

Serena Viswanathan Acting Associate Director Division of Advertising Practices United States of America FEDERAL TRADE COMMISSION Washington, D.C. 20580

July 29, 2020

WARNING LETTER

VIA EMAIL TO customer.care@xlear.com, facebook@xlear.com Xlear Inc. 723 S Auto Mall Dr American Fork, UT 84003

Re: Unsubstantiated claims for Coronavirus prevention or treatment

To Whom It May Concern:

This is to advise you that FTC staff reviewed your website at <u>https://xlear.com/xlear/</u> on July 24, 2020. We also reviewed your social media website at <u>www.facebook.com/xylitol.experts/</u> and your YouTube channel at <u>https://www.youtube.com/channel/UCHq_XCdQIFfAf0L-_X6dJfg</u>, where you direct consumers to your website, <u>https://xlear.com/xlear/</u>, to purchase Xlear Sinus Care nasal sprays. We have determined that you are unlawfully advertising that certain products prevent Coronavirus Disease 2019 (COVID-19).

Some examples of Coronavirus prevention or treatment claims include:

• Your web page <u>https://xlear.com/xlear/</u> states:

"XYLITOL SINUS STUDIES Xylitol and Upper Respiratory Health: 5 Studies You Should Know

READ THE STUDIES" [links to <u>https://www.dontgetsickclub.com/studies</u>, which states:]

"USU Study Summary/Synopsis

Virucidal Activity of Xlear Compounds vs SARS-CoV-2 Virus and Rhinovirus-16 - Jonna B. Westover, Ph.D., Utah State University, Institute for Antiviral Research

Overview:

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At Utah State University's Institute of Antiviral Research, Jonna Westover, Ph.D. and her

Xlear Inc. July 29, 2020 P recommend using @Xlear to clear your nose passages. The nose is a major entry for respiratory viruses and is important to keep clean! <u>#LiveXlear</u>"

[post dated March 19, 2020 on www.facebook.com/xylitol 2