

NEW DRUG SHIPPED WITHOUT EFFECTIVE APPLICATION

4481. ACTH-Gel and Adrenocaps. U. S. v. 15 Cartoned Vials * * * (and one other seizure action). (F. D. C. Nos. 36552, 36558. Sample Nos. 58097-L to 58099-L, incl.)

LIBELS FILED: May 6, 1954, Northern District of Illinois.

ALLEGED SHIPMENT: On or about October 2 and 5 and November 4, 1953, by United Research Laboratories, Inc., from Philadelphia, Pa.

PRODUCT: 20 cartoned vials of *ACTH-Gel* and 10 bottles of *Adrenocaps* at Chicago and La Grange Park, Ill.

LABEL, IN PART: (Carton and vial) "(United Research) 10 cc. Multiple Dose Vial—Sterile ACTH-GEL (Corticotropin in Gelatin) 20 U. S. P. Units per cc. Caution: New drug limited by Federal Law to investigational use * * * Contains: 0.5% Phenol"; (bottle) "50 Tablets Adrenocaps with Cortisone Acetate Each tablet contains: Ammonium Salicylate. . . . 4 gr. Para-Aminobenzoic Acid (as the Potassium Salt). . . . 5 gr. Cortisone Acetate. . . . 3 mg. Salicylamide. . . . 1 gr. Enteric Coated * * * Caution: New Drug—Limited by Federal Law to Investigational Use."

NATURE OF CHARGE: Section 505 (a), the articles were new drugs within the meaning of the law, and applications filed pursuant to the law were not effective with respect to such drugs.

DISPOSITION: October 26 and 27, 1954. Default decrees of condemnation and destruction.

VIOLATIVE SALES OF PRESCRIPTION DRUGS

4482. Misbranding of Gantrisin tablets, thyroid tablets, and sulfose tablets. U. S. v. Salvatore D'Avella. Plea of guilty. Fine, \$50. (F. D. C. No. 36576. Sample Nos. 50508-L, 50509-L, 51195-L, 51196-L, 51883-L, 51885-L.)

INFORMATION FILED: June 14, 1954, Southern District of New York, against Salvatore D'Avella, trading as Decker Pharmacy, Catskill, N. Y.

NATURE OF CHARGE: On or about August 19, 20, 25, and 26, 1953, while a number of *Gantrisin tablets*, *thyroid tablets*, and *sulfose tablets* were being held for sale after shipment in interstate commerce, the defendant caused the misbranding of various quantities of *Gantrisin tablets* and *thyroid tablets* by refilling prescriptions for such drugs without authority from the prescriber, and caused also the misbranding of quantities of *sulfose tablets* by dispensing such tablets without a prescription from a practitioner licensed by law to administer such drug. Such acts were contrary to Section 503 (b) (1).

DISPOSITION: June 21, 1954. The defendant having entered a plea of guilty, the court fined him \$50.

4483. Misbranding of thyroid tablets, Gantrisin tablets, and Combisul tablets. U. S. v. Albert Mikhitarian and Fred J. Muller. Pleas of guilty. Fine of \$150 against Albert Mikhitarian and \$25 against Fred J. Muller. (F. D. C. No. 35826. Sample Nos. 50473-L, 50475-L, 50484-L, 50485-L, 50489-L.)

INFORMATION FILED: June 14, 1954, Southern District of New York, against Albert Mikhitarian, trading as Mikhitarian's Pharmacy, Catskill, N. Y., and Fred J. Muller, a pharmacist.

NATURE OF CHARGE: On or about July 29 and August 19, 20, and 25, 1953, while a number of *thyroid tablets*, *Gantrisin tablets*, and *Combisul tablets* were being held for sale after shipment in interstate commerce, Albert Mikhitarian caused the misbranding of quantities of *thyroid tablets* and *Gantrisin tablets* by refilling prescriptions for such drugs without authority from the prescriber, and Fred J. Muller caused the misbranding of additional quantities of *thyroid tablets* and *Gantrisin tablets* by refilling prescriptions for such drugs without authority from the prescriber. Fred J. Muller caused also the misbranding of a quantity of *Combisul tablets* by dispensing such tablets without a prescription from a practitioner licensed by law to administer such drug. Such acts were contrary to Section 503 (b) (1).

DISPOSITION: June 22, 1954. Pleas of guilty having been entered, the court fined Albert Mikhitarian \$150 and Fred J. Muller \$25.

4484. Misbranding of thyroid tablets, Tricombisul tablets, and Tuinal capsules.
U. S. v. Evan H. Boardman. Plea of guilty. Fine, \$25. (F. D. C. No. 35823. Sample Nos. 50495-L, 50504-L, 51178-L.)

INFORMATION FILED: June 8, 1954, Southern District of New York, against Evan H. Boardman, a pharmacist at Catskill, N. Y.

NATURE OF CHARGE: On or about August 19, 20, and 25, 1953, while a number of *Tricombisul tablets*, *Tuinal capsules*, and *thyroid tablets* were being held for sale after shipment in interstate commerce, the defendant caused the misbranding, under Section 503 (b) (1), of such drugs by refilling prescriptions for *Tuinal capsules* and *thyroid tablets* without authority from the prescriber and by dispensing the *Tricombisul tablets* without the prescription of a practitioner licensed by law to administer such drug.

DISPOSITION: July 1, 1954. The defendant having entered a plea of guilty, the court fined him \$25.

4485. Misbranding of thyroid tablets and Neotrizine tablets. U. S. v. George Meyers and Arthur Karuzas. Pleas of guilty. Fine of \$100 against George Meyers and \$50 against Arthur Karuzas. (F. D. C. No. 36577. Sample Nos. 50512-L to 50514-L, incl., 50518-L to 50520-L, incl.)

INFORMATION FILED: June 15, 1954, Southern District of New York, against George Meyers, trading as Meyers Village Pharmacy, Wappingers Falls, N. Y., and Arthur Karuzas, a pharmacist in the pharmacy.

NATURE OF CHARGE: On or about July 30 and August 13, 19, 20, 25, and 27, 1953, while a number of *thyroid tablets* and *Neotrizine tablets* were being held for sale, various quantities of the drugs were caused to be misbranded by the refilling of prescriptions therefor without authority from the prescriber. George Meyers was charged with causing the misbranding of the drugs involved in each of the 6 counts of the information, and Arthur Karuzas was joined as a defendant in two of the counts. Such acts were contrary to Section 503 (b) (1).

DISPOSITION: June 23, 1954. The defendants having entered pleas of guilty, the court fined George Meyers \$100 and Arthur Karuzas \$50.