

article was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: August 21, 1951. Default decree of condemnation and destruction.

DRUGS ACTIONABLE BECAUSE OF DEVIATION FROM OFFICIAL OR OWN STANDARDS

3570. Adulteration and misbranding of Hemoplex and Livofer-B. U. S. v. Bellevue Laboratories, Inc., and Chaim Dick. Pleas of guilty. Fine of \$250 against corporation. Imposition of sentence against individual suspended and individual placed on probation for 1 year. (F. D. C. No. No. 29457. Sample Nos. 73652-K, 73666-K.)

INFORMATION FILED: September 24, 1951, Southern District of New York, against Bellevue Laboratories, Inc., New York, N. Y., and Chaim Dick, president-treasurer of the corporation.

ALLEGED SHIPMENT: On or about January 19, 1950, from the State of New York into the State of New Jersey.

NATURE OF CHARGE: Adulteration, Section 501 (c), the purity of the articles fell below that which they purported and were represented to possess, in that the articles were not sterile and were not suitable for intramuscular injection since they were contaminated with viable sporeforming bacteria.

Misbranding, Section 502 (a), the statement "Sterile * * * For Intramuscular Use" displayed upon the label of the *Hemoplex* and the statement "Sterile * * * Intramuscular" displayed upon the label of the *Livofer-B* were false and misleading. Such statements represented and suggested that the articles were sterile and suitable for intramuscular injection, whereas the articles were not sterile and suitable for intramuscular injection since they were contaminated with viable sporeforming bacteria.

DISPOSITION: November 13, 1951. Pleas of guilty having been entered, the court imposed a fine of \$250 against the corporation and suspended the imposition of sentence against the individual defendant and placed him on probation for 1 year.

3571. Adulteration and misbranding of estrogenic substances. U. S. v. Estro Chemical Co., Inc., and Harold H. London. Pleas of guilty. Fine of \$800 against corporation. Imposition of sentence against individual suspended and individual placed on probation for 1 day. (F. D. C. No. 29430. Sample Nos. 11258-K, 11271-K, 15268-K, 52365-K, 62874-K, 62876-K.)

INFORMATION FILED: September 10, 1951, Southern District of New York, against the Estro Chemical Co., Inc., New York, N. Y., and Harold H. London, president of the corporation.

ALLEGED SHIPMENT: On or about September 10 and November 11 and 24, 1948, and August 15, 1949, from the State of New York into the States of New Jersey, Tennessee, Illinois, and Massachusetts.

LABEL, IN PART: "Aqua-Gyne Aqueous Estrogenic Substance 20,000 I. U. per cc." and "Aqueous Estrogyne 20,000 I. U."

NATURE OF CHARGE: Adulteration, Section 501 (c), the strength of the articles differed from that which they were represented to possess, in the following respects: A number of the vials in two of the shipments of *Aqua-Gyne* con-