

DISPOSITION: April 22, 1949. A plea of guilty having been entered, the court suspended the imposition of sentence and placed the defendant on probation for two years. As a special condition of the probation, it was ordered that the defendant should not dispense any medicines either locally or interstate.

2762. Misbranding of Amends Solution, Primal Minerals, and Primal Vitamins. U. S. v. Roy O. Wickham. Plea of nolo contendere. Sentence of 1 year's imprisonment; sentence suspended and defendant placed on probation. (F. D. C. No. 24229. Sample Nos. 17288-H, 69860-H, 69861-H.)

INFORMATION FILED: April 20, 1948, Northern District of Indiana, against Roy O. Wickham, Mishawaka, Ind.

ALLEGED SHIPMENT: On or about June 15 and October 24, 1946, from the State of Indiana into the State of Illinois.

PRODUCT: Analyses showed that the *Amends Solution* consisted essentially of water and small amounts of potassium iodide, iodine, and organic material; and that the *Primal Minerals* consisted essentially of white compressed tablets containing calcium, phosphorus, iron, and iodine.

LABEL, IN PART: "Amends Solution," "Primal Minerals * * * Tablets * * * Ingredients: Dicalcium Phosphate, Iron and Ammonium Citrate, Copper Peptonate, Manganese Hypophosphate, Potassium Iodide, Zinc Citrate, Magnesium Oxide, and Potassium Iodide," and "Primal Vitamins * * * Capsules * * * Vitamins A, B, C, D, G, and Niacin Amide. Ingredients: Fish Liver Oil, Irradiated Ergosterol, Thiamin Hydrochloride, Riboflavin, Ascorbic Acid, and Niacin Amide."

NATURE OF CHARGE: *Amends Solution.* Misbranding, Section 502 (a), the labeling, which included accompanying letters relating to the article, was false and misleading. The labeling represented and suggested that the article would be efficacious in the cure, mitigation, and treatment of arthritis and rheumatism. The article would not be efficacious for such purposes. Further misbranding, Section 502 (e) (2), the article was not designated solely by a name recognized in an official compendium and was fabricated from two or more ingredients, and its label bore no statement of the active ingredients of the article.

Primal Minerals and *Primal Vitamins.* Misbranding, Section 502 (a), the labeling, which included accompanying letters relating to the articles, was false and misleading. The labeling represented and suggested that the articles in combination with each other would be efficacious in the cure, mitigation, and treatment of rheumatism and arthritis; that they would relieve pain and discomfort; and that they would be efficacious in restoring health, physical well-being, and happiness. The articles in combination with each other would not be efficacious for such purposes.

DISPOSITION: May 17, 1949. A plea of nolo contendere having been entered, the court imposed a sentence of 1 year's imprisonment. The sentence was suspended, and the defendant was placed on probation for 2½ years.

2763. Misbranding of Autry's Minerals. U. S. v. Natural Minerals Co. Plea of nolo contendere. Fine, \$250. (F. D. C. No. 25626. Sample No. 7670-K.)

INFORMATION FILED: April 8, 1949, Southern District of California, against the Natural Minerals Co., a corporation, Los Angeles, Calif.