

**LABEL IN PART:** "Golden Pheasant One Lubricated Golden Pheasant Prophylactic Insist on the genuine. Mfgd. in W. Germany Packed by W. H. Reed & Co., Atlanta, Ga."

**RESULTS OF INVESTIGATION:** Examination showed that 3.8 percent of the article was defective in that it contained holes.

**LIBELED:** 6-7-57, S. Dist. Fla.

**CHARGE:** 501 (c)—the quality of the article, when shipped, fell below that which it purported to possess; and 502 (a)—the label statement "Prophylactics" was false and misleading as applied to an article containing holes.

**DISPOSITION:** 7-19-57. Default—destruction.

**5396. Rubber prophylactics.** (F. D. C. No. 40315. S. No. 72-819 M.)

**QUANTITY:** 24 ctns. at Chicago, Ill.

**SHIPPED:** 2-7-57, from Atlanta, Ga., by W. H. Reed & Co., Inc.

**LABEL IN PART:** (Ctn.) "Golden Pheasant \* \* \* One Dozen"; (tin) "This package contains three Golden Pheasant Prophylactics."

**RESULTS OF INVESTIGATION:** Examination showed that 3.2 percent of the article was defective in that it contained holes.

**LIBELED:** 6-7-57, N. Dist. Ill.

**CHARGE:** 501 (c)—the quality of the article, when shipped, fell below that which it purported to possess; and 502 (a)—the label statement "Prophylactics" was false and misleading as applied to a product containing holes.

**DISPOSITION:** 7-10-57. Default—destruction.

## **DRUGS ACTIONABLE BECAUSE OF FALSE AND MISLEADING CLAIMS**

### **DRUGS FOR HUMAN USE\***

**5397. Digitoxin tablets.** (F. D. C. No. 40169. S. No. 41-936 M.)

**QUANTITY:** 1 drum containing 280,600 tablets at Rensselaer, N. Y.

**SHIPPED:** Digitoxin powder was shipped on 11-2-56, from Newark, N. J.

**RESULTS OF INVESTIGATION:** Examination showed that the tablets contained not more than 82.9 percent of the declared amount of digitoxin per tablet. The tablets were prepared from the digitoxin powder which was shipped as described above.

**LIBELED:** 5-16-57, N. Dist. N. Y.

**CHARGE:** 502 (a)—the statement "Digitoxin . . . . 0.1 mg." on the label of the article, while held for sale, was false and misleading.

**DISPOSITION:** 7-19-57. Default—destruction.

**5398. Cabbex (desiccated cabbage).** (F. D. C. No. 40176. S. Nos. 42-593 M, 72-901 M.)

**QUANTITY:** 16 btls. at Denver, Colo., in possession of Strauss Vitamin Store.

**SHIPPED:** 3-11-57, from Omaha, Nebr.

**LABEL IN PART:** (Btl.) "One Pound Guardian \* \* \* Cabbex—Cabbage Powder For Cabbage Juice \* \* \* As a supplementary source of nutrients in cabbage take four teaspoonsful daily."

**ACCOMPANYING LABELING:** Window placard reading "Cabbex Cabbage Juice Concentrate with your Ulcer Diet Full Lb. 3.98."

\*See also Nos. 5389, 5391-5396.