

PRODUCT: 23 cases, each containing 12 1-quart jars, of hot cherry peppers at Boston, Mass.

LABEL, IN PART: (Jar) "Stanley's Hot Cherry Peppers."

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

DISPOSITION: March 10, 1952. Default decree of condemnation and destruction.

18298. Adulteration and misbranding of oil of lemon. U. S. v. 3 Tins * * *
(F. D. C. No. 31177. Sample No. 24028-L.)

LIBEL FILED: June 5, 1951, District of New Jersey.

ALLEGED SHIPMENT: On or about March 22 and April 10, 1951, by Industrial Frutal Works, Inc., from New York, N. Y.

PRODUCT: 3 tins, each containing 25 pounds, of oil of lemon at Paterson, N. J.

LABEL, IN PART: (Tin) "Oil of Lemon, Calif. U. S. P."

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), a product containing added mineral oil had been substituted in part for oil of lemon U. S. P.

Misbranding, Section 403 (a), the label statement "Oil of Lemon * * * U. S. P." was false and misleading as applied to an article which contained added mineral oil.

DISPOSITION: March 25, 1952. Industrial Frutal Works, Inc., having filed its claim for the property, but subsequently having withdrawn such claim, judgment of condemnation was entered and the court ordered that the product be delivered by the marshal to the Food and Drug Administration, for experimental and enforcement purposes.

VITAMIN, MINERAL, AND OTHER PRODUCTS OF SPECIAL DIETARY SIGNIFICANCE

18299. Adulteration of Special Da-Lees tablets and misbranding of Honeyvite liquid. U. S. v. Sentral Laboratories, Inc., and James H. Roberts. Pleas of guilty. Each defendant fined \$150, together with costs.
(F. D. C. No. 31278. Sample Nos. 18844-L, 18845-L.)

INFORMATION FILED: January 15, 1952, Southern District of Iowa, against the Sentral Laboratories, Inc., Des Moines, Iowa, and James H. Roberts, president-treasurer of the corporation.

ALLEGED VIOLATION: On October 9, 1950, and January 17, 1951, the defendants sold and delivered to a firm in Cedar Rapids, Iowa, a quantity of vitamin tablets and a quantity of a vitamin preparation in liquid form, and guaranteed to the vendee that the products were not adulterated or misbranded within the meaning of the Federal Food, Drug, and Cosmetic Act. The firm to whom the products were so delivered and guaranteed was engaged in the business of introducing into interstate commerce vitamin preparations supplied by the defendants. The tablets so guaranteed were adulterated, and the liquid preparation so guaranteed was misbranded within the meaning of the law.

LABEL, IN PART: (Tablets) "Special Da-Lees A Dietary Supplement Each Tablet Contains * * * Niacin 6.7 mgm. Vitamin C 333 Int. Units Vitamin D 400 USP Units"; (liquid) "Honeyvite A Dietary Supplement Each cc Contains Vitamin A 5000 USP Units."

NATURE OF CHARGE: Special Da-Lees tablets. Adulteration, Section 402 (b) (1), valuable constituents of the article had been in part omitted since the tablets contained less than 333 International Units of vitamin C, less than 400

U. S. P. units of vitamin D, and less than 6.7 milligrams of niacin, the amounts declared on the label.

Honeyvite liquid. Misbranding, Section 403 (a), the statement "Each cc Contains Vitamin A 5000 USP Units" borne on the bottle label was false and misleading since the article contained less than 5,000 U. S. P. units of vitamin A per cc.

DISPOSITION: April 24, 1952. The defendants having entered pleas of guilty, the court imposed a fine of \$150 against each defendant, together with costs.

18300. Adulteration and misbranding of Nutone capsules. U. S. v. 86 Bottles

* * *. (F. D. C. No. 31230. Sample Nos. 10143-L, 10147-L.)

LABEL FILED: June 29, 1951, Eastern District of Michigan.

ALLEGED SHIPMENT: On or about March 2, 1951, by the Midwest Chemical Development Corp., from Cleveland, Ohio.

PRODUCT: 8 1,000-capsule bottles and 78 100-capsule bottles of Nutone capsules at Detroit, Mich.

RESULTS OF INVESTIGATION: The product was shipped in a drum, and after its receipt by the consignee, the product was repackaged into bottles and relabeled.

LABEL, IN PART: (Drum) "New Triton"; (bottle) "Nutone Capsules."

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

Misbranding, Section 403 (a), the statement on the drum and bottle labels "Each capsule contains * * * Vitamin D 400 U. S. P. Units" was false and misleading as applied to an article which contained less than the stated amount of vitamin D.

The article was adulterated and misbranded in the above respects when introduced into, while in, and while held for sale after shipment in, interstate commerce.

DISPOSITION: August 14, 1951. Default decree of condemnation and destruction.

INDEX TO NOTICES OF JUDGMENT F. N. J. NOS. 18251 TO 18300

PRODUCTS		F. N. J. NOS.	
	N. J. No.		N. J. No.
Almonds, shelled	18289	Corn grits	18266
Apple butter	18278	meal	18255
Apricot jam	18277	Dairy products	18269-18272
Artichokes, frozen	18279	Da-Lees, Special, tablets	18299
Bakery products	18254	Enriched flour	18262
Beets, canned	18280, 18281	Flavors. See Spices, flavors, and	
Blueberries, canned	18273	seasoning materials.	
Bread and rolls	18254	Flour	18256-18262
Brewers flakes	18267	Fruits and vegetables	18273-18288
Butter	18269, 18270	fruit, canned	18273, 18274
Candy	18251-18253	frozen	18275
Cereals and cereal products	18254-18268	preserves and fruit	
Cheese, skim-milk	18271	butter	18276-18278
Cherry preserves, canned	18276	tomatoes and tomato prod-	
		ucts	18283-18288
		vegetables	18279-18282

¹ (18278) Prosecution contested.