

SHIPPED: 12-11-57, from Watertown, N.Y., by Faichney Instrument Corp.

LABEL IN PART: (Box) "Oral Type Fever Thermometer Faichney's Signal Thermometer," (etched on thermometer) "Conn G. Faichney Watertown, N.Y."

ACCOMPANYING LABELING: Leaflet entitled "Certificate of Accuracy."

RESULTS OF INVESTIGATION: Examination of 18 thermometers showed that 3 failed to meet the standard of accuracy specified in CS1-52, issued by the National Bureau of Standards of the Department of Commerce, when tested as described in CS1-52.

LIBELED: 5-13-58, N. Dist. Calif.

CHARGE: 501(c)—when shipped, the quality of the article fell below that which it purported and was represented to possess since it did not give accurate readings.

DISPOSITION: 2-27-59. Default—destruction.

5794. Rubber prophylactics. (F.D.C. No. 42242. S. Nos. 22-291 P, 22-293 P, 22-295/7 P.)

QUANTITY: 7 ctns., containing a total of 346 gross; 3 drums, containing a total of 1,000 gross; 9 drums, containing a total of 3,000 gross; and 17 drums, containing a total of 5,666 gross, at Kansas City, Mo.

SHIPPED: Between 7-1-58 and 10-2-58, from Carolina, Puerto Rico, by De Caribe Rubber Co.

RESULTS OF INVESTIGATION: Examination showed that from 1.3 to 2 percent of the article was defective in that it contained holes.

LIBELED: 10-23-58, W. Dist. Mo.

CHARGE: 501(c)—the quality of the article, when shipped, fell below that which it purported to possess.

DISPOSITION: The M & M Rubber Co., claimant, having consented to the entry of a decree, judgment of condemnation was entered on 11-21-58, and the article was ordered released under bond for salvaging under the supervision of the Food and Drug Administration. It appearing impractical to process the 7-carton lot, and, the claimant having consented, a supplemental decree was entered on 11-25-58, ordering the article in the 7-carton lot destroyed.

Thereafter, the articles in the drums were retested and the unfit portion was destroyed.

DRUGS FOR VETERINARY USE

5795. Blue Seal All-Mash Grow and Lay Medicated. (F.D.C. No. 42210. S. No. 7-964 P.)

QUANTITY: 80 100-lb. bags at Jonesboro, Maine.

SHIPPED: 8-26-58, from Richford, Vt., by H. K. Webster Co.

LABEL IN PART: "Blue Seal All-Mash Grow and Lay Medicated * * * Active Drug Ingredient: Glycarbylamide (4,5-imidazoledicarboxamide) 0.002% * * * Manufactured by H. K. Webster Company Lawrence, Mass. 6602 Richford, Vermont."

LIBELED: 10-1-58, Dist. Maine.

CHARGE: 501(c)—when shipped, the quality of the article fell below that which is purported and was represented to possess since the article contained sulfaquinoxaline in place of glycarbylamide; 502(a)—the label statement

"Glycarbylamide * * * 0.002%" was false and misleading; and 502(e) (2)—the label of the article failed to bear the common or usual name of each active ingredient contained therein since the presence of sulfaquinoxaline was not declared.

DISPOSITION: 11-18-58. Default—destruction.

5796. Stockade procaine penicillin (veterinary). (F.D.C. No. 42232. S. No. 22-331 P.)

QUANTITY: 41 10-lb. bags at Kansas City, Mo.

SHIPPED: 7-21-58, from Pittsburg, Kans., by Harvest Brand, Inc.

LIBELED: On or about 10-27-58, W. Dist. Mo.

CHARGE: 501(c)—when shipped and while held for sale, the strength of the article differed from, and its purity and quality fell below, that which it was represented to possess (the article was represented to contain .7938 grams of procaine penicillin (equivalent to .445 grams of crystalline penicillin) per pound, whereas the article contained less than the represented amount of procaine penicillin per pound); and 502(a)—the label statement "Active Drug Ingredient: .7938 gms. or 793,800 units of Procaine Penicillin per pound. (Equivalent to .445 gms. crystalline penicillin G Master Standard)" was false and misleading.

DISPOSITION: 1-15-59. Default—destruction.

DRUGS AND DEVICES ACTIONABLE BECAUSE OF FALSE AND MISLEADING CLAIMS*

5797. Berkeley Springs water. (F.D.C. No. 41979. S. No. 4-831 P.)

QUANTITY: 42 cases, 12 1-qt. btls. each, at Bethesda, Md.

SHIPPED: 8-8-58, from Berkeley Springs, W. Va., by Berkeley Club Bottling & Mfg. Co., Inc.

LABEL IN PART: (Btl.) "Berkeley Springs Water * * * Bottled by the Manufacturers of the Famous Berkeley Club Ginger Ale Berkeley Springs, W. Va."

LIBELED: 9-10-58, Dist. Md.

CHARGE: 502(a)—the label on the bottles of the article, when shipped, contained false and misleading representations that the article was effective in the treatment of rheumatism, gout, diabetes, liver disorders, stomach disorders, and for providing youthful vigor.

DISPOSITION: 10-31-58. Default—destruction.

5798. Alfalfa leaf meal, alfalfa tablets, and alfalfa tea. (F.D.C. No. 42193. S. Nos. 21-870/2 P.)

QUANTITY: 5 50-lb. bags of *alfalfa leaf meal*, 72 100-tablet btls., 22 200-tablet btls. and 120 500-tablet btls. of *alfalfa tablets*, together with 50,000 *alfalfa tablets* in bulk, and 120 12-oz. ctns. of *alfalfa tea*, at Kansas City, Mo., in possession of Houston Boyd Co.

SHIPPED: 10-1-57, from St. Marys, Kans.

LABEL IN PART: (Bag) "Dehydrated Alfalfa Meal * * * Guaranteed Analysis: Protein not less than 20.0% Fat not less than 1.5% Fiber not more than 22.0% Nitrogen-free extract 27.0% (with "20%" over stamped in red)"; (btl.) "Nature's GREEN FOOD CONCENTRATE ALFA TABS Made from

*See also Nos. 5783-5785, 5788, 5789, 5791, 5792, 5795.