, and water; and Osmogen consisted essentially of iodide, phosphate, extracts of plant drugs, and water.

It was alleged in the libels that the articles were misbranded in that the statements, (Gonolin) "Gonolin Proto-Enzyme Treatment for Gonorrhoea" and (Osmogen) "An Isotonic Solution inducing Normal Sugar Osmosis in Diabetes," appearing on the carton labels, regarding the curative or therapeutic effects of the articles, were false and fraudulent, since the articles contained no ingredient or combination of ingredients capable of producing the effects claimed.

On February 16, 1932, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the products be destroyed by the United States marshal.

ARTHUR M. HYDE, *Secretary of Agriculture.*

**19155. Misbranding of Fayro. U. S. v. 28 Packages of Fayro. Default decree of condemnation, forfeiture, and destruction.** (F. & D. No. 27190. I. S. No. 38818. S. No. 5351.)

The labeling of the drug product Fayro contained statements representing that the article when used in the bath would duplicate a hot springs bath in the home, and that it possessed curative and therapeutic properties. Examination showed that it would not duplicate such baths and that it did not possess the curative and therapeutic properties claimed. The packages contained less than the amount declared on the carton label.

On October 29, 1931, the United States attorney for the District of Massachusetts, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for the district aforesaid a libel praying seizure and condemnation of 28 packages of Fayro, remaining in the original unbroken packages at Boston, Mass., alleging that the article had been shipped by the Kells Co., from Newburgh, N. Y., on or about June 27, 1931, and had been transported from the State of New York into the State of Massachusetts, 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 Epsom salt (87 per cent), rock salt (13 per cent) with a small proportion of an aromatic oil. The net weights of the two packages examined were 15.8 ounces and 16.4 ounces, respectively.

It was alleged in the libel that the article was misbranded in that the following statements appearing in the labeling were false and misleading: (Booklet) "Fayro—the Hot Springs Home Bath Treatment. \* \* \* We studied the analysis of the various hot springs when preparing the formula for Fayro \* \* \* When we first started to work to prepare the formula for Fayro we obtained analyses of the waters and the active ingredients of twenty-two of the most famous hot springs throughout the world. \* \* \* We adopted a formula that exactly duplicates a hot springs bath. \* \* \* it readily enters through the skin and mixes with the water in and around the sweat glands. \* \* \* When you put Fayro into your bath water you have recreated a hot springs bath in your own bath tub. \* \* \* Most of the fat of the body lies just under the surface of the skin. \* \* \* Fayro enters and dissolves the fatty tissues. \* \* \* produced in small quantities, Fayro would cost several times its retail price. The body has absorbed \* \* \* Fayro \* \* \* during the treatment;" (carton) "Net contents more than 20 ozs." Misbranding of the article was alleged for the further reason that the following statements appearing in the labeling of the said article, regarding its curative or therapeutic effects, were false and fraudulent, since it contained no ingredient or combination of ingredients capable of producing the effects claimed: (Carton) "Is guaranteed to reduce weight two to four pounds in each bath;" (booklet) "One Fayro Bath each few days will prove very beneficial in rheumatic and gout cases. One Fayro Bath weekly is helpful as a general tonic to anyone. It enables you to keep your weight under control and helps you to stay fit and refreshed for the duties of social and business life. \* \* \* Put the unopened bag of Fayro into the water. It will dissolve and while dissolving may be rubbed gently on chin, abdomen, legs or any part of the body you particularly wish to reduce. You will note nothing unusual for the first five to fifteen minutes. During this time Fayro is opening your pores and entering your skin to dissolve subsurface fat. \* \* \* You will note that this per-