DISPOSITION: 2–16–59. $750 fine; jail sentence of 6 months suspended, and defendant placed on probation for 1 year.

5691. (F.D.C. No. 41745. S. Nos. 60–752/4 M, 76–296 M, 76–299 M, 76–442/3 M, 76–595 M.)

INFORMATION FILED: 12–16–58, Dist. Mass., against **Herman Seligman, t/a Roma Pharmacy, Boston, Mass.**

CHARGE: Between 10–7–57 and 11–13–57, *Gantrisin tablets, cortisone acetate tablets,* and *Butazolidin tablets* were each dispensed twice upon requests for prescription refills without authorization from a prescriber, and *Gantrisin tablets* and *Premarin tablets* were each dispensed once without a prescription.

PLEA: Guilty.

DISPOSITION: 6–29–59. $1,000 fine; jail sentence of 1 year suspended, and defendant placed on probation for 2 years.

5692. (F.D.C. No. 41738. S. Nos. 76–172 M, 76–174 M, 76–180 M, 76–516/7 M, 76–520 M, 76–641/2 M.)

INFORMATION FILED: 12–16–58, Dist. Mass., against **Peter Eacmen, t/a Cottage Pharmacy, Boston (Dorchester), Mass.**

CHARGE: Between 8–19–57 and 10–3–57, *Doriden tablets, Equanil tablets,* and *phenobarbital sodium capsules* were each dispensed twice and *amphetamine sulfate tablets* and *Frenquel hydrochloride tablets* were each dispensed once without a prescription.

PLEA: Guilty.

DISPOSITION: 6–29–59. $300 fine, suspended sentence of 1 year in jail, and probation for 2 years.

5693. (F.D.C. No. 41712. S. Nos. 50–696 M, 74–911 M.)

INFORMATION FILED: 5–13–58, Dist. Ariz., against **William M. Felsher, t/a Felsher Prescription Pharmacy, Phoenix, Ariz.**

CHARGE: Between 3–12–57 and 3–18–57, *Meticorten tablets* were dispensed once upon request for a prescription refill without authorization by a prescriber; and *Aureomycin capsules* were dispensed once without a prescription.

PLEA: Nolo contendere.

DISPOSITION: 3–23–59. $250 fine and probation for 5 years.

5694. (F.D.C. No. 41713. S. Nos. 74–904/5 M.)

INFORMATION FILED: 5–13–58, Dist. Ariz., against **Citrus Drug (a partnership), Phoenix, Ariz., and Edward W. Gibbons (partner).**

CHARGE: On 3–15–57, *Nembutal capsules* (count 1) and *Dexedrine Sulfate tablets* (count 2) were each dispensed once upon requests for prescription refills without authorization by a prescriber.

PLEA: Guilty by the partnership to count 1 and by Gibbons to count 2.

DISPOSITION: 3–2–59. Each defendant fined $100.

5695. (F.D.C. No. 41711. S. Nos. 50–697 M, 51–126 M, 51–131 M, 74–902 M, 74–909 M.)

INFORMATION FILED: 5–13–58, against **Henry F. Beckman, t/a Economy Drug, Phoenix, Ariz., and Harold Dwyer (pharmacist).**

CHARGE: Between 3–12–57 and 3–17–57, *Mysteclin capsules* and *Cortone Acetate tablets* were each dispensed twice upon requests for prescription refills without authorization by a prescriber; and *Meticorten tablets* were dispensed once without a prescription.

PLEA: Not guilty by Beckman and Dwyer.

DISPOSITION: On 3–10–59, the case was tried before the court without a jury. The defendants were found guilty, and, on 5–4–59, were each fined $250 and placed on probation for 5 years.

**5696.** (F.D.C. No. 42035. S. Nos. 41–272 M, 41–284 M, 41–287 M, 80–392 M.)

INFORMATION FILED: 3–9–59, Dist. Minn., against **Village Drugs, Inc., Newport, Minn., Robert E. North (president and manager), Robert A. North (vice president), and Allen N. Doeltz (pharmacist).**

CHARGE: Between 12–5–57 and 12–30–57, *pentobarbital sodium capsules* and *Dexedrine Spansule capsules* were each dispensed once upon request for prescription refills without authorization from the prescriber; and *penicillin tablets* and *tablets containing sulfadiazine, sulfamerazine, and sulfamethazine* were each dispensed once without a prescription.

PLEA: Guilty by the corporation to all counts; by Robert E. North to the counts involving the *pentobarbital sodium capsules* and *Dexedrine Spansule capsules;* by Robert A. North to the count involving the *penicillin tablets;* and by Doeltz to the count involving the *pentobarbital sodium capsules.*

DISPOSITION: 4–27–59. Corporation—$500 fine; Robert E. North—$250 fine; Robert A. North and Allen Doeltz—each $25 fine. Each individual also placed on probation for 3 months.

**5697.** (F.D.C. No. 40597. S. Nos. 24–293/300 M, 50–601/23 M, 50–642 M, 50–646 M, 51–179/80 M, 51–186/87 M.)

INDICTMENT FILED: 3–26–58, S. Dist. Calif., against **George E. Fakehany, M.D., David E. Pearl, D.O., and Raymond M. Braddock, D.O., Los Angeles, Calif.**

CHARGE: The indictment alleged in count I that the defendants willfully and knowingly conspired, combined and agreed together, with each other, and with other persons, to violate 301(k); that it was a part of the conspiracy that prescription drugs such as *amphetamine sulfate tablets, pentobarbital sodium capsules,* and *secobarbital sodium capsules* would be dispensed without a prescription while held for sale after shipment in interstate commerce; that such drugs would be repackaged from bulk containers into pill boxes which did not bear the statement "Caution: Federal law prohibits dispensing without prescription"; that such drugs in the pill boxes would be held for ready dispensing; that George E. Fakehany would operate a medical office at 738 North Highland Avenue, Los Angeles, Calif., under such names as Highland Medical Group, Highland Medical Center, and Highland Medical Clinic; that George E. Fakehany would employ at such office, a staff which included David E. Pearl and Raymond M. Braddock; that a pill box containing 50 *amphetamine sulfate tablets* would sell for $5.00 and a pill box containing 30 *pentobarbital sodium capsules* or *secobarbital sodium capsules* would sell for $3.00; that a record book would be maintained in which were noted the names of customers who were "O.K." and to whom the drugs in the pill boxes could be sold whenever such customers asked for them; that a new customer could have his name recorded in the record book and thus become eligible to purchase drugs by having an established customer introduce him to one of the defendants as a