

2717. Misbranding of Thermapax Health Applicator. U. S. v. 6 Devices * * *.
(F. D. C. No. 26672. Sample No. 53117-K.)

LIBEL FILED: March 2, 1949, Northern District of Alabama.

ALLEGED SHIPMENT: On or about February 26, 1949, by Rhys Davies, from Fort Wayne, Ind.

PRODUCT: 6 devices known as *Thermapax Health Applicator* at Birmingham, Ala. The device consisted of an electric heating coil in a metal helmet.

LABEL, IN PART: "Thermo-Magno-Ray Thermapax Health Applicator."

NATURE OF CHARGE: Misbranding, Section 502 (a), the label statement "Health Applicator" represented and suggested that the article was beneficial in regaining and maintaining health, whereas the article was not beneficial for such purposes; and, Section 502 (f) (1), the labeling of the article bore no directions for use.

DISPOSITION: April 25, 1949. Rhys Davies, claimant, having consented to the entry of a decree, judgment of condemnation was entered and the devices were ordered released under bond for relabeling, under the supervision of the Federal Security Agency.

**DRUGS ACTIONABLE BECAUSE OF DEVIATION FROM
OFFICIAL OR OWN STANDARDS***

2718. Adulteration of solution of thiamine hydrochloride. U. S. v. 94 Vials * * *. (F. D. C. No. 25683. Sample Nos. 43456-K, 43457-K.)

LIBEL FILED: October 15, 1948, Northern District of Illinois.

ALLEGED SHIPMENT: On or about August 2, 1948, by the Dabney Pharmacal Co., from Louisville, Ky.

PRODUCT: 94 30-cc. vials of solution of *thiamine hydrochloride* at Chicago, Ill.

LABEL, IN PART: "Solution Thiamine Hydrochloride For Intramuscular or Subcutaneous use."

NATURE OF CHARGE: Adulteration, Section 501 (b), the article purported to be and was represented as "Thiamine Hydrochloride Injection," a drug the name of which is recognized in the United States Pharmacopoeia, an official compendium, and its quality and purity fell below the official standard since the article was contaminated with undissolved material.

DISPOSITION: March 17, 1949. Default decree of condemnation and destruction.

2719. Adulteration and misbranding of chorionic gonadotropin. U. S. v. 60 vials * * *. (F. D. C. No. 26584. Sample No. 11266-K.)

LIBEL FILED: March 3, 1949, Southern District of New York.

ALLEGED SHIPMENT: On or about October 28, 1948, by Associated Ross-Good Laboratories, Inc., from Philadelphia, Pa.

PRODUCT: 60 10-cc. vials of *chorionic gonadotropin* at New York, N. Y. The article was shipped unlabeled and was labeled by the consignee.

LABEL, IN PART: "Sterile Chorionic Gonadotropin for Intramuscular Injection."

NATURE OF CHARGE: Adulteration, Section 501 (c), the purity and quality of the article fell below that which it purported to possess since it was for parenteral administration and was not sterile.

*See also No. 2729.