2055. Misbranding of Robert J. Pierce's Special Formula. U. S. v. Robert J. Pierce, Inc. Plea of guilty. Fine, $1,000. (F. D. C. No. 9668. Sample Nos. 87145-E, 19952-F.)

INFORMATION FILED: January 14, 1944, Southern District of New York, against Robert J. Pierce, Inc., New York, N. Y.

ALLEGED SHIPMENT: On or about February 27 and November 23, 1942, from the State of New York into the States of Virginia and Massachusetts.

LABEL, IN PART: "Robert J. Pierce's Special Formula. Caution: To be used only by or on the prescription of a physician."

NATURE OF CHARGE: Misbranding, Section 502 (f) (1), the labeling of the article bore no directions for use.

Further misbranding, Section 502 (f) (2), the article was a laxative, and its labeling failed to bear a warning that it should not be used when abdominal pain, nausea, vomiting, or other symptoms of appendicitis were present; and, further, the labeling failed to warn that continued use of the article might result in dependence upon laxatives to move the bowels.

DISPOSITION: November 1, 1946. A plea of guilty having been entered, the court imposed a fine of $500 on each of the 2 counts of the information.

2056. Adulteration and misbranding of Radiodine and misbranding of Iriodine. U. S. v. 90 Ampuls of Radiodine and 90 Ampuls of Iriodine. Default decree of condemnation and destruction. (F. D. C. No. 21307. Sample Nos. 1550-H, 1551-H.)

LIBEL FILED: October 29, 1946, Southern District of Florida.

ALLEGED SHIPMENT: On or about July 2, 1946, by Albert D. Trencavel, from Chicago, Ill.

PRODUCT: 90 ampuls of *Radiodine* and 90 Ampuls of *Iriodine* at New Port Richey, Fla.

LABELS: (Boxes) "25-2cc Ampoules Radiodine," or "25-3cc Ampoules Iriodine."

NATURE OF CHARGE: Adulteration, Section 501 (c), (Radiodine only) the purity and quality of the article fell below that which it purported to possess, in that it was packaged in ampuls, which indicated that it was intended for intramuscular or intravenous use, and it was unsuitable for such use since it contained undissolved material.

Misbranding, Section 502 (b) (1), (both products) the labels failed to bear the name and place of business of the manufacturer, packer, or distributor; Section 502 (e) (2), they failed to bear the common or usual name of each ingredient; and, Section 502 (f) (1), they failed to bear adequate directions for use.

DISPOSITION: November 25, 1946. No claimant having appeared, judgment of condemnation was entered and the products were ordered destroyed.

2057. Misbranding of Alberty Vitamin-Mineral Capsules, Instant Alberty Food, Oxorin Tablets, Alberty's Regular Food, Alberty's Vegetable Compound Capsules, Alberty Vitamin B Complex Tablets, Alberty's Vitamin B_1, Alberty's Vitamin A Shark Liver Oil, Ri-Co Tablets, Alberty's Phosphate Pellets, Recal Calcium Tablets, Alberty's Lebara Pellets, Alberty's Sabinol, Alberty's Vi-C, Cheno Combination Tablets, Cheno Herb Tea Laxative, Cheno Preparation of Phytolacca Berry Juice, Alberty's Lebara No. 2 Pellets, Alberty Phospho B Tablets, and Alberty Calcium Pantothenate. U. S. v. 6 Cartons of Alberty Vitamin-Mineral Capsules (and various quantities of similar products). Default decree of destruction. (F. D. C. No. 13345. Sample Nos. 81301-F to 81319-F, incl., 81338-F.)

LIBEL FILED: On or about September 11, 1944, in the Western District of Missouri.

ALLEGED SHIPMENT: Between the approximate dates of October 18, 1943, and August 21, 1944, by Alberty Food Products, from Hollywood, Calif.

PRODUCT: 6 cartons of *Alberty Vitamin-Mineral Capsults*, 19 packages of *Instant Alberty Food*, 9 cartons of *Oxorin Tablets*, 7 cans of *Alberty's Regular Food*, 6 cartons of *Alberty's Vegetable Compound Capsules*, 31 bottles of *Alberty Vitamin B Complex Tablets*, 8 bottles of *Alberty's Vitamin B_1*, 6 boxes of *Alberty's Vitamin A Shark Liver Oil*, 7 bottles of *Ri-Co Tablets*, 28 bottles of *Alberty's Phosphate Pellets*, 13 bottles of *Recal Calcium Tablets*, 9 bottles of *Alberty's Lebara Pellets*, 14 bottles of *Alberty's Sabinol*, 11 bottles of *Alberty's Vi-C*, 14 cartons of *Cheno Combination Tablets*, 6 cartons of *Cheno Herb Tea Laxative*, 5 bottles of *Cheno Preparation of Phytolacca Berry Juice*,