5629. Rubber prophylactics. (F.D.C. No. 41635. S. No. 27-865 P.)

QUANTITY: 19 gross at Dallas, Tex.

SHIPPED: 10-29-57, from Akron, Ohio, by Killashun Sales Div. of the Akwell Corp.

LABEL IN PART: (Pkg.) "Silver-Tex One Prophylactic."

RESULTS OF INVESTIGATION: Examination of 186 units showed that 1.6 percent were defective in that they contained holes.

LIBELED: 4-2-58, N. Dist. Tex.

CHARGE: 501(c)—the quality of the article, when shipped, fell below that which it purported to possess; and 502(a)—the label statement "Prophylactic" was false and misleading as applied to an article containing holes.

DISPOSITION: 5-5-58. Default—destruction.

5630. Trimadine capsules. (F.D.C. No. 41613. S. No. 39-002 P.)

QUANTITY: 15 1,000-capsule btls., 3 500-capsule btls., 19 100-capsule btls., and 9 30-capsule btls. at Oakland, Calif.

SHIPPED: 10-18-57, from Rensselaer, N.Y.

LABEL IN PART: "Trimadine Timed Disintegration Capsules Each Capsule Contains Dextro Amphetamine Sulfate 15 Mg. Thyroid 1½ gr., Atropine Sulfate 1/180 gr., Acetphenolisatin 0.5 gr., Ascorbic Acid 50 mg., Phenobarbital ¼ gr., * * * each capsule prepared in a special base to allow the disintegration of the contents throughout a 6-10 hour period."

RESULTS OF INVESTIGATION: Analysis showed that the article released more than 72 percent of dextro-amphetamine sulfate within 2 hours.

LIBELED: 3-13-58, N. Dist. Calif.

CHARGE: 501(c)—the quality of the article, while held for sale, differed from that which it purported or was represented to possess in that the article failed to disintegrate at a uniform rate over a 6- to 10-hour period; and 502(a)—the label statement "Timed Disintegration Capsules * * * Each Capsule Prepared in a Special Base to Allow the Disintegration of the Contents Throughout a 6-10 Hour Period" was false and misleading.

DISPOSITION: 5-6-58. Default—destruction.

5631. Romper teething lotion. (F.D.C. No. 41347. S. Nos. 49-013 M, 11-868 P.)

QUANTITY: 1,140 btls. at Detroit, Mich.

SHIPPED: 9-25-56, from Cleveland, Ohio, by H & D Labs, Inc.

LABEL IN PART: (Btl.) "Romper Teething Lotion * * * Contains Benzocaine 3 percent Alcohol 25 percent 15 cc."

RESULTS OF INVESTIGATION: Analysis showed that the article contained benzyl alcohol, and that it contained, also, more than the declared amount of benzocaine and was 23.3 percent short in the volume of contents declared.

LIBELED: 1-9-58, E. Dist. Mich.

CHARGE: 501(c)—the strength of the article, when shipped, differed from that which it was represented to possess, namely, 3 percent benzocaine per 15 cubic centimeters; 502(b)(2)—the label of the article failed to bear an accurate statement of the quantity of contents; and 502(e)(2)—the label of the article failed to bear the common or usual name of each active ingredient, including the quantity, kind, and proportion of any alcohol.

DISPOSITION: 6-23-58. Default—destruction.