

quantities of vitamins in the ordinary diet, that vitamin supplementation was therefore necessary; and that the article was nutritionally superior to such ordinary foods.

403(a)—the labeling of liquid vitamin for infants and children contained false and misleading representations that it was impossible for infants and children to consume adequate nutritional quantities of vitamins in the ordinary diet, that vitamin supplementation was therefore necessary; and that the article was nutritionally superior to such ordinary foods.

403(j)—when shipped, the vitamin A and D tablets and vitamin A and D and B<sub>12</sub> tablets purported to be and were represented as foods for special dietary uses by reason of their vitamin and mineral content, and their labels failed to bear, as required by regulations, a statement of the proportion of the minimum daily requirement of vitamin A for infants and children supplied by such foods when consumed in a specified quantity during the period of one day.

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. 6496.

DISPOSITION: 10-27-60. Default—delivered to county institutions for use under a physician's instruction.

**27742. Omin Plus iron phosphate tablets.** (F.D.C. No. 44210. S. Nos. 85-709/11 P.)

QUANTITY: 6 tins of Lot No. 41701, 7 tins of Lot No. 41702, and 4 tins of Lot No. 41703, each tin containing 25,000 tablets, at Fishkill, N.Y.

SHIPPED: Between 2-11-59 and 2-16-59, from Worcester, Mass., by Brewer & Co., Inc.

LABEL IN PART: "Private Formula \* \* \* Omin-Plus \* \* \* Iron (Ferric) Phosphate 67 mg. (160% MDR)."

RESULTS OF INVESTIGATION: Analyses showed that the article contained approximately (Lot No. 41701) 55 percent, (Lot No. 41702) 58 percent, and (Lot No. 41703) 55 percent of the declared amounts of iron.

LIBELED: 2-11-60, S. Dist. N.Y.

CHARGE: 402(b)(1)—when shipped and while held for sale, the valuable constituent, iron, had been in part omitted or abstracted from the article; and 403(a)—the label statement "Iron (Ferric) Phosphate 67 mg." was false and misleading.

The libel alleged also that the article was misbranded under the provisions of the law applicable to drugs, as reported in notices of judgment on drugs and devices, No. 6494.

DISPOSITION: 7-29-60. Default—destruction.

**27743. Oro-Vita food supplement.** (F.D.C. No. 44262. S. Nos. 84-053 P, 17-305 R.)

QUANTITY: 34 cases, each containing 6 ctns., each ctn. containing 360 mineral tablets and 180 vitamin tablets, at Salt Lake City, Utah, in possession of Oro-Vita Corp.; and 160 packages, each containing 2 ctns. of 360 mineral tablets and 180 vitamin tablets; 450 envelopes, each containing 4 mineral tablets and 2 vitamin tablets; 39 drums, each containing 21,239 mineral tablets and 21 drums, each containing 21,239 vitamin tablets, at Salt Lake City, Utah, in possession of "N" Products Co.