

**DISPOSITION:** September 13, 1948. A plea of nolo contendere having been entered, the court imposed a fine of \$400.

**13885. Adulteration and misbranding of Vitawine. U. S. v. Interstate Laboratories, Inc. Plea of guilty. Fine, \$258 and costs. (F. D. C. No. 24043. Sample Nos. 52696-H, 54133-H, 54135-H.)**

**INFORMATION FILED:** March 10, 1948, Western District of Kentucky, against Interstate Laboratories, Inc., Louisville, Ky.

**ALLEGED SHIPMENT:** Between the approximate dates of September 9, 1946, and January 17, 1947, from the State of Kentucky into the State of Indiana.

**NATURE OF CHARGE:** Adulteration, Section 402 (b) (1), valuable constituents, niacin, vitamin B<sub>1</sub>, and iron and ammonium citrate, had been in part omitted and abstracted from the article.

Misbranding, Section 403 (a), certain statements on the label of the article and in a circular enclosed with the article were false and misleading. These statements represented and suggested that each fluid ounce of the article contained 1,000 U. S. P. units of thiamine (vitamin B<sub>1</sub>), 10 milligrams of niacin, and 5 grains of iron and ammonium citrate, and that a tablespoonful, or ½ ounce, four times daily would provide 600 percent of the minimum daily requirements for thiamine (vitamin B<sub>1</sub>) and 1,100 percent of the minimum daily requirements for iron. The article contained less niacin and iron and ammonium citrate, and a portion of the article contained less thiamine (vitamin B<sub>1</sub>) than represented; and one tablespoonful, or ½ ounce, of the article four times daily would supply smaller proportions of the minimum daily requirements for iron, and a portion of the article would supply smaller proportions of the minimum daily requirements for thiamine.

The article was alleged also to be misbranded under the provisions of the law applicable to drugs, as reported in notices of judgment on drugs and devices, No. 2475.

**DISPOSITION:** May 26, 1948. A plea of guilty having been entered, the court imposed a fine of \$258 and costs.

**13886. Adulteration of Protam. U. S. v. Ralph S. Willard (Hollywood Testing Laboratories). Plea of nolo contendere. Fine, \$250. (F. D. C. No. 24788. Sample No. 44855-H.)**

**LIBEL FILED:** June 28, 1948, Southern District of California, against Ralph S. Willard, trading as Hollywood Testing Laboratories, Los Angeles, Calif.

**ALLEGED VIOLATION:** The defendant was charged with giving a false guaranty to the Associated Nutrition Consultants, Los Angeles, Calif., on or about May 5, 1947. It provided that no food, drug, device, or cosmetic constituting a shipment or delivery made by the defendant to the latter firm would be adulterated or misbranded within the meaning of the Federal Food, Drug, and Cosmetic Act.

On or about June 17 and July 2, 1947, the defendant sold and delivered to the Associated Nutrition Consultants a number of packages of Protam which were adulterated, and on or about July 11, 1947, the latter firm shipped one package of the product from the State of California into the State of Arizona.

**LABEL, IN PART:** "Protam Low Fat High Protein Distributed by Associated Nutrition Consultants \* \* \* Two heaping teaspoonfuls (16.84 grams) \* \* \* Protein content 49.9% \* \* \* Vitamin D 400 U. S. P. Units Iron 10.0 Mg. \* \* \* Calcium 90.0 Mg."