

candy one hour before each meal and at bedtime. This dosage may be increased by taking an extra one at luncheon and dinner."

DISPOSITION: July 28, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

1652. Misbranding of vitamin D capsules. U. S. v. 7 Bottles of Vitamin D capsules and a number of folders and leaflets. Default decree of condemnation and destruction. (F. D. C. No. 16068. Sample No. 4125-H.)

LABEL FILED: April 27, 1945, Eastern District of Pennsylvania.

ALLEGED SHIPMENT: By the Battle Creek Dietetic Supply Co., from Battle Creek, Mich. The product was shipped on or about February 12 and 22, 1945, and the folders and leaflets were shipped on various unknown dates.

PRODUCT: 5 50-capsule bottles and 2 100-capsule bottles of *vitamin D capsules*, 500 folders entitled "Superb Health," and 75 leaflets entitled "Hidden Hunger" at Philadelphia, Pa. Examination showed that the capsules contained vitamin D in oil.

LABEL, IN PART: "Health House Brand Vitamin D Each capsule contains not less than 50,000 U. S. P. Units of Vitamin D."

NATURE OF CHARGE: Misbranding, Section 502 (a), certain statements in the folders and leaflets were false and misleading since they represented and suggested that the article would be safe and effective in the treatment of arthritis, whereas the article would not be safe and effective in the treatment of arthritis; and, Section 502 (j), the article would be dangerous to health when taken in the dosage and with the frequency and duration prescribed, recommended, and suggested in its labeling, "one capsule four times daily the first month increasing one capsule daily per week up to ten capsules daily."

DISPOSITION: May 22, 1945. No claimant having appeared, judgment of condemnation was entered and the product, together with the printed matter, was ordered destroyed.

1653. Misbranding of DPS Formula 75 Vitamin Capsules. U. S. v. 18 Bottles of DPS Formula 75 Vitamin Capsules. Default decree of condemnation and destruction. (F. D. C. No. 15481. Sample No. 26542-H.)

LABEL FILED: On or about March 12, 1945, District of Colorado.

ALLEGED SHIPMENT: On or about January 22 and February 12, 1945, by the Dartell Laboratories, from Los Angeles, Calif.

PRODUCT: 18 bottles of *DPS Formula 75 Vitamin Capsules* at Denver, Colo.

LABEL, IN PART: (Bottle) "100 * * * Perles Formula 75 Each perle contains irradiated ergosterol in wheat germ oil, enclosed in a gelatin perle providing: 50,000 U. S. P. Units Vitamin D."

NATURE OF CHARGE: Misbranding, Section 502 (j), the article would be dangerous to health when used in the dosage and with the frequency and duration prescribed, recommended, and suggested in the labeling, "four perles daily * * * Four perles will provide 200,000 U. S. P. Units vitamin D."

DISPOSITION: May 14, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

DRUGS ACTIONABLE BECAUSE OF FAILURE TO BEAR ADEQUATE DIRECTIONS OR WARNING STATEMENTS

1654. Misbranding of vitamin and drug products. U. S. v. 18 Packages of Vitamin C Tablets, 8 Packages of Natural Vitamin B₂ (G) Tablets, 13 Packages of Wheat Germ Oil Capsules, 15 Packages of Natural Fruit Laxative, 5 Packages of Mode Patee Scalp Ointment, 22 Packages of Mode Patee Acne Cream, 21 Packages of American's Hair Growing Aid, 10 Packages of Miracle Cream, 26 Packages of Miracle Aid, and a number of catalogs. Default decree of condemnation and destruction. (F. D. C. No. 16073. Sample Nos. 20344-H to 20347-H, incl., 20350-H to 20355-H, incl.)

LABEL FILED: On or about May 9, 1945, Western District of Missouri.

ALLEGED SHIPMENT: By the American Beauty Products Co., from Chicago, Ill. The products were shipped between the approximate dates of October 30, 1943, and April 18, 1945, and the catalogs were shipped on or about February 10, 1945.