

LIBELED: 1-27-56, Dist. Columbia.

CHARGE: 402 (a) (3)—contained birds contaminated with fecal matter when shipped.

DISPOSITION: 3-12-56. Default—consumption by animals.

23292. Frozen dressed turkeys. (F. D. C. No. 38976. S. No. 36-011 M.)

QUANTITY: 74 cartons, 1 turkey each, at Chicago, Ill.

SHIPPED: 12-15-55, from Cleveland, Ohio, by Herbert Newman.

LABEL IN PART: (Carton) "Ready To Cook Delicious Dressed Turkeys."

LIBELED: 3-5-56, N. Dist. Ill.

CHARGE: 402 (a) (3)—contained decomposed turkeys when shipped.

DISPOSITION: 4-3-56. Default—destruction.

SPICES, FLAVORS, AND SEASONING MATERIALS

23293. Chili peppers. (F. D. C. No. 38938. S. No. 9-297 M.)

QUANTITY: 32 100-lb. bags at Terminal Island, Calif., in possession of Crescent Wharf & Warehouse Co.

SHIPPED: 11-5-55, from Moji City, Japan.

LIBELED: 2-7-56, S. Dist. Calif.

CHARGE: 402 (a) (3)—contained rodent excreta, insect-infested chili peppers, and moldy chili peppers; and 402 (a) (4)—held under insanitary conditions.

DISPOSITION: 3-5-56. Default—destruction.

23294. Ground cumin, shredded coconut, celery seed, shelled peanuts, caraway seed, prunes, and stuffed dates. (F. D. C. No. 38684. S. Nos. 18-835/8 M, 18-840/1 M, 18-845 M.)

QUANTITY: 1 65-lb. drum of ground cumin, 1 40-lb. drum of shredded coconut, 50 lbs. of celery seed in an unlabeled bin and 1 30-lb. drum of celery seed, 1 50-lb. bag of shelled peanuts, 1 64-lb. bag of caraway seed, 63 30-lb. boxes of prunes, and 18 8-oz. pkgs. of stuffed dates at Mansfield, Ohio.

SHIPPED: Between 1935 and 1954, from various points outside the State of Ohio.

LIBELED: 11-18-55, N. Dist. Ohio.

CHARGE: 402 (a) (3)—contained insects, moldy peanuts, and decomposed prunes while held for sale.

The libel alleged that another article, namely, an antiseptic solution, was adulterated and misbranded under the provisions of the law applicable to drugs, as reported in notices of judgment on drugs and devices, No. 4942.

DISPOSITION: 12-15-55. Default—destruction.

VITAMIN, MINERAL, AND OTHER PRODUCTS OF SPECIAL DIETARY SIGNIFICANCE

23295. Vitamelk. (F. D. C. No. 37828. S. No. 76-122 L.)

INFORMATION FILED: 6-8-55, W. Dist. Wash., against Dawe's Mfg. Co., a corporation, Auburn, Wash.

SHIPPED: 3-4-54, from Washington to Oregon.

LABEL IN PART: (Bag) "Dawe's Vitamelk Multi-Vitamin Fortifier (D. V. Base)."

CHARGE: 403 (a)—the label statement "Minimum Guarantee Per Pound Vitamin D₂ (Int. Chick Units) 27,240" was false and misleading in that the article, when shipped, contained less than 27,240 International Chick Units of vitamin D₂ per pound.

PLEA: Nolo contendere.

DISPOSITION: 5-7-56. \$2,500 fine.

23296. Vitamin preparations. (F. D. C. No. 38885. S. Nos. 23-394/400 M, 23-481/2 M.)

QUANTITY: 144 100-capsule btl. and 34 250-capsule btl. of Quinbex vitamin B complex; 84 250-gelucap btl. of Vitamals; 82 100-tablet btl. of Hydrolyzol; 220 100-gelucap btl. of Bevrans; 46 100-gelucap btl. of Multi-Vitamin VCA; 82 100-capsule btl. of Vi-Nutro Multi-Vitamin Perles; 200 100-capsule btl. of Vi-Nutro Perles; and 22 100-capsule btl. of Quintrons, at Boston, Mass.

SHIPPED: Between 4-1-55 and 10-14-55, from St. Louis, Mo., and Newark, N. J.

RESULTS OF INVESTIGATION: Analysis showed that the Vitamals contained less than the declared amount of vitamin B₁₂ and that the other articles contained less than the declared amounts of vitamin B₁.

LIBELED: 12-29-55, Dist. Mass.

CHARGE: 402 (b) (1)—valuable constituents, vitamin B₁₂ (84-btl. lot) and vitamin B₁ (all other lots), had been in part omitted or abstracted from the articles while held for sale; and 403 (a)—the following label statements: (144-, 34-, and 46-btl. lot) "Each Gelucap Contains: Vitamin B-1 (Thiamin Chloride) 2 mg."; (84-btl. lot) "Each Vitamals Gelucap Contains: * * * Vitamin B₁₂ (Oral Grade) 3 mcg."; (82-btl. lot Hydrolyzol) "Thirty-six grams will supply * * * Thiamine (B₁) 14 mg."; (220-btl. lot) "Each Gelucap Contains: Vitamin B₁ (Thiamin Chloride) 6 mg."; (82-btl. lot Vi-Nutro Multi-Vitamin Perles and 22-btl. lot Quintrons) "Each Capsule Contains: Vitamin B-1 (Thiamin Chloride) 1 mg."; and (200-btl. lot Vi-Nutro Perles) "Each Capsule Contains: * * * Vitamin B₁ . . . 333 U. S. P. Units" were false and misleading.

DISPOSITION: 4-9-56. Default—delivered to a charitable institution, accompanied by a notice of vitamin deficiency.

23297. Vitamin tablets. (F. D. C. No. 39232. S. No. 43-221 M.)

QUANTITY: 80 125-tablet btl. at Memphis, Tenn.

SHIPPED: Approximately 4 or 5 years prior to the filing of the libel, from New York, N. Y.

RESULTS OF INVESTIGATION: Analysis showed that the article contained less than the declared amounts of vitamin B₁, vitamin B₂, and niacinamide.

LIBELED: 5-14-56, W. Dist. Tenn.

CHARGE: 402 (b) (1)—valuable constituents, vitamin B₁, vitamin B₂, and niacinamide, had been in part omitted or abstracted from the article while held for sale; and 403 (a)—the label statement "The suggested intake of 9 Tablets daily supplies: * * * Vitamin B₁ (Thiamine Hydrochloride) 333 U. S. P. Units * * * Vitamin B₂ (Riboflavin) 2 Milligrams * * * Niacinamide 10 Milligrams" was false and misleading.