

Ergosterol) 400 U. S. P. Units (Adult min. daily requirement is 400 U. S. P. Units)" were false and misleading since the product did not contain in each capsule the stated amounts of the vitamins mentioned.

The product was adulterated and misbranded while held for sale after shipment in interstate commerce.

DISPOSITION: November 1, 1948. Default decree of condemnation and destruction.

14094. Adulteration and misbranding of vitamin B complex tablets. U. S. v. 71 Cartons * * *. (F. D. C. No. 25784. Sample No. 18272-K.)

LIBEL FILED: October 5, 1948, Northern District of Ohio.

ALLEGED SHIPMENT: About the year 1943, from New York, N. Y.

PRODUCT: 71 cartons, each containing 1 bottle, of vitamin B complex tablets at Tiffin, Ohio. Each bottle contained 100 tablets.

NATURE OF CHARGE: Adulteration, Section 402 (b) (1), a valuable constituent, vitamin B₁, had been in part omitted and abstracted from the product.

Misbranding, Section 403 (a), the label statement "3 * * * tablets daily provides the minimum daily adult requirement of Thiamine (Vitamin B₁) * * * Each tablet Thiamine (vitamin B₁) .333 Milligrams 333 Micrograms" was false and misleading as applied to a product which did not contain the stated amounts of vitamin B₁.

The product was adulterated and misbranded while held for sale after shipment in interstate commerce.

DISPOSITION: November 5, 1948. Default decree of condemnation and destruction.

14095. Adulteration and misbranding of dicalcium phosphate tablets. U. S. v. 2 Drums * * *. (F. D. C. No. 25242. Sample No. 22395-K.)

LIBEL FILED: August 4, 1948, Northern District of Alabama.

ALLEGED SHIPMENT: On or about May 13, 1948, from Cleveland, Ohio.

LABEL, IN PART: "Dicalcium Phosphate Tablets Each Tablet Contains: * * * Vitamin D Synthetic 444 U. S. P. Units."

NATURE OF CHARGE: Adulteration, Section 402 (b) (1), a valuable constituent, vitamin D, had been in part omitted or abstracted.

Misbranding, Section 403 (a), the label statement "Each Tablet Contains: * * * Vitamin D 444 U. S. P. Units" was false and misleading. The product was adulterated and misbranded while held for sale after shipment in interstate commerce.

DISPOSITION: September 21, 1948. Default decree of condemnation and destruction.

14096. Adulteration and misbranding of Crest-A-Min. U. S. v. 5 Cases * * *. (F. D. C. No. 24651. Sample No. 19601-K.)

LIBEL FILED: May 24, 1948, Southern District of Ohio.

ALLEGED SHIPMENT: On or about May 6, 1948, by the Crestline Co., from Chicago, Ill.

PRODUCT: 5 cases, each containing 24 bottles, of Crest-A-Min at Cincinnati, Ohio. Examination showed that the product was an orange-colored powder, flavored with oil of orange and containing organic matter and minerals. Each ½ ounce contained 189 milligrams of calcium and 187 milligrams of phosphorus.

LABEL, IN PART: "Crest-A-Min A Food Supplement * * * ½ oz. Crest-A-Min contains * * * calcium 375 milligrams * * * phosphorus 375 milligrams * * * Net Weight 12 oz."

NATURE OF CHARGE: Adulteration, Section 402 (b) (1), valuable constituents, calcium and phosphorus, had been in part omitted from the article.

Misbranding, Section 403 (a), the label statements "Each $\frac{1}{2}$ oz. contains * * * calcium 375 milligrams * * * phosphorus 375 milligrams" were false and misleading.

DISPOSITION: August 11, 1948. Default decree of condemnation and destruction.

14097. Adulteration of Army K Rations. U. S. v. 131 Cases * * *. (F. D. C. No. 25726. Sample No. 36543-K.)

LIBEL FILED: October 25, 1948, District of Oregon.

ALLEGED SHIPMENT: On or about July 22 and 28, 1948, by Pacific Associates, Inc., from Seattle, Wash.

PRODUCT: 131 cases, each containing 36 units, of Army K Rations at Portland, Oreg.

LABEL, IN PART: "U. S. Army Field Ration K."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance by reason of the presence of mold.

DISPOSITION: December 8, 1948. Default decree of condemnation and destruction.

MISCELLANEOUS FOODS

14098. Misbranding of gift packages. U. S. v. 1,040 Packages. (F. D. C. No. 25808. Sample No. 31586-K.)

LIBEL FILED: October 7, 1948, Southern District of California.

ALLEGED SHIPMENT: On or about August 25, 1948, by Martin Kay Food Products, Los Angeles, Calif.

PRODUCT: 1,040 gift packages at Wilmington, Calif. Each package contained 1 can of preserves, 1 can of lemon drops, 1 can of mixed vegetables, 1 can of granulated sugar, and 2 cans of rice.

LABEL, IN PART: "From an American Friend Kay's Brand Pure Pineapple Preserves Net Weight—9 Ounces [or "Mixed Vegetables Net Weight $7\frac{1}{2}$ Ounces," "Pure Granulated Sugar Net Weight—One Pound," or "White Pearl Rice Net Weight—One Pound"]."

NATURE OF CHARGE: Misbranding, Section 403 (a), the label designation "Pineapple Preserves" was false and misleading since the product consisted of plum preserves; and, Section 403 (e) (2), the rice, sugar, and mixed vegetables were in package form and failed to bear labels containing accurate statements of the quantity of the contents since the cans contained less than the labeled weights; and, Section 403 (i) (2), the lemon drops were fabricated from two or more ingredients, and the label failed to bear the common or usual name of each such ingredient.

DISPOSITION: October 19, 1948. Martin Kay, trading as Martin Kay Food Products, claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond, to be relabeled under the supervision of the Food and Drug Administration.

14099. Adulteration of Amaizo Dextrose U. S. v. 10 Bags * * *. (F. D. C. No. 24996. Sample No. 6130-K.)

LIBEL FILED: July 9, 1948, Western District of Pennsylvania.

ALLEGED SHIPMENT: On or about April 20, 1948, from Columbus, Ohio.