

nesium * * * 0.72 mg. * * * The need in human nutrition has not been established," were false and misleading since they were contrary to fact.

DISPOSITION: 12-30-60. Default—destruction.

27143. Vitamins and minerals. (F.D.C. No. 44985. S. No. 35-985 R.)

QUANTITY: 28 ctns., 896 lbs. total, at Brooklyn, N.Y.

SHIPPED: The article was delivered, on 8-30-60, to a ship pier at Brooklyn, N.Y., for shipment to Iceland.

RESULTS OF INVESTIGATION: Inspection showed that the article had been submerged in polluted river water. The contamination occurred as a result of a storm on 9-13-60, which flooded the pier at Brooklyn, N.Y., where the article was stored.

LIBELED: 10-13-60, E. Dist. N.Y.

CHARGE: 402(a)(4)—held under insanitary conditions while in interstate commerce.

DISPOSITION: 1-18-61. Default—destruction.

27144. Vitamin capsules. (F.D.C. No. 45061. S. No. 35-928 R.)

QUANTITY: 13 1,000-capsule btl., and 272 100-capsule btl., at Oyster Bay, Long Island, N.Y.

SHIPPED: Prior to 8-17-60, from Cedar Rapids, Iowa.

RESULTS OF INVESTIGATION: Examination showed that the article contained less than 40 percent of the declared amount of vitamin D.

LIBELED: 11-7-60, E. Dist. N.Y.,

CHARGE: 402(b)(1)—while held for sale, the valuable constituent, vitamin D, had been in part omitted or abstracted from the article; 403(a)—the label statement "Vit. D. (Calciferol) 1000 Units" was false and misleading; and the label statement "Each capsule supplies the following percentages of the minimum daily requirement * * * Vitamin B₆ 166%" was false and misleading since the minimum daily requirement for vitamin B₆ has not been established.

DISPOSITION: 2-8-61. Default—destruction.

27145. Vi-Cal-Nate capsules. (F.D.C. No. 44614. S. No. 6-378 R.)

QUANTITY: 466 100-capsule btl. at Hartford, Conn.

SHIPPED: Some time in 1955, from Worcester, Mass., by Brewer & Co.

LABEL IN PART: (Btl.) "Vi-Cal-Nate -Therland-Improved."

RESULTS OF INVESTIGATION: Examination showed that the article contained approximately 69 percent of the declared amount of vitamin A and 75 percent of the declared amount of vitamin C.

LIBELED: 6-17-60, Dist. Conn.

CHARGE: 402(b)(1)—while held for sale, the valuable constituents, vitamin A and vitamin C, had been in part omitted or abstracted from the article; and 403(a)—the label statement, "Each capsule contains: Vitamin A 5000 USP Units * * * Vitamin C 37.5 mg." was false and misleading.

403(a)—when shipped, the label statement "The MDR* for the rest has not been determined" with reference to the iron and calcium in the article, was false and misleading since it was contrary to fact; and 403(j)—the article purported to be and was represented as a food for special dietary