

**20794. Adulteration and misbranding of vitamin and mineral tablets. U. S. v. 58 Bottles \* \* \*. (F. D. C. No. 35312. Sample No. 38088-L.)**

**LIBEL FILED:** July 10, 1953, Southern District of New York.

**ALLEGED SHIPMENT:** On or about January 14, 1953, from Cleveland, Ohio.

**PRODUCT:** 58 100-tablet bottles of vitamin and mineral tablets at New York, N. Y. Analyses showed that the tablets contained 76 percent of the declared amount of vitamin A and approximately 50 percent of the declared amount of vitamin D.

**NATURE OF CHARGE:** Adulteration, Section 402 (b) (1), valuable constituents, vitamin A and vitamin D, had been in part omitted or abstracted from the article.

Misbranding, Section 403 (a), the label statement "Each Tablet Contains: \* \* \* Vitamin A 5,000 U. S. P. units \* \* \* Vitamin D 500 U. S. P. units" was false and misleading as applied to the article, which contained less than 5,000 U. S. P. units of vitamin A and less than 500 U. S. P. units of vitamin D.

The article was alleged to be adulterated and misbranded while held for sale after shipment in interstate commerce. The libel alleged also that another article, consisting of vitamin tablets, was adulterated and misbranded under the provisions of the law applicable to drugs, as reported in notices of judgment on drugs and devices.

**DISPOSITION:** December 15, 1953. Default decree of condemnation and destruction.

**20795. Adulteration and misbranding of vitamin capsules. U. S. v. 15 Bottles, etc. (F. D. C. No. 35300. Sample Nos. 14399-L to 14402-L, incl.)**

**LIBEL FILED:** June 15, 1953, District of Wyoming.

**ALLEGED SHIPMENT:** Prior to December 31, 1950, and on or about October 15 and November 1, 1951, from Detroit, Mich.

**PRODUCT:** 15 100-capsule bottles and 25 250-capsule bottles of vitamin B<sub>1</sub> capsules and 42 100-capsule bottles of vitamin B<sub>1</sub> and vitamin D capsules at Cheyenne, Wyo.

**NATURE OF CHARGE:** Adulteration Section 402 (b) (1), a valuable constituent, vitamin B<sub>1</sub>, had been in part omitted or abstracted from the capsules (in all lots) and a valuable constituent, vitamin D, had been in part omitted or abstracted from the capsules (in the 42-bottle lot).

Misbranding, Section 403 (a), the label statements (15- & 25-bottle lots) "Each capsule contains: Vitamin B<sub>1</sub> \* \* \* 6 Mg. \* \* \* 1 capsule supplies 6 times the minimum daily requirement for vitamin B<sub>1</sub>" and (42-bottle lot) "Each capsule contains: \* \* \* 6 Mg. \* \* \* Thiamin Chloride \* \* \* 1,200 U. S. P. Units Vitamin D" were false and misleading as applied to the capsules, which contained (all lots) less than the stated amount of vitamin B<sub>1</sub> and (42-bottle lot) less than the stated amount of vitamin D.

The capsules were alleged to be adulterated and misbranded while held for sale after shipment in interstate commerce.

**DISPOSITION:** August 31, 1953. Default decree of condemnation. The court ordered that the product be delivered to a local hospital.

**20796. Adulteration and misbranding of vitamin tablets. U. S. v. 10 Bottles, etc. (F. D. C. No. 35358. Sample Nos. 38096-L, 38097-L.)**

**LIBEL FILED:** July 21, 1953, Eastern District of New York.