

minor infections, since certain cases of serious blood dyscrasias (aplastic anemia, thrombocytopenic purpura, granulocytopenia, and pancytopenia) have been associated with the administration of chloramphenicol, and the statement that when prolonged or intermittent administration is required, adequate blood studies should be carried out; 502(1)—the article was a drug, chloramphenicol, and was not from a batch with respect to which a certificate or release had been issued pursuant to 507, and it was not exempt from such requirements by regulations promulgated pursuant to 507; and 503(b) (4)—the article was a drug subject to the provisions of 503(b) (1), and its label failed to bear the statement "Caution: Federal law prohibits dispensing without prescription."

DISPOSITION: 11-14-60. Default—destruction.

DRUGS ACTIONABLE BECAUSE OF FAILURE TO BEAR ADEQUATE DIRECTIONS OR WARNING STATEMENTS*

6367. Amphetamine sulfate tablets, dextro-amphetamine tablets, and Dexobarbital tablets. (F.D.C. No. 43630. S. Nos. 74-662/7 P, 74-669/70 P.)

QUANTITY: 24 1,000-tablet unlabeled btls. of amphetamine sulfate, 15 1,000-tablet labeled btls. of dextro-amphetamine sulfate tablets, and 3 1,000-tablet btls. of Dexobarbital, in possession of Robert Rubin Yablon, t/a Sharon Rexall Drugs, Chicago, Ill.

SHIPPED: Prior to 10-28-59, from outside the State of Illinois.

LIBELED: 10-30-59, N. Dist. Ill.; amended 9-23-60.

CHARGE: 502(b) (1)—while held for sale, the articles (all lots) failed to bear labels containing the name and place of business of the manufacturer, packer, or distributor; 502(b) (2)—the article (24 btls.) failed to bear an accurate statement of the quantity of contents in terms of weight, measure, or numerical count; 502(f) (1)—the labeling of the articles (all lots) failed to bear adequate directions for use and the articles were not exempt from such requirement since they were not to be dispensed upon prescription in accordance with Section 503(b) (1); and 502(i) (2)—the article (15 btls.) was an imitation of another drug, namely, Dexedrine Sulfate.

DISPOSITION: 11-7-60. Robert Yablon, claimant, having filed an answer denying that the articles were misbranded, and the Government having filed a motion for summary judgment on the ground that there was no genuine issue of material fact between the parties in regard to the misbranding of the articles under 502(b) (1) and (2), and the claimant having failed to make any objection to such motion, judgment of condemnation was entered and the articles were ordered destroyed.

6368. Lone Indian Herb Tonic. (F.D.C. No. 44432. S. No. 71-277 P.)

QUANTITY: Undetermined number of 8-oz. btls. at Baxter, Ky., in possession of B. Daniel Fannon, t/a Jot-Em-Down Store.

SHIPPED: The powdered aloes ingredient of the article had been shipped from Knoxville, Tenn., on an unknown date.

LABEL IN PART: "NBS Lone Indian Herb Tonic Nerve, Blood & Stomach
* * * This is a mild laxative Made from the Apple Family: Bitter Apple, Orange Apple, Aloes Powders, Salicylic, Red Cherry Powders and Distilled

*See also No. 6366.