

**S100. Misbranding of Mineralized Vitamin Tablets. U. S. v. S11,000 Vitamin and Mineral Tablets. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 13625. Sample No. 82255-F.)**

**LIBEL FILED:** On or about September 27, 1944, Southern District of New York.

**ALLEGED SHIPMENT:** Between the approximate dates of June 14 and July 6, 1944, by the Ivers-Lee Co., Newark, N. Y.

**PRODUCT:** 811,000 vitamin and mineral tablets at Mount Vernon, N. Y.

**LABEL, IN PART:** "Mineralized Vitamin."

**VIOLATIONS CHARGED:** Misbranding, Section 403 (j), the product purported to be and was represented as a food for special dietary uses by reason of its vitamin A, B<sub>1</sub>, B<sub>2</sub>, B<sub>6</sub>, C, D, calcium pantothenate, niacinamide, iron, calcium, phosphorus, magnesium, manganese, and zinc content, and its label failed to bear the information concerning its vitamin and mineral properties as has been determined to be and by regulations prescribed as necessary in order fully to inform purchasers as to its value for such uses, since its label failed to bear, as the regulations require, a statement of the proportion of the minimum daily requirements of vitamin A, B<sub>1</sub>, B<sub>2</sub>, C, D, iron, calcium, and phosphorus, and the amounts of vitamin B<sub>6</sub>, calcium pantothenate, niacinamide, magnesium, manganese, and zinc furnished by a specified quantity of the product when consumed during a period of 1 day; and, since the need in human nutrition for vitamin B<sub>6</sub>, calcium pantothenate, niacinamide, magnesium, manganese, and zinc has not been established, its label failed to bear, as the regulations require, the statement "the need for vitamin B<sub>6</sub>, calcium pantothenate, niacinamide, magnesium, manganese, and zinc in human nutrition has not been established"; and, Section 403 (i) (2), it was fabricated from two or more ingredients and its label failed to bear the common or usual name of each ingredient.

**DISPOSITION:** November 30, 1944. The Walker Vitamin Products, Inc., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond for labeling with the usual package label and reprocessing, under the supervision of the Food and Drug Administration, so that the tablets would disintegrate within the human system within a period of 2 hours or less.

## INDEX TO NOTICES OF JUDGMENT F. N. J. NOS. 7926 TO 8100

### PRODUCTS

	N. J. No.		N. J. No.
A. D. S. Calcium Pantothenate Tablets	8094	Cake and cookies	7942, 7948-7951, 7953
Ale. <i>See</i> Beer and ale.		Candy	7985-7994
Alfalfa meal	8021, 8022	Cereal binder	7979
Alimentary pastes	7929-7934	Cereals and cereal products	7929-7984
Almonds	8062	Cheese, blue	8010
Apple(s)	8033	Cheddar	8011
chops	8034, 8035	Italian type	8012, 8013
concentrate	8089	grated	8012
Apricots, canned	8036-8039	Cherries, frozen	8040
B-Iron Vitamin B <sub>1</sub> Tablets	8092	Chewing gum	8080
Beans, canned, with pork and tomato sauce	8046	Chocolate coating	<sup>4</sup> 7995
Beer and ale	<sup>1</sup> 7926, 7927	Color for food uses	8081
Beir-Nes Tablets	8085	Corn flour	7964
Beverages and beverage materials	<sup>1</sup> 7926-7928, 8089, 8097	meal	7955-7957
Bragg Mira-Cal Tablets	<sup>2</sup> 8084	Crab meat	8028
Bran, wheat	7984	Crackers	7951
Bread	7935-7949, 7954	Dairy products	<sup>3</sup> 8001-8017
enriched	7944	Dextrose	7996
<i>See also</i> Rolls.		Dog food	8023, 8024
Brewer Vitamin Capsules	8098	Earp Minerals	8095
Brussels sprouts, canned	8047	Enriched flour	7975-7978
Buffington's Vitonin Vitamin Tonic	8096	Fats. <i>See</i> Oils and fats.	
Butter	<sup>3</sup> 8001-8009	Feeds and grains	8018-8024
		Fig paste	8041
		Fish and shellfish	<sup>5</sup> 8025-8032
		Flour	7953-7978
		enriched	7975-7978
		Formulated Foods Formula No. 13	8090
		Fruit cocktail, canned	8042

<sup>1</sup> (7926) Prosecution contested. Contains instructions to the jury.

<sup>2</sup> (8084) Prosecution contested.

<sup>3</sup> (8001) Permanent injunction issued. Contains findings of fact and conclusions of law.

<sup>4</sup> (7995) Seizure contested.

<sup>5</sup> (8029) Seizure contested. Contains findings of fact and conclusions of law.

	N. J. No.		N. J. No.
Fruits and vegetables	7928,	Pyridamide Tablets	8086
8033-8061, 8089,	8097	Raisins	8045
fruits and fruit products	7928,	Ravioli dinner	7934
8033-8045, 8089,	8097	Relish, sweet	8055
vegetables	8046-8055	Rice	7980
tomatoes and tomato products	8046,	bran	8020
8056-8061		Rolls	7943, 7945
Galen vitamin preparations	8088	Royce's Vitamin A and D Tablets	8084
Gluten flour	7965	Rye meal	7981
Grains. <i>See Feeds and grains.</i>		Saccharic acid	8082
Grape juice	8097	Salad dressing	8078, 8079
Green color	8081	<i>See also Mayonnaise.</i>	
Hardtack	7954	Salmon, canned	8027
Jam	8043, 8044	Salt rising yeast	8083
Macaroni and spaghetti products	7929-7931	Self-rising flour	7967-7971
Mackerel, canned	8025	enriched	7976, 7977
salted	8026	Shellfish. <i>See Fish and shellfish.</i>	
Mayonnaise	8074	Shrimp, frozen	8031, 8032
<i>See also Salad dressing.</i>		Sirup	7997-8000
Meat bone scrap	8018	Soy flour	7972
Milk, evaporated	8017	Spaghetti. <i>See Macaroni and spaghetti products.</i>	
nonfat solids	8014-8016	Starch	7982, 7983
Minavit No. 1	8087	Strawberry juice	7928
Mineralized Vitamin Tablets	8100	Sugar. <i>See Dextrose.</i>	
Mont-O-Ad, Mont-O-Cee, Mont-O-Min, and Mont-O-Plex	8087	Supplemental Concentrates Formula No. 4	8089, 8090
Mor-Milk for Pigs and Hogs and Mor-Milk for Calves	8019	Tastex (vitamin preparation)	8099
Mushrooms, canned	8048	Thiamin Chloride Solution	8086
Noodles	7932, 7933	Tomato(es)	8057
Nuts and nut products	8062-8073	juice	8056
Oils and fats	8074-8079	puree	8058, 8059
Oysters, canned	8029, 8030	sauce	8060
Pancake and waffle flour	7966	soup	8061
Peanut(s) butter	8063-8064	Vegetables. <i>See Fruits and vegetables.</i>	
Peas, canned	8049	Vermicelli. <i>See Macaroni and spaghetti products.</i>	
frozen	8050	Vita-Pure B-Complex Vitamins	8091
Pecans	8062, 8072, 8073	Vitamin preparations and foods for special dietary uses	<sup>2</sup> 8084-8100
Phosphated flour	7967, 7968	Vitiliver	8093
enriched	7978	Waffle flour. <i>See Pancake and waffle flour.</i>	
Pies	7952, 7953	Wheat bran	7984
Pomegranate juice	8097	Whole wheat flour	7973, 7974
Potatoes	8051-8053	Zwieback	7954
shoestring, fried	8054		

## SHIPPERS, MANUFACTURERS, AND DISTRIBUTORS

	N. J. No.		N. J. No.
Acme-Evans Co. <i>See Lawrenceburg Roller Mills Division, Acme-Evans Co.</i>		Beebe, A. M., Co.:	
Acme Mills:		canned apricots	8038
phosphated flour and self-rising flour	7967	Beirnes Laboratories. <i>See Beirnes, P. W.</i>	
American Beauty Macaroni Co.:		Beirnes, P. W.:	
alimentary paste	7929	Beirnes Tablets	8085
American Druggists Syndicate, Inc.:		Blodgett, Frank H., Inc.:	
A. D. S. Calcium Pantothenate Tablets	8094	rye meal	7981
American Roland Food Co.:		Blue Moon Foods, Inc.:	
maple sirup	7999	dry milk solids	8014
Anticich Canning Co.:		Blum's Confectionery:	
canned oysters	8030	candy	7990
Arizona Clinic:		Borden Co.:	
Supplemental Concentrates Formula No. 4	8089	evaporated milk	8017
Armour & Co.:		Bravo Cheese Factory:	
peanut butter	8071	Toscana cheese	8013
Aunt Betty Baking Co.:		Bremco Mills:	
bread	7939	alfalfa meal	8021
Barbara Ann Baking Co., Ltd.:		Brewer & Co., Inc.:	
bread	7940	Brewer Vitamin Capsules	8098
Bates, H. N.:		Brockner Chemical Co.:	
butter	<sup>3</sup> 8001	saccharic acid	8082
Beatrice Creamery Co.:		Brownlee Co.:	
butter	8007	peanut butter	8069
Beaty Grocery Co.:		Bucklin, F. E.:	
butter	8004	Mont-O-Min vitamin products, and Minavit No. 1	8087
		Bucklin, F. E., Co. <i>See Bucklin, F. E.</i>	
		Buffington's, Inc.:	
		Buffington's Vitonin Vitamin Tonic	8096
		Butterfield Canning Co.:	
		tomato puree	8058

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