

would not aid in fattening livestock, would not aid in the production of beef, and would not stimulate milk production as claimed. The article contained no ingredient or combination of ingredients capable of producing certain curative and therapeutic effects claimed in the labeling.

On February 24, 1933, the United States attorney for the Northern District of Illinois, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 104 bags of the said Super Culture Hylactic Yeast Feed at Winslow, Ill., alleging that the article had been shipped in interstate commerce on or about October 31, 1932, by the Super Culture Sales Co., from Sioux City, Iowa, and charging misbranding in violation of the Food and Drugs Act as amended.

Analysis of a sample of the material by this Department showed that it consisted essentially of plant material, including wheat and yeast, and inorganic material, including sodium chloride (5 percent), sodium bicarbonate (3.3 percent), and iron oxide (1.3 percent).

It was alleged in the libel that the article was misbranded in that the following statements contained in the circular shipped with the article were false and misleading: "Increases the food value of grains 25% * * * A Bone, Flesh and Fat Builder Shortens the Time to Market, * * * It has long been known that yeast when mixed with other feeds makes a supplementary balance * * * makes them more readily assimilable when eaten; in other words, increasing their food value * * * Super Culture Yeast Feed is a supplementary balance for the Farmers' home grown feeds. * * * makes them more easily digested, opens up the feed values in all hard grains grown on the farm * * * Tests held by us for over a period of two years, show that when mixed with oat hulls, about 4% protein is produced. That actual feeding value of oats is increased about 20%. When used with other ground grains the food value is increased about 25% and in some instances 30%. * * * Super Culture Hylactic Yeast Feed produces more beef quicker, cheaper and with less feed. When fed to dairy cows this wonderful stimulant abundantly increases the milk supply. Super Culture Feed Concentrate The All Purpose Feed."

Misbranding was alleged for the further reason that the following statements regarding its curative or therapeutic effects on the article, appearing in the circular, were false and fraudulent: "The scientific world stands amazed at the curative properties in yeast. * * * But it has only lately been discovered that yeast feeds are marvelous as a gland stimulator and a great aid in keeping the intestinal tract clean and healthy. Increases appetite * * * Super Culture is a great help in necro pigs. Pigs with necro will put on a gain and be helped of the necrotic condition while feeding Super Culture Hylactic Yeast Feed. Treating Hogs for Necro or Necrotic Enteritis * * * shut off all other feeds and pastures or treatment will be a failure."

On May 26, 1933, William Hite, claimant, having admitted the allegations of the libel and having consented to the entry of a decree, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be released to the claimant to be relabeled under the supervision of this Department, upon payment of costs and the execution of a bond in the sum of \$750.

M. L. WILSON, *Acting Secretary of Agriculture.*

21583. Misbranding of Parkelp. U. S. v. 136 Cans of Parkelp. Default decree of condemnation, forfeiture, and destruction. (F. & D. no. 30429. Sample no. 34216-A.)

Examination of the drug preparation Parkelp disclosed that the article contained no ingredient or combination of ingredients capable of producing certain curative and therapeutic effects claimed on the carton and in the accompanying circular.

On May 9, 1933, the United States attorney for the Eastern District of Missouri, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 136 cans of Parkelp at St. Louis, Mo., alleging that the article had been shipped in interstate commerce on or about March 30, 1933, by the Philip R. Park Laboratories, Inc., from Chicago, Ill., 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 ground plant material yielding 29 percent of ash consisting

of compounds of calcium, magnesium, iron, manganese, copper, sodium, potassium, sulphur, phosphorous, and iodine.

It was alleged in the libel that the article was misbranded in that the following statements appearing in the labeling, regarding the curative and therapeutic effects of the article, were false and fraudulent: (Carton) "Vigor building * * * The combination of Parkelp's minerals in biological tests has given the effects of vitamins A, B, D and E", (circular) "It is practically impossible to include in the daily diet, sufficient food stuffs to supply the Organic Minerals and Vitamins, required by the body. * * * Up to Par * * * 'To keep up to Par' is a simple thing, and yet only 5% of the world's population know the meaning of real health and happiness. Medical men are urging us to come to them 'before we are ill.' Preventative medicine and balanced diets are the urge of the age. In order to secure a balanced diet, including all the necessary minerals and vitamins, we must use a system that will supply a food supplement. Our vegetables and fruits, as well as bread and meats, no longer supply sufficient food minerals. Countless Physicians prescribe and administer inorganic Iodine and other inorganic minerals. Nature intended that we have them in our foods in a natural way. The rains of the ages have washed the minerals out of the soils, so that the vegetables and fruits that we have, are minerally starved. Parkelp supplies needed food minerals. Lack of food minerals, in the diet, in proper form, have a tendency to result in Obesity, Goitre, Rickets, Nervousness, Eczema, low vitality, Asthma, Rheumatism, Neuritis, Arthritis, and many female troubles. * * * The combination of Parkelp minerals in biological tests have given the effects of Vitamins A, B, D, E and G."

On September 20, 1933, 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.

M. L. WILSON, *Acting Secretary of Agriculture.*

21584. Misbranding of Hunt's Salve. U. S. v. 36 Boxes and 12 Dozen Packages of Hunt's Salve. Default decree of condemnation, forfeiture, and destruction. (F. & D. no. 30905. Sample nos. 38979-A, 46602-A.)

Examination of the drug product involved in this case disclosed that the article contained no ingredient or combination of ingredients capable of producing certain curative and therapeutic effects claimed in the label.

On or about August 17, 1933, the United States attorney for the Eastern District of Louisiana, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 36 boxes and 12 dozen packages of Hunt's Salve at New Iberia, La., alleging that the article had been shipped in interstate commerce in part on or about April 5, 1933, and in part on or about July 10, 1933, by the Allied Drug Products Co., from Chattanooga, Tenn., and charging misbranding in violation of the Food and Drugs Act as amended. The article was labeled in part: "Manufactured by A. B. Richards Med. Co., Sherman, Texas."

Analysis of a sample of the article by this Department showed that it consisted essentially of chrysarobin, phenol, sulphur, volatile oils, including sassafras oil, and small proportions of a mercury compound and iodine, incorporated in a base of petrolatum and rosin.

It was alleged in the libel that the article was misbranded in that the following statements regarding the curative and therapeutic effects of the article, appearing on the box and carton labels, were false and fraudulent: (Box label) "Recommended For Skin Diseases." (carton), "Recommended for The Following Diseases * * * Itch In All Its Various Forms, Itching Piles, Tetter * * * And All Skin Diseases * * * Formerly Called 'Hunts Cure' * * * Eczema * * * If Hunts Salve Fails In The Treatment Of * * * Eczema * * * Tetter Or Other Itching Skin Diseases * * * Formerly Called 'Hunts Cure' Is Especially Compounded For The Treatment Of * * * Eczema * * * And Tetter * * * Hunts Salve Formerly Called 'Hunts Cure' * * * Fine For Healing Old Sores Etc. * * * Formerly Called 'Hunts Cure'."

On September 23, 1933, 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.

M. L. WILSON, *Acting Secretary of Agriculture.*