

LIBELED: 10-22-62, Dist. Minn.

CHARGE: 403(j)—when shipped, the article was represented as a food for special dietary use by reason of presence therein of vitamin C and its label failed to bear, as required by regulations, a statement of the proportion of the minimum daily requirement for vitamin C supplied by such food when consumed in a specified quantity during a period of one day.

DISPOSITION: 11-14-62. Consent—claimed by Bessie Gold, t/a Cayol Foods, Minneapolis, Minn., and relabeled.

28995. Hematinic tablets. (F.D.C. No. 48382. S. No. 4-954 V.)

QUANTITY: 417 btl. at Baltimore, Md.

SHIPPED: 3-6-62, from Philadelphia, Pa., by Hance Bros. & White Co.

LABEL IN PART: (Btl.) "100 Sugar-Coated Green Continental Hematinic Tablets Recommended as a dietary supplement Each Tablet Contains: * * * Folic Acid 0.3 mg. * * * Sulfate * * * 2035040 Continental Drug Co., Baltimore, Md. Distributors * * * Dose: One to three tablets daily with meals."

LIBELED: 11-26-62, Dist. Md.

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 or intended use were not in conformity with a regulation or exemption in effect pursuant to 409.

DISPOSITION: 12-26-62. Default—destruction.

28996. Hemo-Glo tablets. (F.D.C. No. 48057. S. No. 72-976 T.)

QUANTITY: 3 drums, containing a total of about 68,750 tablets, and 83 100-tablet btl., and 37 300-tablet btl., at Venetia, Pa., in possession of Nu-Age Biorganic Products, Inc.

SHIPPED: 5-29-62, from Inwood, Long Island, N.Y., by Barrows Chemical Co., Inc.

LABEL IN PART: (Btl.) "Hemo-Glo A rich natural dietary supplement indicated for iron deficiency anemia combining Iron, B-12, B-Complex, Vitamin C, Bioflavonoids, Liver, enzymes, and herbal extracts from natural sources. Manufactured for and distributed by Nu-Age Biorganic Products Venetia, Pennsylvania * * * Dosage of Three Tablets Provide: * * * Vitamin B-1 (Thiamine-yeast and rice bran concentrates) 3 mgs. * * * Niacin (yeast conc.) 2 mgs. * * * Vitamin C (rose hip conc.) 100 mgs."

RESULTS OF INVESTIGATION: Analysis showed that the article contained approximately 67% of the declared amount of vitamin B₁, 50% of the declared amount of vitamin C, and 76% of the declared amount of niacin. Investigation showed that the articles in the bottles had been repacked by Nu-Age Biorganic Products, Inc., from bulk drums shipped as described above.

LIBELED: 8-20-62, W. Dist. Pa.

CHARGE: 402(b)(1)—while held for sale, valuable constituents, vitamin B₁, vitamin C and niacin had been omitted or abstracted from the article.

403(a)—when shipped and while held for sale, the drum and bottle labels contained statements which represented and suggested that the article was of significant value for special dietary supplementation, and for the treatment of iron deficiency anemia, by reason of the presence therein of black cohosh, buchu leaves, comfrey root, strawberry leaves, mullein leaves, violet

leaves, pipsissewa herb, juniper berries, licorice root, buckhorn bark, cellulolytic enzyme, amylolytic enzyme, lipolytic enzyme, prickly ash bark, inositol, choline, lecithin, dulse, burdock root, dandelion root, oregon grape-root, yellow dock, gentian root, red clover blossom, hyssop, sarsaparilla root, watercress juice, alfalfa juice, rutin, lemon bioflavonoids, beef peptone, red bone marrow, and desiccated and defatted liver; which statements were false and misleading, since they were contrary to fact; and 403(a) the label statements "Dosage of Three Tablets provide * * * Vitamin B₁ 3 mgs. * * * Niacin 2 mgs. * * * Vitamin C 100 mgs." were false and misleading, as applied to a product containing less than the declared amounts of these ingredients.

DISPOSITION: 3-26-63. Default—destruction.

28997. Sea-Con. (F.D.C. No. 45356. S. No. 46-237 R.)

QUANTITY: 67 1-pt. btls. at Charlotte, N.C.

SHIPPED: 11-16-60, from Columbia, S.C., by Sea-Con, Inc.

LABEL IN PART: (Btl.) "Sea-Con A specially Prepared Concentration From The Sea Minerals in Sea Water Normally Contain 44 Trace Elements as Listed Hereon * * * Manufactured by Sea-Con, Inc. P.O. Box 3115, Columbia, S.C."

ACCOMPANYING LABELING: Booklets entitled "The Story of Sea-Con."

LIBELED: 1-20-61, W. Dist. N.C.

CHARGE: 403(a)—when shipped, the labeling contained false and misleading statements that the ordinary diet is depleted of minerals necessary for proper nutrition; that the article contained all trace elements necessary for the proper metabolism of food by man which cannot be supplied by the ordinary diet, and which are found only in sea water; and that the article supplied significant amounts of 44 minerals for special dietary use; and 403(j)—the article purported to be and was represented as a food for special dietary use by reason of its mineral content and its label failed to bear, as required by regulations, a statement of the proportion of the minimum daily requirement for calcium, phosphorus, iron and iodine supplied by such food when consumed in a specified quantity during the period of one day; and also its label failed to bear the statement "The need for sulphur, bromine, carbon, strontium, boron, silicon, fluorine, nitrogen, aluminum, rubidium, lithium, barium, arsenic, manganese, zinc, lead, selenium, cesium, uranium, molybdenum, thorium, cerium, silver, vanadium, lanthanum, yttrium, nickel, scandium, mercury, gold, radium, cadmium, chromium, cobalt, and tin, in human nutrition has not been established."

The libel alleged also that the article was misbranded under the provisions of the Act relating to drugs as reported in notices of judgment on drugs and devices, No. 7213.

DISPOSITION: 7-31-61. Default—destruction.

28998. Hilcoa food supplements. (F.D.C. No. 45527. S. Nos. 85-682/4 R.)

QUANTITY: 28 ctns., each containing 10 450-tablet pkgs. of protein with lecithin tablets and 146 ctns., each containing 336 vitamin-mineral tablets and 120 protein with lecithin tablets, at North Kansas City, Mo.

SHIPPED: On 2-16-61 and 3-7-61, the 146-ctn. lot was shipped in part from Oakland, Calif., by Hilcoa Co., of San Jose, Calif., and in part from Los Angeles,