1925. Adulteration and misbranding of adhesive bandages. U. S. v. 274 Cartons of Adhesive Bandages. Default decree of condemnation and destruction. (F. D. C. No. 17547. Sample No. 14865-H.)

LIBEL FILED: March 4, 1946, Western District of Michigan.

ALLEGED SHIPMENT: On or about December 8 and 18, 1945, by the Benley Co., from New York, N. Y.

PRODUCT: 274 cartons of *adhesive bandages* at Allegan, Mich.

LABEL, IN PART: (Carton) "3 Dozen Envelopes Waterproof Mercurochrome Gotham Stickrite Adhesive Bandages Manufactured By Gotham Aseptic Laboratory Co., Inc. New York, N. Y."

NATURE OF CHARGE: Adulteration, Section 501 (b), the article purported to be adhesive absorbent gauze (adhesive absorbent compress), a drug the name of which is recognized in the United States Pharmacopoeia, an official compendium, but its quality and purity fell below the standard set forth in the Pharmacopoeia since it was not sterile.

Misbranding, Section 502 (g), the article was not packaged as prescribed in the Pharmacopoeia, since that compendium provides that "Each Adhesive Absorbent Gauze is packaged individually in such manner that sterility is maintained until the individual package is opened. One or more individual packages are packed in a second protective container."

DISPOSITION: June 19, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

1926. Adulteration and misbranding of prophylactics. U. S. v. 14½ Gross of Prophylactics. Default decree of condemnation and destruction. (F. D. C. No. 19736. Sample No. 42823-H.)

LIBEL FILED: April 30, 1946, District of Maryland.

ALLEGED SHIPMENT: On or about March 22, 1946, by the Goodwear Rubber Co., from New York, N. Y.

PRODUCT: 14½ gross of *prophylactics* at Baltimore, Md.

LABEL, IN PART: "Silver-Tex Prophylactics."

NATURE OF CHARGE: Adulteration, Section 501 (c), the quality of the product fell below that which it purported and was represented to possess.

Misbranding, Section 502 (a), the statement "Prophylactics" was false and misleading since the product contained holes.

DISPOSITION: June 4, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

1927. Adulteration and misbranding of prophylactics. U. S. v. 44 Gross of Prophylactics. Default decree of condemnation and destruction. (F. D. C. No. 20076. Sample No. 35735-H.)

LIBEL FILED: June 6, 1946, Eastern District of Missouri; amended libel filed on or about June 10, 1946.

ALLEGED SHIPMENT: On or about April 10, 1946, by the World Merchandise Exchange, from New York, N. Y.

PRODUCT: 44 gross of *prophylactics* at St. Louis, Mo. Examination of 96 samples showed that 7.3 percent were defective in that they contained holes.

LABEL, IN PART: "Smithies Prophylactics."

NATURE OF CHARGE: Adulteration, Section 501 (c), the quality of the article fell below that which it purported and was represented to possess.

Misbranding, Section 502 (a), the label statement "Prophylactics" was false and misleading as applied to the article, which contained holes.

DISPOSITION: July 8, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

DRUGS AND DEVICES ACTIONABLE BECAUSE OF FALSE AND MISLEADING CLAIMS*

DRUGS FOR HUMAN USE**

1928. Misbranding of Starke Inhaler and Starke Inhalant. U. S. v. Charles J. Crafe (Lewis E. Starke Pharmacal Co.). Plea of nolo contendere. Fine, $25. (F. D. C. No. 17841. Sample No. 31440-H.)

INFORMATION FILED: March 11, 1946, Eastern District of Missouri, against Charles F. Crafe, trading as the Lewis E. Starke Pharmacal Co., St. Louis, Mo.

*See also Nos. 1904, 1905, 1907, 1918, 1921-1924, 1926, 1927.
**See also No. 1946.