

CHARGE: 501 (d)—while in interstate commerce petroleum oil had been mixed with the article so as to reduce its quality; and, 501 (a) (2)—the article had been held under insanitary conditions while held for sale.

DISPOSITION: 1-10-55. Default—destruction.

DRUGS ACTIONABLE BECAUSE OF DEVIATION FROM OFFICIAL OR OWN STANDARDS*

4672. Tu Tone capsules. (F. D. C. No. 37114. S. No. 72-050 L.)

QUANTITY: 4,000 capsules in a bulk container and 21 100-capsule btl. at Freeport, N. Y.

SHIPPED: Between 6-29-54 and 7-10-54, from East Newark, N. J., by Jabert Pharmacal Co., Inc.

LABEL IN PART: (Bulk container) "Tu Tone Capsules"; (btl.) "Pharmak Caution: Federal Law Prohibits dispensing without Prescription Dephar Each Capsule Contains 50,000 U. S. P. Units of Vitamin D."

RESULTS OF INVESTIGATION: The capsules in the bottles had been repackaged and relabeled by the consignee from the bulk shipment. Analysis showed that the article contained 25,000 units of vitamin D per capsule.

LIBELED: 10-6-54, E. Dist. N. Y.

CHARGE: 501 (c)—the strength of the article when shipped differed from that which is purported and was represented to possess, namely, 50,000 units of vitamin D per capsule.

DISPOSITION: 11-16-54. Default—destruction.

4673. Rauwolfia serpentina (powder and tablets). (F. D. C. No. 37598. S. Nos. 10-213/9 M.)

QUANTITY: 6 100-lb. drums, 1 43-lb. drum, 139 100-tablet btl., 2 500-tablet btl., and 41 1,000-tablet btl. at Cedar Rapids, Iowa.

SHIPPED: Between 6-18-54 and 9-24-54, from New York, N. Y., by Prentiss Drug & Chemical Co.

LABEL IN PART: (Drum) "Pow. Rauwolfia Serpentina"; (btl.) "Raufia Encotes S. C. Light Orange Each tablet contains: * * * Rauwolfia Serpentina Alkaloids—0.75 mg. (Represented by approximately 100 mg. of the powdered whole root.) Paul Maney Laboratories Cedar Rapids, Iowa," "100 * * * Encotes Loten S. C. Gray Each tablet contains: * * * Rauwolfia Serpentina Alkaloids—0.75 mg. (As supplied by approximately 100 mg. of powdered whole root) * * * Paul Maney Laboratories Cedar Rapids, Iowa," and "Abten Sugar coated Pink Each tablet contains Rauwolfia Serpentina Alkaloids— 1.0 mg. (Represented by approximately 50 mg. powdered whole drug) * * * Paul Maney Laboratories Cedar Rapids, Iowa."

RESULTS OF INVESTIGATION: The article in the bottles was shipped from New York, N. Y., in bulk drums in powder form; and, after its receipt at Cedar Rapids, it was tableted, repacked into bottles, and relabeled by the consignee.

LIBELED: On or about 1-18-55, N. Dist. Iowa.

*See also Nos. 4667, 4671.