4927. Amphetamine sulfate tablets. (F. D. C. No. 38281. S. Nos. 4–586/8 M.)

QUANTITY: 5 1,000-tablet btls., 1 500-tablet btl., and 1 50-tablet btl., at Vestal, N. Y.

SHIPPED: 7–18–55, from Youngstown, Ohio.

LIBELED: 8–15–55, N. Dist. N. Y.

CHARGE: 502 (f) (1)—the labeling of the article, while held for sale, failed to bear adequate directions for use, and it was not entitled to any exemption from that requirement.

DISPOSITION: 10–15–55. Default—destruction.

4928. Dexadex tablets. (F. D. C. No. 38267. S. Nos. 21–656 M, 21–797 M.)

QUANTITY: 2 1,000-tablet btls. and 647 100-tablet btls. at Philadelphia, Pa., in possession of Cabot Pharmaceutical Co.

SHIPPED: 6–10–54, from Cleveland, Ohio.

LABEL IN PART: (Btl.) "Cabot * * * Tablets Dexadex (Formerly Dexadel) Each tablet contains Dextro-Amphetamine Sulfate 10 mg."

RESULTS OF INVESTIGATION: The tablets were shipped in bulk from Cleveland, Ohio, and upon their receipt by the consignee, they were repackaged and relabeled. Analysis showed that the article contained substantially less than the declared amount of dextro-amphetamine sulfate.

LIBELED: 8–3–55, E. Dist. Pa.

CHARGE: 501 (c)—the strength of the article, while held for sale, differed from that which it purported and was represented to possess; 502 (a)—the label statement "Each tablet contains Dextro-Amphetamine Sulfate 10 mg." was false and misleading; and 502 (f) (1)—the labeling of the article failed to bear adequate directions for use since its label failed to bear a statement of the recommended or usual dosage.

DISPOSITION: 9–29–55. Default—destruction.

4929. West-Lax tablets. (F. D. C. No. 38483. S. Nos. 29–593/4 M.)

QUANTITY: 1 10,000-tablet drum and 1 25,000-tablet drum and a number of empty boxes at East Orange, N. J., in possession of Olive May Co.

SHIPPED: 8–3–55 and 8–31–55, from Baltimore, Md., by Mineralized Foods, Inc.

LABEL IN PART: (Drum) "West-Lax A Good Laxative Consists of an imported variety of West's Sea Vegetation (Edible Sea Plants) naturally laxative, carefully blended with Senna Fruit, ripe fruit of Cassia Fistula and Chinese Rhubarb, flavored with Peppermint Leaves * * * Manufactured by Mineralized Foods Inc., Baltimore Maryland * * * The Contents Of This Drum Is Intended For Re-Packaging and Re-Labeling By The Consignee"; (box) "Tablets number 206 1.00 Olive May Co. * * * Dietary Supplement."

RESULTS OF INVESTIGATION: The consignee intended to repackage the article from the drums into the empty boxes.

LIBELED: 10–10–55, Dist. N. J.

CHARGE: 502 (a)—the statement "Dietary Supplement" borne on the box label of the article, while held for sale, was false and misleading since the article was not a dietary supplement and possessed no dietary properties; 502 (f) (1)—the labeling of the article, when shipped and while held for sale, failed to bear adequate directions for use; and 502 (f) (2)—the labeling of the article, when shipped and while held for sale, failed to bear a warning