279. Misbranding of pessaries. U. S. v. 1 11/12 Dozen, 2 Dozen, and 22 Pessaries. Default decree of condemnation and destruction. (F. D. C. No. 2543. Sample Nos. 15593–E, 15594–E, 15595–E.)

This device, which consisted of a metallic mushroom-shaped disk with a cylindrical stem bearing on its end two springy wires, was potentially dangerous to health.

On August 13, 1940, the United States attorney for the Eastern District of Missouri filed a libel against 69 pessaries at St. Louis, Mo., alleging that the article had been shipped in interstate commerce within the period from on or about September 26, 1939, to on or about July 26, 1940, by the H. Carstens Manufacturing Co. from Chicago, Ill.; and charging that it was misbranded in that it was dangerous to health when used with the frequency or duration prescribed. The article was labeled in part: "Hood Improved Pessary."

On September 11, 1940, no claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

280. Misbranding of tablets. U. S. v. 45 Boxes of Rock-A-Way Tablets. Default decree of condemnation and destruction. (F. D. C. No. 3937. Sample No. 50705–E.)

This product consisted of tablets containing approximately 6 grains each of boric acid, together with sodium bicarbonate and citric acid. It would be dangerous to health when used in the dosage and with the frequency and duration prescribed, recommended, or suggested in the labeling, which directed that 2 tablets be taken before each meal.

On March 7, 1941, the United States attorney for the Eastern District of Virginia filed a libel against 45 boxes of Rock-A-Way Tablets at Norfolk, Va., alleging that the article had been shipped in interstate commerce on or about November 28, 1940, by the Gates Medicine Co. from Charleston, W. Va.; and charging that it was misbranded for the reason shown above.

On April 11, 1941, no claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

Nos. 281 and 282 report seizure and disposition of drug products whose labeling failed to bear adequate warnings against use in those pathological conditions where its use might be dangerous to health or against unsafe dosage, methods, or duration of administration.

281. Adulteration and misbranding of Bromo-Thein. U. S. v. 58 Bottles of Bromo-Thein. Default decree of condemnation and destruction. (F. D. C. No. 3096. Sample No. 4075–E.)

The label of this product, in addition to failure to bear adequate warnings, also failed to bear adequate directions for use. Moreover, examination showed that the product contained smaller proportions of acetanilid and sodium and potassium bromides than those stated on the label.

On or about September 26, 1940, the United States attorney for the Eastern District of Michigan filed a libel against 58 bottles of Bromo-Thein at Detroit, Mich., alleging that the article had been shipped in interstate commerce on or about August 28, 1940, by Lockwood Laboratories from Hammond, Ill.; and charging that it was adulterated and misbranded.

The article was alleged to be adulterated in that its strength differed from that which it purported or was represented to possess.

It was alleged to be misbranded in that the statement on the label, "Each heaping teaspoonful contains 2½ grains Acetanilid, 2½ grains Sodium Bromide, 2½ grains Potassium Bromide," was false and misleading since it was not correct. The article was alleged to be misbranded further in that its labeling failed to bear adequate directions; and in that the labeling failed to bear adequate warnings against use in those pathological conditions where its use might be dangerous to health, or against unsafe dosage, methods, or duration of administration or application in such manner and form as are necessary for the protection of users because frequent or continued use of the article might be dangerous, causing serious blood disturbances, mental derangement, and other serious effects.

On November 7, 1940, no claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.