

**SPICES, FLAVORS, AND SEASONING MATERIALS\***

**29991. Caraway seed, mustard seed, and sesame seed.** (F.D.C. No. 49246. S. Nos. 38-483/5 X.)

**QUANTITY:** 1 unlabeled 75-lb. drum of ground caraway seed, 4 109-lb. bags of caraway seed, 9 110-lb. bags of mustard seed, and 3 100-lb. bags of sesame seed, at New Orleans, La.

**SHIPPED:** Between 3-7-63 and 6-12-63, from Brooklyn, N.Y., Power, Mont., and Brazil.

**LIBELED:** 9-23-63, E. Dist. La.

**CHARGE:** 402(a) (3)—contained insects while held for sale.

**DISPOSITION:** 11-27-63. Consent—claimed by New Orleans Import Co., Ltd., of New Orleans for reconditioning. The 9 bags of mustard seed were reconditioned and the other articles were destroyed since attempts to recondition did not prove to be satisfactory.

**29992. Chili powder, chili pods, anise seed, and cumin seed.** (F.D.C. No. 50439. S. No. 39-056 A.)

**QUANTITY:** 1 220-lb. bbl. of chili powder, 1 50-lb. drum of chili pods, 3 115-lb. bags of anise seed, and 1 110-lb. bag of cumin seed, at Laredo, Tex., in possession of Casso Guerra & Co.

**SHIPPED:** Between 12-6-62 and 6-19-64, from Los Angeles, Calif., Brooklyn, N.Y., and Nuevo Laredo, Mexico.

**LIBELED:** 8-21-64, S. Dist. Tex.

**CHARGE:** 402(a) (3)—all except cumin seed contained insects, and 402(a) (4)—all held under insanitary conditions.

**DISPOSITION:** 10-5-64. Default—destruction.

**VITAMIN, MINERAL, AND OTHER PRODUCTS OF SPECIAL DIETARY SIGNIFICANCE\*\***

**29993. Lanvite multiple vitamin and mineral tablets.** (F.D.C. No. 49902. S. No. 18-928 A.)

**QUANTITY:** 603 100-tablet btls. and 9 1,000-tablet btls. at Buffalo, N.Y.

**SHIPPED:** 12-27-63, from Philadelphia, Pa., by Vitamix Pharmaceuticals, Inc.

**LABEL IN PART:** (Btl.) "Lanvite Multiple Vitamins and Minerals Dosage: Adults 1-3 Tablets Daily Each tablet contains; Hematinics \* \* \* Folic Acid (Vitamin) .1 mg. \* \* \* Lipotropic Factors Methionine (Amino Acid) 25 mg. Vitamins \* \* \* Minerals Calcium (from Dicalcium) 23 mg. Phosphorus Phosphate 100 mg.) 18 mg. \* \* \* Sodium Molybdate 3 mg. \* \* \* Distributed by The Buffalo Pharmaceutical Supply Corp. Buffalo, N.Y."

**LIBELED:** 3-24-64, W. Dist. N.Y.

**CHARGE:** 402(a) (2) (C)—when shipped, the article contained a food additive, folic acid, which was unsafe within the meaning of 409, since it and its use and intended use were not in conformity with a regulation or exemption; and 403(a)—the listing on the label of the article of the following ingredients: calcium, phosphorus, methionine, and sodium molybdate, implied and suggested

\*See also No. 29976.

\*\*See also Nos. 29909, 29929.

that the nutritional value of the article was enhanced by the presence of such ingredients, when such implication and suggestion were false and misleading since the nutritional value of the article was not enhanced by the presence of such ingredients.

The article was alleged also to be misbranded under the provisions of the law applicable to drugs as reported in notices of judgment on drugs and devices, No. 7963.

DISPOSITION: 7-7-64. Consent—claimed by Buffalo Pharmaceutical Supply Corp., for relabeling.

29994. Yeast. (F.D.C. No. 47985. S. Nos. 62-248/50 T.)

QUANTITY: 5½ 200-lb. drums, 1¼ 125-lb. drums, 1½ 125-lb. drums, at St. Johnsbury, Vt., in possession of Mrs. Mildred Hatch.

SHIPPED: Between 6-4-62 and 6-29-62, from Milwaukee, Wis., and St. Louis, Mo.

ACCOMPANYING LABELING: Leaflets entitled "Answers To Some Questions About Yeast" dated April 15, 1962; and repack labels.

RESULTS OF INVESTIGATION: In the normal course of the dealer's business operations the bulk material described above was repacked on order into consumer-size bags of various sizes, and labeled as "Yeast" or "Yeast Extract."

LIBELED: 8-17-62, Dist. Vt.

CHARGE: 403(j)—while held for sale, the articles purported to be and were represented as foods for special dietary uses, and their labels failed to bear as required by regulations, a statement of the proportion of the minimum daily requirement for vitamin B<sub>1</sub>, riboflavin, niacin, and iron supplied by such foods when consumed in a specified quantity during a period of one day; and a statement of the percent by weight of protein, fat, and available carbohydrates in such foods and the number of available calories supplied by a specified quantity of such food.

The libel alleged also that the articles were misbranded under the provisions of the law applicable to drugs as reported in notices of judgment on drugs and devices, No. 7988.

DISPOSITION: 2-11-64. Consent—claimed by Mrs. Hatch and relabeled.

29995. Dietary food capsules. (F.D.C. No. 50103. S. Nos. 14-005/6 A.)

QUANTITY: 102 100-capsule btl. of Multi-Vitamin capsules and 86 100-capsule btl. of Geriatric Formula, at Waterbury, Conn.

SHIPPED: Between 12-19-62 and 2-18-64, from Newark, N.J., by Watkins Products, Inc.

LABEL IN PART: (Btl. and ctn.) "Watkins \* \* \* Dietary Food Capsules Multi-Vitamins With Minerals \* \* \* Distributed by Watkins Products, Inc., Winona, Minn. \* \* \* Vitamins and Minerals in Each Capsule: \* \* \* Folic Acid 0.25 Mg. \* \* \* As a dietary supplement take one capsule daily"; and "Dietary Food Capsules Special Geriatric Formula \* \* \* Vitamins and Minerals In Each Capsule: \* \* \* Folic Acid 0.34 mg. \* \* \* Take one capsule daily as a dietary supplement."

LIBELED: 5-22-64, Dist. Conn.

CHARGE: 402(a)(2)(C)—when shipped, the Multi-Vitamin capsules and, while held for sale, the Geriatric Formula capsules, contained folic acid, a food additive which was unsafe within the meaning of 409, since it and its use or intended use were not in conformity with a regulation or exemption in effect.