

4611. (F. D. C. No. 35593. S. Nos. 76-732/36 L, 76-739/41 L.)

INFORMATION FILED: 12-6-54, Dist. Mass., against Joseph DiGiorgio, t/a Ernst's Drug Store, Boston, Mass.

CHARGE: Between 5-30-54 and 7-7-54, *Dexedrine Spansules* and *pentobarbital sodium capsules* were each dispensed 4 times without a prescription.

PLEA: Guilty.

DISPOSITION: 4-20-55. \$400 fine, jail sentence of 6 months suspended, and probation for 2 years.

4612. (F. D. C. No. 35594. S. Nos. 80-855 L, 80-860 L, 80-865/66 L.)

INFORMATION FILED: 12-6-54, Dist. Mass., against Nicholas Eosco, Boston, Mass.

CHARGE: Between 5-14-54 and 7-8-54, *Dexedrine Spansules* were dispensed 4 times without a prescription.

PLEA: Guilty.

DISPOSITION: 4-20-55. \$400 fine, jail sentence of 6 months suspended, and probation for 2 years.

4613. (F. D. C., No. 35842. S. Nos. 55-865 L, 55-869 L, 55-891/92 L, 55-894 L.)

INFORMATION FILED: 7-29-54, W. Dist. Pa., against Morris L. Secher, t/a Secher's Pharmacy, Pittsburgh, Pa.

CHARGE: Between 7-2-53 and 8-5-53, *methyltestosterone tablets* and *secobarbital sodium capsules* were each dispensed once (counts 4 and 5) without a prescription, and *secobarbital sodium capsules* were dispensed 3 times (counts 1, 2, and 3) upon requests for a prescription refill without authorization by the prescriber.

PLEA: Guilty.

DISPOSITION: 3-25-55. \$100 fine, plus costs, and probation for 1 year.

4614. (F. D. C. No. 36676. S. Nos. 17-633 L, 17-639 L, 17-643 L, 17-648 L.)

INFORMATION FILED: 12-27-54, S. Dist. Calif., against Harry Schneiderman (president and pharmacist of Walker Drug Co., Inc.), Los Angeles, Calif., and Samuel S. Freedman, (pharmacist).

CHARGE: Between 6-10-53 and 8-19-53, *Desowyn Hydrochloride tablets* were dispensed 4 times (counts 1 to 4, incl.) upon requests for prescription refills without authorization by the prescriber.

PLEA: Guilty—by Schneiderman to counts 1 and 4; not guilty—by Freedman to counts 2 and 3.

DISPOSITION: The case against Freedman came on for trial before the court and jury on 2-8-55, and was concluded on 2-11-55, with the return by the jury of a verdict of not guilty. In the case of Schneiderman, the court, on 2-28-55, sentenced him to serve 3 days in jail and fined him \$200.

4615. (F. D. C. No. 36677. S. Nos. 59-487 L, 59-572/5 L, 60-318 L.)

INFORMATION FILED: 4-1-55, E. Dist. S. C., against Colonial Drug Store (a partnership), Florence, S. C., Duncan S. Farrow (partner and manager), and Ward S. Woodard (clerk for the partnership).

CHARGE: Between 10-26-53 and 12-4-53, *dextro-amphetamine sulfate tablets* were dispensed 3 times, *sulfisoxazole tablets* were dispensed twice, and *penicillin tablets* were dispensed once without a prescription.

PLEA: Guilty—by partnership and Farrow to all counts of the information and by Woodard to 3 counts involving dispensing of *dextro-amphetamine sulfate tablets* and *sulfisoxazole tablets*.

DISPOSITION: 4-25-55. Farrow—\$200 fine; partnership and Woodward—each \$100 fine.

4616. (F. D. C. No. 36674. S. Nos. 59-852/53 L, 59-857/58 L, 59-860 L, 60-062 L, 60-064/65 L.)

INFORMATION FILED: 11-29-54, W. Dist. N. C., against Frank E. Hoey (president of Cleveland Drug Co.), Shelby, N. C., and William O. Britt, Jr. (pharmacist).

CHARGE: Between 1-8-54 and 1-25-54, *capsules containing a mixture of secobarbital sodium and amobarbital sodium* were dispensed 3 times (counts 1, 3, and 7), *Dexedrine Sulfate tablets* were dispensed 4 times (counts 2, 4, 5, and 8), and *Metadren Linguets* were dispensed once (count 6) without a prescription.

PLEA: Guilty—by Hoey to all counts and by Britt to counts 3, 4, and 7.

DISPOSITION: 3-22-55. Hoey—\$500 fine, jail sentence of 18 months suspended, and probation for 3 years; Britt—\$250 fine, jail sentence of 12 months suspended, and probation for 3 years.

4617. (F. D. C. No. 35142. S. Nos. 69-773/4 L, 69-777/8 L, 69-780 L, 69-784 L, 69-786 L, 69-788 L.)

INFORMATION FILED: 10-19-53, Dist. Utah, against Peter E. Athas, t/a Crystal Pharmacy, Salt Lake City, Utah, and Louis P. Athas (manager of the pharmacy), and Harry C. Fowler (pharmacist).

CHARGE: Between 5-12-53 and 5-28-53, *methyltestosterone tablets* (counts 1 and 4) were dispensed twice, and *ergonovine maleate tablets* (count 3) and *tablets containing a mixture of sulfathiazole, sulfadiazine, and sulfamerazine* (count 2) were each dispensed once, without a prescription; and *secobarbital sodium capsules* (counts 5 and 6) and *dextro-amphetamine sulfate tablets* (counts 7 and 8) were each dispensed twice upon requests for prescription refills without authorization by the prescribers.

PLEA: Not guilty.

DISPOSITION: The case came on for trial before the court and jury on 2-1-54, and at its conclusion, the jury returned a verdict of guilty against Peter and Louis Athas on all 8 counts of the information and against Harry C. Fowler on counts 1, 3, 4, 5, 7, and 8.

On 3-12-54, the court fined Peter and Louis Athas \$1,000 and \$500, respectively; sentenced both individuals, together with Harry C. Fowler, to prison for 1 year, which sentence was suspended; and placed each of the three individuals on probation for 1 year.

4618. (F. D. C. Nos. 36653, 36656. S. Nos. 52-262 L, 52-266 L, 52-270 L, 52-282 L, 88-978/79 L.)

INFORMATION FILED: 12-6-54, S. Dist. N. Y., against Louis Gedan, t/a Lemac Community Drug and Lemac Drug, Yonkers, N. Y.; Paul S. Handler (pharmacist for Lemac Community Drug); and William Matz and Horatio D'Orsogna (pharmacists for Lemac Drug).

CHARGE: Between 10-27-53 and 2-10-54, *dextro-amphetamine sulfate tablets* were dispensed twice and *Oreton-M tablets* were dispensed once without a prescription; and a prescription for *dextro-amphetamine sulfate tablets* was