6948. Water extract of alfalfa. (F.D.C. No. 46911. S. Nos. 31–217/19 T.)

QUANTITY: 24 1-qt. btls., 56 1-pt. btls., and 45 8-oz. btls., at Los Angeles, Calif.

SHIPPED: Between 7–3–61 and 9–26–61, from American Fork, Utah, by Lucerne Laboratories of Utah.

LABEL IN PART: (Btl.) "Lucerne * * * contains Water Extract of Alfalfa (Medicago Sativa) with water, Citric Acid, Tartaric Acid and Sugar added. * * * Lucerne Laboratories of Utah, 275 East State Road, American Fork, Utah."

ACCOMPANYING LABELING: Leaflets entitled "Lucerne * * * is a concentrated extract of Medicago Sativa (alfalfa)."

LIBELED: 1–16–62, S. Dist. Calif.

CHARGE: 502(a)—when shipped, the labeling accompanying the article contained false and misleading representations that the article, as a concentrated extract of alfalfa, was the richest source of valuable minerals; and that the article was adequate and effective for the treatment and prevention of tiredness, and to promote the proper functioning of the nervous system.

DISPOSITION: 2–9–62. Default—destruction.

6949. Wheat germ. (F.D.C. No. 46844. S. No. 26–982 T.)

QUANTITY: 56 cases, 12 12-oz. jars each, at Toledo, Ohio.

SHIPPED: 12–21–61 and 1–3–62, from Tecumseh, Mich., by Dynamic Kernels Foundation, Inc.

LABEL IN PART: (Jar) "12 Oz. Nt. Wt. Hayden's Wheat Germ Salt Free No Sugar Added * * * Dynamic Kernels Foundation, Inc. Tecumseh, Michigan."

LIBELED: 12–11–61; amended libels, 12–20–61 and 1–10–62, N. Dist. Ohio.

CHARGE: 502(a)—when shipped and while held for sale, the label contained false and misleading representations that the article was adequate and effective for the treatment of neuritis and arthritis, and to promote regularity.

DISPOSITION: 2–21–62. Consent—claimed by Dynamic Kernels Foundation, Inc., and relabeled.

6950. Vitamin B complex capsules. (F.D.C. No. 46599. S. No. 9–808 T.)

QUANTITY: 1,000 25-capsule btls., 707 50-capsule btls., and 2,160 sets of 1 100-capsule and 1 25-capsule btl. each, at Rochester, N.Y., in possession of Daw Drug Co., Inc.

SHIPPED: 6–27–61, from Detroit, Mich.

LABEL IN PART: (Btl.) "Biplex New Therapeutic 5 Mcg. B–12 Vitamin B Complex Fortified With Liver, Iron and Vitamin C * * * 1 Capsule per day. Distributed by Biplex Products Co., Buffalo, N.Y."

ACCOMPANYING LABELING: Newspaper tear sheets bearing the advertisement reading in part "Tired? Run Down? Nervous? Bi-Plex B_{12}."

RESULTS OF INVESTIGATION: The article was shipped in bulk to Buffalo, N.Y., and after arrival at Buffalo was repacked by Vitamin Capsule Corp., and then shipped to the dealer.

The newspaper tear sheets were displayed at the dealer's retail stores for the purpose of promoting sales of the article.

LIBELED: 10–24–61, W. Dist. N.Y.