

and advertising material and relabeling the devices, under the supervision of the Federal Security Agency.

DRUGS FOR VETERINARY USE

3460. Misbranding of Treet L-C, Treet Vapo Spray, Treet Coryza Inhibitor, and Treet Powders Nico-Phen. U. S. v. Hilltop Farm Feed Co. and Frank E. Moore. Pleas of guilty. Individual defendant fined \$500 on count 1; imposition of sentence on remaining counts against individual suspended, and he was placed on probation for 3 years. No sentence imposed against company. (F. D. C. No. 28129. Sample Nos. 25577-K, 25904-K, 44564-K, 44565-K.)

INFORMATION FILED: November 17, 1950, District of Minnesota, against the Hilltop Farm Feed Co., a corporation, Minneapolis, Minn., and Frank E. Moore, president and treasurer of the corporation.

ALLEGED SHIPMENT: On or about September 25 and December 24, 1948, and February 8 and 9, 1949, from the State of Minnesota into the States of Wisconsin and North Dakota.

PRODUCT: Analysis disclosed that the *Treet L-C* consisted of a copper-colored solution containing hydrochloric acid, copper sulfate, and organic nitrogenous compounds (sulfanilamide derivatives); that the *Treet Vapo Spray* consisted essentially of a milky emulsion containing nonvolatile fatty material, formaldehyde, and methyl salicylate; that the *Treet Coryza Inhibitor* contained sulfathiazole sodium; and that the *Treet Powders Nico-Phen* consisted essentially of nicotine, phenothiazine, and phenolphthalein.

LABEL, IN PART: "Treet L-C [or "Vapo Spray," "Coryza Inhibitor," or "Powders Nico-Phen"] Treet Laboratories Division of Hilltop Farm Feed Co."

NATURE OF CHARGE: Misbranding, Section 502 (a), certain statements on the labels of the articles were false and misleading. The statements represented and suggested that the *Treet L-C* would be efficacious in the prevention and treatment of avian leukosis complex, including range paralysis, leukemia, and various neoplastic diseases; that the *Treet Vapo Spray* would be efficacious in the prevention of coryza (colds) and roup in poultry; that the *Treet Coryza Inhibitor* would be efficacious in the treatment of roup in poultry; and that the *Treet Powders Nico-Phen* would be efficacious to remove all species of roundworms and tapeworms in poultry. The articles would not be efficacious for the purposes represented.

DISPOSITION: May 4, 1951. Pleas of guilty having been entered, the court imposed a fine of \$500 on count 1 against the individual defendant, but suspended the imposition of sentence on the remaining 3 counts and placed him on probation for 3 years. No sentence was imposed against the company.

INDEX TO NOTICES OF JUDGMENT D. D. N. J. NOS. 3441 TO 3460

PRODUCTS

	N. J. No.		N. J. No.
Amytal tablets.....	3442	Cream, estrogenic.....	3449
Anal Tubette, Duframe.....	3459	Desoxyn Hydrochloride tablets..	3446,
Benzedrine Sulfate tablets..	3441, 3442		3447
Color-Therm device.....	¹ 3457	Devices	¹ 3457-3459

¹ (3457) Seizure contested. Contains opinions of the court.

FEDERAL SECURITY AGENCY

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]

3461-3480

DRUGS AND DEVICES

The cases reported herewith were instituted in the United States district courts by the United States attorneys, acting upon reports submitted by the Federal Security Agency, and include, where indicated, the results of investigations of the Agency, prior to the institution of the proceedings. Published by direction of the Federal Security Administrator.

CHARLES W. CRAWFORD, *Commissioner of Food and Drugs.*

WASHINGTON, D. C., November 7, 1951.

CONTENTS*

	Page		Page
New drug shipped without effective application.....	456	Drugs and devices actionable because of false and misleading claims.....	462
Drugs and devices actionable because of failure to bear adequate directions or warning statements.....	457	Drugs actionable because of failure to bear a label containing an accurate statement of the quantity of the contents.....	468
Drug actionable because of contamination with filth.....	459	Index.....	468
Drugs and devices actionable because of deviation from official or own standards.....	459		

*For presence of a habit-forming narcotic without warning statement, see Nos. 3464-3466; omission of, or unsatisfactory, ingredients statements, No. 3465; failure to bear a label containing the name and place of business of the manufacturer, packer, or distributor, No. 3465.