VITAMIN, MINERAL, AND OTHER PRODUCTS OF SPECIAL DIETARY SIGNIFICANCE

20848. Adulteration and misbranding of a vitamin preparation. U. S. v. 95 Bottles * * *. (F. D. C. No. 35065. Sample Nos. 70737–L to 70740–L, incl.)

LIBEL FILED: May 29, 1953, Southern District of Ohio.

ALLEGED SHIPMENT: On or about June 6, 19, and 26, and July 31, 1951, from Los Angeles, Calif.

PRODUCT: 55 8-ounce bottles, 35 16-ounce bottles, and 5 32-ounce bottles of a vitamin preparation at Cincinnati, Ohio.

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

Misbranding, Section 403 (a), the label statement "3 teaspoonsful contains: Vitamin A * * * 4000 U. S. P. Units * * * Vitamin D * * * 400 U. S. P. Units" was false and misleading as applied to the article, which contained less than those amounts of vitamin A and vitamin D.

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

DISPOSITION: August 26, 1953. Default decree of condemnation and destruction.

20849. Adulteration and misbranding of Benelixir. U. S. v. 364 Bottles * * *. (F. D. C. No. 35053. Sample No. 47388–L.)

LIBEL FILED: May 19, 1953, Southern District of Texas.

ALLEGED SHIPMENT: On or about December 14, 1951, from Detroit, Mich.

PRODUCT: 364 8-ounce bottles of Benelixir at Houston, Tex. Analysis showed that the product contained 63 percent of the declared amount of vitamin A.

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

Misbranding, Section 403 (a), the label statement "Each 6 cc. * * * Contains: Vitamin A 4500 U. S. P. Units" was false and misleading as applied to the article, which contained less than 4500 U. S. P. units of vitamin A per 6 cc.

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

DISPOSITION: July 31, 1953. Default decree of condemnation and destruction.

20850. Misbranding of Special Formula capsules (Vital Veeda capsules). U. S. v. 3 Drums, etc. (F. D. C. No. 31595. Sample No. 24461–L.)

LIBEL FILED: August 6, 1951, District of New Jersey.

ALLEGED SHIPMENT: On or about May 3, 1951, by the Park Drug Co., from New York, N. Y.

PRODUCT: 3 drums of Special Formula capsules, each drum originally containing 22,000 capsules, and 30 100-capsule bottles of capsules which had been repackaged from the contents of the drums by the consignee and relabeled under the name of Vital Veeda capsules. The product was located at Paterson, N. J., in the possession of the Vital Food Service.