5748. Brites tablets. (F.D.C. No. 42199. S. No. 4–761 P.)

QUANTITY: 6 display cartons containing a total of 41 bottles at Virginia Beach, Va.

SHIPPED: 7–30–58, from Brooklyn, N.Y., by Commerce Drug Co., Inc.

LABEL IN PART: (Btl.) "25 Tablets BRITES Relieves Hangover * * * Active Ingredients: Salicylamide, Magnesium Hydroxi-amino-acetate, Caffeine, Kola, Mate, Frangula, and Calamus. Directions: * * * Caution: * * * Pektamol Laboratories, Inc., Brooklyn, N.Y. Distributors."

LIBELED: 9–19–58, E. Dist. Va.

CHARGE: 502(a)—the labeling of the article, when shipped, contained false and misleading representations that the article was an adequate and effective treatment for jittery feelings, upset stomach, dizziness, drowsiness, etc., associated with hangover, and would make one feel peppy; and 502(f)(2)—the labeling of the article failed to bear a statement warning that the article should be kept out of reach of children.

DISPOSITION: 10–27–58. Default—destruction.

5749. Rutone capsules and Rutone tablets. (F.D.C. No. 42205. S. No. 35–378 P.)

QUANTITY: 35 boxes at Dallas, Tex.

SHIPPED: From Philadelphia, Pa. This was a return shipment.

LABEL IN PART: (Box) "21 Capsules 42 Tablets * * * RUTONE TWO-WAY PLAN Relieves pain of Arthritis and Rheumatism Distributed by Preston Laboratories, Inc., Chicago, Illinois Each Capsule Contains: Thiamine Mononitrate (Vitamin B–1) 1.0 mg. Ascorbic Acid (Vitamin C) 20.0 mg. P.A.B.A. (Para-Amino-Benzoic Acid) 180 mg. Salicylamide 180 mg. Calcium Succinate 65 mg. Two enteric coated tablets supply: Sodium Salicylate 194 mg. Magnesium Salicylate 129 mg. Calcium Salicylate 129 mg. Each dose consists of two * * * tablets and One Capsule."

ACCOMPANYING LABELING: Leaflet in box entitled "The Rutone Two-Way Plan."

RESULTS OF INVESTIGATION: Analysis showed that the capsules contained less than the declared amount of para-aminobenzoic acid.

LIBELED: 10–8–58, N. Dist. Tex.

CHARGE: 501(c)—the strength of the article, when shipped, differed from that which it purported and was represented to possess, namely, 180 milligrams of para-aminobenzoic acid per capsule; 502(a)—the labeling of the article, when shipped, contained false and misleading representations that the article was an adequate and effective treatment for arthritis, rheumatism, rheumatic fever, osteoarthritis, fibrositis, and gout, and for the pain of such conditions, and that salicylamide, an ingredient of the capsules, was approximately seven times as effective in relieving pain as aspirin; and 502(f)(2)—the label of the article failed to bear a warning to keep it out of the reach of children, and a warning that if pain persisted for more than ten days, or redness was present, a physician should be called immediately.

DISPOSITION: 11–7–58. Default—destruction.

5750. Eileen Cortney multi-formula X21. (F.D.C. No. 41938. S. Nos. 30–494/5 P.)

QUANTITY: 220 8-oz. jars and 288 4-oz. jars at Sayville, N.Y.