

30 percent by weight of vegetable oil, the minimum permitted by the definition and standard.

DISPOSITION: November 30, 1953. The defendant having entered a plea of nolo contendere, the court fined him \$300.

VITAMIN, MINERAL, AND OTHER PRODUCTS OF SPECIAL DIETARY SIGNIFICANCE

21148. Adulteration and misbranding of vitamin tablets. U. S. v. 107,300 Tablets
* * *. (F. D. C. No. 36190. Sample No. 52629-L.)

LIBEL FILED: December 17, 1953, Northern District of Illinois.

ALLEGED SHIPMENT: On or about September 25, 1953, from Newark, N. J. This was a return shipment.

PRODUCT: 107,300 vitamin tablets in 8 drums at Chicago, Ill. Analysis showed that the product contained 72 percent of the declared amount of vitamin B₁.

LABEL, IN PART: (Drum) "Rx No. 4726 * * * Lot No. 57886 1252 Special Tablets #4726 * * * 4 Tablets contain Thiamine Hcl. (B₁)—6.0 mgm. MDR 600%."

NATURE OF CHARGE: Adulteration, Section 402 (b) (1), a valuable constituent, vitamin B₁, had been in part omitted or abstracted from the article.

Misbranding, Section 403 (a), the label statement "4 Tablets contain Thiamine Hcl. (B₁)—6.0 mgm." was false and misleading as applied to the article, which contained less than the declared amount of vitamin B₁.

DISPOSITION: March 12, 1954. Default decree of condemnation and destruction.

21149. Adulteration and misbranding of vitamin capsules. U. S. v. 4,848 Bottles
* * *. (F. D. C. No. 35465. Sample No. 55855-L.)

LIBEL FILED: August 26, 1953, Western District of Pennsylvania.

ALLEGED SHIPMENT: On or about November 7, 1951, from Baltimore, Md.

PRODUCT: 4,848 100-capsule bottles of vitamin capsules at Pittsburgh, Pa.

NATURE OF CHARGE: Adulteration, Section 402 (b) (1), a valuable constituent, vitamin B₁, had been in whole or in part omitted or abstracted from the article.

Misbranding, Section 403 (a), the label statement "Each capsule contains: * * * Thiamine Hydrochloride (B₁) 2 Mg." was false and misleading as applied to the article, which contained less than that amount of vitamin B₁.

The article was adulterated and misbranded while held for sale after shipment in interstate commerce.

DISPOSITION: February 2, 1954. Default decree of condemnation. The court ordered that the product be delivered to a local hospital.

21150. Adulteration and misbranding of multivitamin capsules. U. S. v. 861,800 Capsules
* * *. (F. D. C. No. 36211. Sample No. 52640-L.)

LIBEL FILED: December 29, 1953, Southern District of New York.

ALLEGED SHIPMENT: On or about September 11, 1946, from Detroit, Mich.

PRODUCT: 861,800 multivitamin capsules in cartons at New York, N. Y. Analysis showed that the product contained approximately 50 percent of the declared amount of vitamin D and 20 percent of the declared amount of vitamin B₁.

NATURE OF CHARGE: Adulteration, Section 402 (b) (1), valuable constituents, vitamin D and vitamin B₁, had been in part omitted or abstracted from the article.

Misbranding, Section 403 (a), the label statement "Ingredients in each capsule: * * * Vitamin D * * * 140 U. S. P. Units * * * Vitamin B₁ 1 mg." was false and misleading as applied to a product which contained less than the declared amounts of vitamin D and vitamin B₁.

The article was adulterated and misbranded while held for sale after shipment in interstate commerce.

DISPOSITION: January 20, 1954. Default decree of condemnation and destruction.

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U. S. Department of Health, Education, and Welfare

FOOD AND DRUG ADMINISTRATION

NOTICES OF JUDGMENT UNDER THE FEDERAL FOOD, DRUG, AND COSMETIC ACT

[Given pursuant to section 705 of the Food, Drug, and Cosmetic Act]

21151-21200

FOODS

The cases reported herewith were instituted in the United States district courts by the United States attorneys, acting upon reports submitted by the Department of Health, Education, and Welfare, and include, where indicated, the results of investigations by the Department, prior to the institution of the proceedings. Published by direction of the Secretary of Health, Education, and Welfare.

GEO. P. LARRICK, *Commissioner of Food and Drugs.*

WASHINGTON, D. C., *January 25, 1955.*

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