6098. Terephthalic acid. (F.D.C. No. 43565. S. Nos. 53-963/4 P.)

QUANTITY: 47 cases, each containing 10 bags, and 6 cases, each containing 10 tins, at Springdale, Ark.

SHIPPED: Between 8-17-59 and 8-31-59, from Vineland, N.J., by Vineland Poultry Laboratories.

LABEL IN PART: (Bag) "Vineland Activator Solubilized Terephthalic Acid For Veterinary Use Only Caution: * * * Net Contents 260 Grams [or tin "1½ lbs."] Vineland Poultry Laboratories, Vineland, N.J. Los Angeles, Cal."

RESULTS OF INVESTIGATION: The article was not subject to exemption from the requirement that its label bear adequate directions for use since it was not delivered for use only in the manufacture of a new drug limited to investigational use. Instead the article was used in the preparation of poultry feed which was sold on a straight commercial basis for use by poultry raisers of the area.

LIBELED: 9-28-59, W. Dist. Ark.

CHARGE: 502(f)(1)—when shipped, the label of the article failed to bear adequate directions for use.

DISPOSITION: 12-12-59. Default—destruction.

6099. Terephthalic acid (Dupont TPA). (F.D.C. No. 43362. S. No. 57-127 P.)

QUANTITY: 11 75-lb. drums at Gainesville, Ga.

SHIPPED: 7-23-59 and 7-27-59, from Gibbstown, N.J., by E. I. du Pont de Nemours & Co.

LABEL IN PART: "DuPont TPA Terephthalic Acid Technical Grade * * * E. I. du Pont de Nemours & Co. Inc. Wilmington 98, Delaware Caution: Manufacturing, Processing or Repacking in the preparation of a New Drug is limited by federal law to investigational use. An effective new drug application will be required before a product containing this material may be marketed."

RESULTS OF INVESTIGATION: Investigation showed that the article was to be used in the preparation of poultry feed which was sold on a straight commercial basis for use by poultry raisers; and therefore the article was not subject to the exemption afforded by the regulations from bearing adequate directions for use since the delivery was not made for use only in the manufacture of a new drug limited to investigational use.

LIBELED: 8-25-59, N. Dist. Ga.

CHARGE: 502(f)(1)—when shipped, the labeling of the article failed to bear adequate directions for use.

DISPOSITION: 10-16-59. Default—destruction.

DRUGS AND DEVICE ACTIONABLE BECAUSE OF DEVIATION FROM OFFICIAL OR OWN STANDARDS

DRUGS FOR HUMAN USE

6100. Terpin hydrate. (F.D.C. No. 43797. S. No. 77-928 P.)

QUANTITY: 2 25-lb. drums at Detroit, Mich.

SHIPPED: 4-1-59, from Philadelphia, Pa., by Physicians Drug & Supply Co.

LABEL IN PART: "C29816 Physicians Drug & Supply Co. * * * Philadelphia 6 Pa. * * * No. 9680 D. 74 Terpin Hydrate N.F. * * * 5.335."