

of intra-uterine injury during pregnancy, and that the article would prevent fatigue, cerebral deterioration, and improve the appetite in elderly persons.

DISPOSITION: 7-29-60. Consent—claimed by Wm. S. Merrell Co. and relabeled.

6327. Slim-Pac. (F.D.C. No. 43567. S. No. 72-767 P.)

QUANTITY: 43 display-type ctns., each containing 6 boxes, each box containing 14 plastic envelopes of 3 capsules each, at New York, N.Y.

SHIPPED: 7-15-59, from West Roxbury, Boston, Mass., by Rexall Drug Co.

LABEL IN PART: (Ctn.) "Lose Weight New! Rexall Slim-Pac"; (box) "Rexall Slim-Pac Easier Weight Control Effective Appetite Reduction * * * Directions: Chew one piece of Slim-Pac gum 15 to 20 minutes before each meal; take your Slim-Pac multiple vitamin capsule with breakfast. * * * Each Square of Slim-Pac Chewing Gum Contains: Phenyl Propanolamine Hydrochloride 25 mg."; and (plastic envelope) "Rexall Slim-Pac easier weight reduction effective appetite control One day's supply."

ACCOMPANYING LABELING: Leaflets entitled "Why let excess weight shorten your life"; folders reading in part "Now Losing weight is as easy as chewing gum"; booklets entitled "Lose Weight * * * Slim-Pac"; and a banner reading in part "Live Longer—Losing Weight is as easy as chewing gum."

LIBELED: 10-13-59, S. Dist. N.Y.; libel amended 4-28-60.

CHARGE: 502(a)—when shipped and while held for sale, the labeling of the article contained false and misleading representations that the article was an adequate and effective treatment for obesity, and was adequate and effective for easy, fast appetite reduction, to make appetite dwindle quickly, to escape the nervous, depressed and washed out feeling common to dieting, to discipline appetite, to leave one just hungry enough to enjoy the amount one should eat, to curb after-meal hunger, to safely reduce appetite and to make one satisfied with less food so dangerous pounds begin to melt away simply by chewing a piece of Slim-Pac gum 15-20 minutes before each meal, to curb the appetite, and to cause weight reduction as easily and as simply as chewing gum.

DISPOSITION: Rexall Drug Co., claimant, filed an answer denying that the article was misbranded. The Government filed written interrogatories and upon claimant's failure to answer them, the Government filed a motion to strike claimant's answer. On 8-23-60, the court granted the motion and entered a decree of condemnation and destruction.

6328. Vitamin and mineral tablets. (F.D.C. No. 43313. S. Nos. 52-092 P, 52-094/5 P.)

QUANTITY: 47 600-tablet btls. and 149 200-tablet btls. of *Nurex mineral phosphate tablets*; 53 480-capsule btls., 148 240-capsule btls., and 124 35-capsule btls. of *shark liver oil*; and 156 250-tablet btls., and 19 80-tablet btls. of *Ray-Ets*, at Minneapolis, Minn., in possession of Pavo Co.

SHIPPED: Between 10-9-58 and 3-18-59, from St. Louis, Mo., Detroit, Mich., and Chicago, Ill.

LABEL IN PART: "Nurex Mineral Phosphates Each Tablet Contains: Homeopathic Rations of 1/1000 gr. of Phosphates of Iron, Calcium, Sodium, Magnesium, and Potassium in a lactose base. Packed & Distributed by The Pavo Co., Inc., Minneapolis, Minn."; "Shark Liver Oil Each Capsule Contains: 25,000 USP Units Vitamin A derived from Shark Liver Oil. Packed by The

Pavo Co., Minneapolis, Minn."; and "Ray-Ets Each Tablet Contains: Brewers' Yeast, Liver Extract, Ferric Sulphate, Calcium Pantothenate, Thiamin Cl., Copper Sulphate, Cobalt Sulphate, Potassium Iodide. Distributed by The Pavo Co., Minneapolis 2, Minn."

RESULTS OF INVESTIGATION: The article was shipped in bulk as described above and thereafter repacked and labeled by the dealer.

LIBELED: 7-27-59, Dist. Minn.

CHARGE: 502(a)—while held for sale, the labeling of the articles contained the following false and misleading representations: that the *Nurex mineral phosphate tablets* were adequate and effective for the treatment and prevention of sleeplessness, insomnia, nervousness, irritability due to anemia or asthenia, lack of restful sleep, despondency, exhaustion, frightful dreams, and loss of concentration due to a lack of phosphates; that the *shark liver oil capsules* were adequate and effective in the treatment and prevention of sinus colds, hay fever, tired eyes, dry skin, lowered resistance, and that they contained vitamin A in a form which is absorbed and utilized by the body with greater efficiency than that obtained from vegetable sources; and that the *Ray-Ets tablets* were adequate and effective in the treatment and prevention of sallow skin, drab hair, brittle nails, and a general below-par feeling, and that the use of such tablets would result in lovely hair, beautiful skin, and faultless nails.

DISPOSITION: 11-4-59. Consent—claimed by Pavo Co., Inc., and relabeled.

6329. Oro-Trim tablets. (F.D.C. No. 43457. S. Nos. 65-159 P.)

QUANTITY: 909 btl. at Salt Lake City, Utah.

SHIPPED: 9-30-58, from Los Angeles, Calif., by Neoco Corp.

LABEL IN PART: (Btl.) "90 Tablets Oro-Trim Appetite Depressant in Obesity * * * One Tablet Contains: 25 mg. Phenylpropanolamine HCL * * * 7128 Distributed by Oro-Vita Corporation."

LIBELED: 9-28-59, Dist. Utah.

CHARGE: 502(a)—when shipped, the label of the article contained false and misleading representations that it was an appetite depressant and was effective in the management of obesity.

DISPOSITION: 3-7-60. Default—destruction.

6330. Cholester-Solve capsules. (F.D.C. No. 44566. S. No. 4-364 R.)

QUANTITY: 598 90-capsule btl., 175 180-capsule btl., and 240 270-capsule btl., at Baltimore, Md., in possession of Life Laboratories, Inc.

SHIPPED: 3-31-60, from Newark, N.J.

LABEL IN PART: (Btl.) "Cholester-Solve * * * A scientifically compounded Vitamin-mineral supplement which has an effect of lessening arterial cholesterol deposition * * * Contains: Safflower, Soya and Wheat Germ Concentrate enriched with Vitamin E Life Laboratories, Box 2522, Baltimore, 15, Md."

ACCOMPANYING LABELING: (Insert leaflets) "A Few Facts About Cholester-Solver, A New Vitamin-Mineral Discovery."

RESULTS OF INVESTIGATION: The article was repacked into the above-mentioned bottles by the dealer from bulk stock which had been shipped as described above.

LIBELED: 5-12-60, Dist. Md.