

**ALLEGED SHIPMENT:** On or about January 18, 1952, and April 3 and 9, 1953, from Newark, N. J.

**PRODUCT:** Vitamin tablets. 10 1,000-tablet bottles, 263 100-tablet bottles, 1 5,000-tablet drum, and 22 1,000-tablet bottles at Astoria, Long Island, N. Y.

Analyses disclosed that the tablets in the 22-bottle lot contained less than 60 percent of the declared amount of vitamin D and that the tablets in the other lots contained 64 percent of the declared amount of vitamin B<sub>1</sub> and less than 60 percent of the declared amount of vitamin D.

**NATURE OF CHARGE:** Adulteration, Section 402 (b) (1), a valuable constituent, vitamin D, had been in part omitted or abstracted from the tablets in the 22-bottle lot; and valuable constituents, vitamin B<sub>1</sub> and vitamin D, had been in part omitted or abstracted from the tablets in the other lots.

Misbranding, Section 403 (a), the statement on the label of the bottles in the 22-bottle lot, which represented that 3 tablets would provide 1,500 U. S. P. units of vitamin D, and the statement on the labels of the other lots, which represented that each tablet contained 10 milligrams of vitamin B<sub>1</sub> and 100 U. S. P. units of vitamin D, were false and misleading.

The tablets in each of the above-mentioned lots were adulterated and misbranded while held for sale after shipment in interstate commerce.

**DISPOSITION:** October 16, 1953. Default decree of condemnation and destruction.

**20797. Adulteration and misbranding of B-Lixir and Neovis. U. S. v. 14 Bottles, etc. (F. D. C. No. 35357. Sample Nos. 59103-L, 59105-L.)**

**LIBEL FILED:** July 15, 1953, Northern District of Georgia.

**ALLEGED SHIPMENT:** On or about December 5, 1952, and April 17, 1953, by the First Texas Chemical Mfg. Co., from Dallas, Tex.

**PRODUCT:** 14 1-pint bottles of B-Lixir and 12 1-pint bottles of Neovis at Atlanta, Ga. Analyses showed that the B-Lixir contained 61 percent of the declared amount of vitamin B<sub>1</sub> and that the Neovis contained less than 50 percent of the declared amounts of vitamin B<sub>1</sub> and vitamin B<sub>12</sub>.

**NATURE OF CHARGE:** B-Lixir. Adulteration Section 402 (b) (1), a valuable constituent, vitamin B<sub>1</sub>, had been in part omitted or abstracted from the article. Misbranding, Section 403 (a), the label statement "Each fluidounce represents: Thiamin Hydrochloride 7.207 mgm." was false and misleading as applied to the article, which contained less than the declared amount of thiamine hydrochloride (vitamin B<sub>1</sub>) per fluid ounce.

Neovis. Adulteration, Section 402 (b) (1), valuable constituents, vitamin B<sub>1</sub> and vitamin B<sub>12</sub>, had been in part omitted or abstracted from the article. Misbranding, Section 403 (a), the label statement "Each fluidounce represents: \* \* \* Vitamin B<sub>12</sub> ----- 10 mcg. Thiamin Hydrochloride (B<sub>1</sub>) ----- 3 mg." was false and misleading as applied to the article, which contained less than the declared amounts of vitamin B<sub>12</sub> and vitamin B<sub>1</sub> per fluid ounce.

**DISPOSITION:** August 31, 1953. Default decree of condemnation and destruction.

**20798. Misbranding of brewer's yeast tablets. U. S. v. 18 Drums, etc. (F. D. C. No. 35322. Sample Nos. 8564-L, 8569-L.)**

**LIBEL FILED:** June 20, 1953, Northern District of New York.

**ALLEGED SHIPMENT:** On or about June 1, 1945, by Sharp & Dohme, from Philadelphia, Pa.

**PRODUCT:** Brewer's yeast tablets. 18 drums, each containing 20,000 tablets, and 40 bottles, each containing 1,000 tablets, at Auburn, N. Y., in the possession of Vita Laboratories Pharmaceutical Chemists.

**RESULTS OF INVESTIGATION:** When the tablets were shipped in interstate commerce, they were packaged in bulk drums, and, upon their receipt by the consignee, a number of the tablets were repackaged into bottles.

**LABEL, IN PART:** (Drum) "Sugar-Coated Tablets Brewer's Yeast 6 grains"; (bottle) "1000 S. C. T. Theabex Vitamin B-complex \* \* \* Each Theabex contains: thiamin Chloride (Vitamin B<sub>1</sub>) Riboflavin (Vitamin B<sub>2</sub>) Pyridoxine (Vitamin B<sub>6</sub>) Nicotinic Acid (P-P Factor) Pantothenic Acid (Filtrate Factor) and other natural factors of the Vitamin B-complex found in concentrated brewer's yeast \* \* \* Sole Distributors Vita Laboratories Pharmaceutical Chemists Auburn, New York."

**NATURE OF CHARGE:** Tablets in drums. Misbranding, Section 403 (j), the article purported to be and was represented as a food for special dietary uses by reason of its vitamin content, and its label failed to bear, as required by the regulations, a statement of the kind and quantities of vitamins supplied by the article when consumed in a specified quantity during a period of one day. The article was misbranded in this respect when introduced into and while in interstate commerce.

Tablets in bottles. Misbranding, Section 403 (j), the article purported to be and was represented as a food for special dietary uses by reason of its vitamin content, and its label failed to bear, as required by the regulations, a statement of the proportion of the minimum daily requirements of vitamin B<sub>1</sub> and vitamin B<sub>2</sub> and the amount of vitamin B<sub>6</sub> supplied by the article when consumed in a specified quantity during a period of one day; and the label of the article failed also to bear the statement "The need for pantothenic acid in human nutrition has not been established." The article was misbranded in this respect while held for sale after shipment in interstate commerce.

**DISPOSITION:** July 31, 1953. Vita Laboratories, Auburn, N. Y., claimant, having admitted the truth of the allegations of the libel, judgment of condemnation was entered and the court ordered that the product be released under bond for relabeling under the supervision of the Department of Health, Education, and Welfare.

On March 9, 1954, the 18 drums of the product were destroyed by the U. S. marshal.

**20799. Adulteration and misbranding of Matabs. U. S. v. 285 Bottles, etc.**  
(F. D. C. No. 35657. Sample No. 52620-L.)

**LIBEL FILED:** September 25, 1953, District of New Jersey.

**ALLEGED SHIPMENT:** On or about March 6 and June 13 and 22, 1953, by Morse Laboratories, Inc., from New York, N. Y.

**PRODUCT:** 285 100-tablet bottles and 69 500-tablet bottles of Matabs at Irvington, N. J.

**LABEL, IN PART:** (Bottles) "Matabs Improved Each tablet contains \* \* \* Ferrous Sulfate 64.8 mg. \* \* \* In Pregnancy and during lactation three tablets daily provides 2¾ times M. D. R. of Iron."

**NATURE OF CHARGE:** Adulteration, Section 402 (b) (1), a valuable constituent, iron, had been in part omitted or abstracted from the article.