

RESULTS OF INVESTIGATION: Some of the articles were prescription drugs repacked from physicians' samples into containers which had labels bearing the brand names of the drugs, the words "Physician's Sample," "Physician's Trial Package," or similar wording, and the names of manufacturers, packers, or distributors located outside the State of Florida. Some of the articles were prescription drugs which had not, at the time the articles were libeled, been repacked by the dealer and which bore labels similar to the other articles.

LIBELED: 10-19-61, S. Dist. Fla.

CHARGE: 502(a)—while held for sale, the words "Physician's Sample," "Physician's Trial Package," and similar wording on the labels of the articles, were false and misleading as applied to the articles then in the possession of a repacker and intended for sale, and not then intended for use as "complimentary - not for sale" samples for physicians and others lawfully engaged in dispensing prescription drugs; 502(b) (1)—a number of the articles failed to bear a label containing the name and place of business of the manufacturer, packer, or distributor; 502(e) (2)—the labels of a number of the articles failed to bear the common or usual name of each active ingredient contained therein; 502(f) (1)—the labeling of a number of the articles failed to bear adequate directions for use and they were not exempt from that requirement since they were drugs subject to the provisions of 503(b) (1), and their labels failed to bear an identifying lot or control number from which it was possible to determine the complete manufacturing history of the package of the drug, as required by regulations; and 503(b) (4)—a number of the articles failed to bear the statement "Caution: Federal law prohibits dispensing without prescription."

DISPOSITION: 11-24-61. Default—destruction.

6784. Various prescription drugs. (F.D.C. No. 46279. S. Nos. 97-376 R, 98-403/6 R.)

QUANTITY: Various quantities of tablets, capsules, and liquid, at Grand Island, N.Y., in possession of Grandyle Pharmacy, Inc.

SHIPPED: On unknown dates, by various drug handlers.

LABEL IN PART: (Some drugs) "Physician's Sample Not for Sale," "Special Package for the Medical Profession Only," or "Professional Sample."

RESULTS OF INVESTIGATION: The articles consisted of quantities of prescription drugs repacked from physicians' samples into containers having labels bearing brand names indicative of manufacture outside the State of New York, and quantities of prescription drugs which were not yet repacked, originally intended for use as samples, and still in the original sample packages bearing the names and addresses of manufacturers, packers, or distributors outside the State of New York.

LIBELED: 8-22-61, W. Dist. N.Y.

CHARGE: 502(a)—while held for sale, the statements "Physician's Sample Not for Sale," "Special Package for the Medical Profession Only," "Professional Sample," and similar wording on the labels of a number of the articles of drug were false and misleading as applied to these articles then in the possession of a repacker and intended for sale and not then intended for use as "complimentary - not for sale" samples for physicians and others lawfully engaged in dispensing prescription drugs; 502(b) (1)—a number of the repacked articles of drug failed to bear a label containing the name and place of business of the

manufacturer, packer, or distributor; 502(e) (2)—the labels of a number of the repacked articles of drug failed to bear the common or usual name of each active ingredient contained therein; and 503(b) (4)—a number of the repacked articles of drug were subject to 503(b) (1) and their labels failed to bear the statement "Caution: Federal law prohibits dispensing without prescription."

DISPOSITION: 9-29-61. Default—destruction.

6785. Various prescription drugs. (F.D.C. No. 46086. S. Nos. 50-507/18 R, 50-521/28 R.)

QUANTITY: 5,867 tablets and capsules and 1,475 btl. of liquid at Denver, Colo., in possession of Denver Drug Co.

SHIPPED: On unknown dates, by various drug handlers.

LABEL IN PART: (Some labels) "Physician's Trial Package," "Physician's Sample," "Professional Sample," "Sample - Not To Be Sold," and "Professional Specimen."

RESULTS OF INVESTIGATION: The articles consisted of quantities of prescription drugs repacked from physicians' samples into containers having labels bearing brand names indicative of manufacture outside the State of Colorado, and quantities of prescription drugs which were not yet repacked, originally intended for use as samples, and still in the original sample packages bearing the names and addresses of manufacturers, packers, or distributors outside the State of Colorado.

LIBELED: 7-24-61, Dist. Colo.

CHARGE: 502(a)—while held for sale, the statements "Physician's Trial Package," "Physician's Sample," "Professional Sample," "Sample - Not To Be Sold," "Professional Specimen," and similar wording on the labels of the articles not yet repacked were false and misleading as applied to the articles then in the possession of a repacker and intended for sale and not then intended for use as "complimentary - not for sale" samples for physicians and others lawfully engaged in dispensing prescription drugs; 502(f) (1)—the labeling of a number of the repacked articles failed to bear adequate directions for use and they were not exempt from that requirement since they were subject to the provisions of 503(b) (1) and their labels failed to bear an identifying lot number from which it was possible to determine the complete manufacturing history as is required by regulations; and 503(b) (4)—the repacked articles of drug were subject to 503(b) (1) and their labels failed to bear the statement "Caution: Federal law prohibits dispensing without prescription."

DISPOSITION: 10-6-61. Default—destruction.

6786. Various prescription drugs. (F.D.C. No. 46206. S. No. 59-038 R.)

QUANTITY: Approximately 3,000 pkgs. at Atlanta, Ga., in possession of Crews Drug Co., Inc.

SHIPPED: On unknown dates, by various drug handlers.

LABEL IN PART: (Some labels) "Professional Sample," "Physician's Sample," "Complimentary," "Professional Trial Package," "Professional Sample Not to Be Sold," "Clinical Trial Supply," and "Physician's sample not to be sold."

RESULTS OF INVESTIGATION: The articles consisted of quantities of prescription drugs repacked by Crews Drug Co., Inc., from physicians' samples into containers having labels bearing brand names indicative of manufacture