

502 (f) (2), the *sulfadiazine and sodium bicarbonate tablets* bore no labeling containing warnings against use in those pathological conditions where their use may be dangerous to health, and against unsafe dosage and methods and duration of administration.

DISPOSITION: October 23, 1950. Pleas of *nolo contendere* having been entered on behalf of the corporation and Robert H. Wyatt, the court fined each of these defendants \$100 and dismissed counts 3, 4, and 5 against them. Pleas of *nolo contendere* having been entered by Walter M. Boyett to counts 4 and 5 and by Ralph H. Duncan to count 1, the former was fined \$100 and the latter \$50.

3264. Misbranding of Dexedrine Sulfate tablets, sulfadiazine tablets, thyroid tablets, and diethylstilbestrol tablets. U. S. v. Walter W. Evans and Robert A. Binford (Evans Drug Co.). Pleas of *nolo contendere*. Each defendant fined \$150. (F. D. C. No. 29124. Sample Nos. 61643-K, 61664-K, 61678-K to 61680-K, incl., 61753-K.)

INFORMATION FILED: June 7, 1950, Western District of Kentucky, against Walter W. Evans and Robert A. Binford, trading as the Evans Drug Co., a partnership, Fulton, Ky.

INTERSTATE SHIPMENT: From the States of Pennsylvania, Missouri, and Indiana, into the State of Kentucky, of quantities of *Dexedrine Sulfate tablets, sulfadiazine tablets, thyroid tablets, and diethylstilbestrol tablets*.

ALLEGED VIOLATION: On or about September 13, 18, and 24, 1949, while the drugs were being held for sale after shipment in interstate commerce, the defendants caused various quantities of *Dexedrine Sulfate tablets, sulfadiazine tablets, thyroid tablets, and diethylstilbestrol tablets* to be repackaged and sold without a prescription, which acts resulted in the repackaged drugs being misbranded.

NATURE OF CHARGE: Misbranding, Sections 502 (b) (1) and (2), the repackaged drugs failed to bear labels containing the name and place of business of the manufacturer, packer, or distributor, and a statement of the quantity of the contents; and, Section 502 (f) (1), the repackaged drugs bore no labeling containing directions for use.

Further misbranding, Section 502 (f) (2), the repackaged *sulfadiazine tablets* bore no labeling containing warnings against use in those pathological conditions where their use may be dangerous to health, and against unsafe dosage and methods and duration of administration.

DISPOSITION: October 23, 1950. Walter W. Evans and Robert I. Binford having entered pleas of *nolo contendere*, the court fined the former \$150 on counts 1, 2, and 3, and the latter \$150 on counts 4, 5, and 6. Counts 4, 5, and 6 against Walter W. Evans and counts 1, 2, and 3 against Robert I. Binford were dismissed.

3265. Misbranding of Triple Sulfonamides tablets, Dexedrine Sulfate tablets, diethylstilbestrol tablets, and pentobarbital sodium capsules. U. S. v. Carl E. Neels. Plea of guilty. Fine, \$1,100. (F. D. C. No. 29435. Sample Nos. 60867-K, 60868-K, 60938-K, 60939-K, 60954-K, 60955-K, 60974-K.)

INFORMATION FILED: July 25, 1950, Eastern District of Missouri, against Carl E. Neels, a pharmacist for Neels Drugs, St. Louis, Mo.

INTERSTATE SHIPMENT: From the States of Ohio, Pennsylvania, Indiana, and New York, into the State of Missouri, of quantities of *Triple Sulfonamides*