Herb Tea" was false and misleading since the intended use of the articles was not as a carminative, but as a laxative and as a diuretic; and 502(f)(1)—the labeling of all of the articles failed to bear adequate directions for the intended use of the articles as indicated in the leaflet.

DISPOSITION: 11–2–61. Consent—claimed by Alfred L. Ettlinger, Inc., and relabeled.

6873. Chloraseptic mouthwash. (F.D.C. No. 45701. S. Nos. 4–718 R, 5–582 R.)

QUANTITY: 30 ctns., 24 8-oz. btls. each, and 9 ctns., 24 6-oz. btls. each, at Washington, D.C.

SHIPPED: Between 1–31–61 and 3–13–61, from Riverdale, Md., by Chloraseptic Co.

LABEL IN PART: (Ctn.) "With Sprayer Chloraseptic Mouthwash And Gargle Anesthetic Antiseptic Alkaline * * * Active Ingredients: Sodium Phenolate, Menthol, Thymol, Sodium Tetraborate, Phenol (1.4%), Glycerin and Chlorophyll. Directions: * * * The Chloraseptic Company, Washington 1, D.C."

ACCOMPANYING LABELING: Folders reading in part, "Medical Annals of the District of Columbia * * * Comparative Study Chloraseptic" and "Bactericidal–Fungicidal–Anesthetic * * * Chloraseptic"; leaflets reading in part, "Note: This listing appears in the 'Professional Products Information' section," "Chloraseptic Mouthwash * * * A new approach in the Treatment of Sore Throats (And Baby Teething) For Children," and "Professional Prices and Samples."

LIBELED: 4–4–61, Dist. Columbia; amended libel 5–18–61.

CHARGE: 502(a)—when shipped and while held for sale, the bottle and carton label, and the labeling accompanying the article, contained false and misleading representations that the article was an adequate and effective treatment for sore gums, soreness of mouth and throat tissues, infections of the mouth and throat (including infections due to various strains of streptococci, staphylococci, and other organisms which cause deep throat infections), pharyngitis, acute tonsilitis, pericoronitis, Vincent's infection, aphthous ulcers, and herpetic lesions; that the article is significantly more effective than injectable pencillin in the treatment of pharyngeal streptococcal infections; and that use of the article will destroy all bacteria in the oral cavity; and 502(f)(2)—the labeling failed to warn that if fever was present or the condition for which the article was used persisted, its use should be discontinued and a physician consulted.

DISPOSITION: 11–16–61. Default—destruction.

DRUGS FOR VETERINARY USE

6874. Veterinary drugs. (F.D.C. No. 46569. S. Nos. 66–173/4 R.)

QUANTITY: 698 1-lb. and 7 1-lb. cans of *piperazine wormer*; 2 cases, 25 1-lb. bags each, and 5 cases, 15 1-lb. cans each, of *sulfathiazole sodium*, at Springdale, Ark., in possession of Lu Mar Laboratories.

SHIPPED: Between 9–30–60 and 7–27–61, from Valley Stream, N.Y., and Kansas City, Mo.

LABEL IN PART: (Bag) "Piperazine Citrate–36% Net Weight–1 pound Use at 1 lb. per 35 gallons of water"; (can) "Lu Mar Piperazine Wormer Net Contents One Pound * * * Active Ingredients: Piperazine Citrate 36% * * * Man-

ufactured For Lu Mar Laboratories, Springdale Arkansas"; (bag) "1 lb." (hand written); (can) "Lu Mar One Pound Sulfathiazole Sodium * * * Manufactured for Lu Mar Laboratories Springdale, Arkansas."

RESULTS OF INVESTIGATION: All lots of the articles were repacked and labeled by the dealer.

LIBELED: 10-9-61, W. Dist. Ark.

CHARGE: 502(a)—while held for sale, the labeling, namely, the repack labels, contained false and misleading representations that the article (*piperazine wormer*) was adequate and effective for the removal of large roundworms (*Ascaridia*) from chickens and turkeys; and of large roundworms (*Ascaris*) and nodular worms (*Oesophagostomum*) from hogs; (*sulfathiazole sodium*) was adequate and effective for the treatment of all staphylococcal infections in cattle, swine, horses, mules, sheep, goats, and poultry; 502(b)(1)—the articles failed to bear a label containing the name and place of business of the manufacturer, packer, or distributor; 502(e)(1)—(*sulfathiazole sodium*) the label failed to bear the common or usual name of the drug; and 502(f)(1)—(*piperazine wormer* and *sulfathiazole sodium*) the labeling failed to bear adequate directions for use.

DISPOSITION: On 11-17-61, Luther Martin, claimant, filed an answer denying that the articles were misbranded. On 1-4-62, the claimant having consented, the court entered a decree of condemnation and the articles were relabeled.

DRUGS AND DEVICES ACTIONABLE BECAUSE OF DEVIATION FROM OFFICIAL OR OWN STANDARDS*

6875. Imitation Hydrodiuril tablets. (F.D.C. No. 46455. S. No. 69-581 R.)

QUANTITY: 1 bottle of 550 tablets at Chicago, Ill., in possession of Lazar Drugs, Inc.

SHIPPED: Prior to 2-28-61, from outside the State of Illinois.

LIBELED: 9-18-61, N. Dist. Ill.

CHARGE: 501(d)(2)—while held for sale, a substance other than *Hydrodiuril tablets* was substituted for *Hydrodiuril tablets*; 502(i) (2) and (3)—the article was an imitation of another drug, and was offered for sale under the name of another drug; and 502(a)—the label designation "MSD Tablets Hydrodiuril * * * 50 mg. Merck Sharp & Dohme" was false and misleading as applied to an article which was not 50 mg. tablets of *Hydrodiuril* manufactured by Merck Sharp & Dohme.

DISPOSITION: 10-19-61. Default—destruction.

6876. Insta-Pep tablets. (F.D.C. No. 46765. S. No. 13-789 T.)

QUANTITY: 13 cases, 6 combination pkgs. each, 1 50-tablet btl. and 1 25-tablet btl. in each pkg., at Gary, Ind.

SHIPPED: 3-8-61, from New York, N.Y., by Drug Research Corp.

LABEL IN PART: (Btl. and ctn.) "Insta-Pep with Dynamol and 'Vitamin Feed' For prolonged Vitamin-Mineral Release A high potency therapeutic *Vitamin-Iron Formula* Sole Distributors: Drug Research Corp., New York, N.Y. Each Tablet Contains: * * * Cobalamin Concentrate (Vit. B_{12} Activity) 3.0 mcg. Dynamol (D.R.C. Brand of Caffeine Alkaloid Anhydrous) 3.0 gr. * * *

*See also Nos. 6864, 6866.