NATURE OF CHARGE: On or about August 6, 13, 19, 20, 25, and 27, 1953, while a number of *Gantrisin tablets*, *thyroid tablets*, and *Dexedrine Sulfate tablets* were being held for sale, after shipment in interstate commerce, the defendant caused the misbranding, under Section 503 (b) (1), of the drugs by refilling prescriptions for the *Gantrisin tablets* and the *thyroid tablets* without authority from the prescriber and by dispensing the *Dexedrine Sulfate tablets* without a prescription from a practitioner licensed by law to administer such drug.

DISPOSITION: June 30, 1954. The defendant having entered a plea of guilty, the court fined him $100.

**4467. Misbranding of capsules containing a mixture of ergot, apiol, oil pennyroyal, and aloin. U. S. v. Morris J. Heister (Regal Drug Co.). Plea of guilty. Defendant fined $250 and sentenced to 6 months in jail; jail sentence suspended and defendant placed on probation for 2 years.** (F. D. C. No. 35819. Sample Nos. 85091–L, 85121–L.)

INFORMATION FILED: May 10, 1954, Eastern District of Pennsylvania, against Morris J. Heister, trading as the Regal Drug Co., Philadelphia, Pa.

NATURE OF CHARGE: On or about September 11 and October 16, 1953, while a number of *capsules containing a mixture of ergot, apiol, oil pennyroyal, and aloin* were being held for sale at the Regal Drug Co., after shipment in interstate commerce, the defendant caused various quantities of the capsules to be dispensed without a prescription from a practitioner licensed by law to administer such drug. Such act of dispensing was contrary to the provisions of Section 503 (b) (1), and resulted in the dispensed drug being misbranded while held for sale.

DISPOSITION: August 4, 1954. The defendant having entered a plea of guilty, the court fined him $250 and sentenced him to 6 months in jail, but suspended the jail sentence and placed him on probation for 2 years.

## DRUGS ACTIONABLE BECAUSE OF FAILURE TO BEAR ADEQUATE DIRECTIONS OR WARNING STATEMENTS

### DRUGS FOR HUMAN USE

**4468. Misbranding of extract corpus luteum. U. S. v. 22 Cartoned Vials * * *.** (F. D. C. No. 36815. Sample No. 45691–L.)

LIBEL FILED: May 26, 1954, District of Massachusetts.

ALLEGED SHIPMENT: On or about April 20, 1954, by Harvey Laboratories, Inc., from Philadelphia, Pa.

PRODUCT: 22 cartoned vials of *extract corpus luteum* at Fitchburg, Mass.

LABEL, IN PART: (Carton and vial) "H 30 cc Size Ampul-Vial Sterilized Soluble Extract Corpus Luteum Each cc. represents 1.0 Gm (15.4 grs.) whole Corpus Luteum, preserved with Chlorobutanol (Chloroform Derivative) 0.5%."

NATURE OF CHARGE: Misbranding, Section 502 (f) (1), the labeling of the article failed to bear adequate directions for use.

DISPOSITION: July 26, 1954. Default decree of condemnation and destruction.

**4469. Misbranding of anterior pituitary solution, Vitopit, suprarenal cortex solution, and Multiglands. U. S. v. 28 Vials, etc.** (F. D. C. No. 36809. Sample Nos. 58647–L to 58650–L, incl.)