

LABEL IN PART: (Box) "10 $\frac{3}{4}$ " x 3" Blue Cross Plastic Adhesive Bandages Sterile * * * Waterproof * * * 'Mercurochrome' Pads."

LIBELED: On or about 1-24-55, Dist. N. J.

CHARGE: 501 (b)—the quality and purity of the article when shipped fell below the standard for "Adhesive Absorbent Gauze [or "Adhesive Absorbent Compress"]" set forth in the United States Pharmacopeia since the article was not sterile but was contaminated with living micro-organisms; and 502 (a)—the label statement "Sterile" was false and misleading.

DISPOSITION: 2-28-55. Default—destruction.

4734. Rubber prophylactics. (F. D. C. No. 36556. S. No. 38-399 L.)

QUANTITY: 5 gross at New York, N. Y.

SHIPPED: 11-28-49, from Japan.

RESULTS OF INVESTIGATION: Examination of 25 devices showed that 11, or 44 percent, were defective in that they contained holes.

LIBELED: 4-19-54, S. Dist. N. Y.

CHARGE: 501 (c)—the quality of the article while in interstate commerce fell below that which it purported and was represented to possess.

DISPOSITION: 8-29-55. Default—destruction.

DRUGS AND DEVICES ACTIONABLE BECAUSE OF FALSE AND MISLEADING CLAIMS*

4735. Adler's Compound. (F. D. C. No. 36646. S. No. 64-741 L.)

INDICTMENT RETURNED: 1-12-55, S. Dist. Calif., against Wayne Parkinson, t/a Glandular Products Co.; Sleep-Eze Co., Inc., t/a Tide Mailing Service; and Allen H. Parkinson, president of Sleep-Eze Co., Inc., all of Long Beach, Calif.

ALLEGED VIOLATION: The indictment alleged that the defendants, on 2-15-54, caused the introduction into interstate commerce, for delivery to Seattle, Washington, of the drug which was misbranded as described below. The indictment further alleged that Allen H. Parkinson did such act with intent to defraud and mislead.

LABEL IN PART: "Adler's [Picture of a man] Compound Standard Strength Contents 60 Tablets Distributed by Glandular Products Company Long Beach, California U. S. A. Each Tablet Contains: Potassium (Sulfate) 1.5 mg. Vitamin B-1 1.5 mg. Vitamin C 5.0 mg. Niacinamide 5.0 mg. Caffein 0.5 gr. Molybdenum (Sodium Molybdenate) 0.2 mg. Calcium Pantothenate 2.5 mg. Vitamin B-12 1.5 mcg."

ACCOMPANYING LABELING: An undated letter addressed to "Dear Sir," bearing the letterhead "Konrad Adler & Company Fachleute auf dem Gebiete der Drusenforschung Stuttgarterstrassen 18-20 Frankfurt am Main Germany Bank Reference Rhein-Main-Bank Frankfurt am Main," and signed "Konrad Adler"; a leaflet bearing the heading "Konrad Adler & Company Sole Licensors of Adler's Compound"; an "Order Form"; an air mail business reply envelope addressed to Glandular Products Company; and an envelope bearing the return address "Konrad Adler & Company Frankfurt am Main, Germany," the postmark "London, S. E. I.," and English postage stamps.

*See also Nos. 4721-4724, 4726, 4729-4731, 4733.