

(1) and their labels failed to bear the statement "Caution: Federal law prohibits dispensing without prescription."

DISPOSITION: 3-7-62. Default—destruction.

DRUGS FOR VETERINARY USE

6909. Medicated feed. (F.D.C. No. 46853. S. No. 34-811 T.)

QUANTITY: 87 50-lb. bags at Colfax, N. Dak., in possession of Colfax Grain Co.

SHIPPED: 10-27-61, from Willmar, Minn.

LABEL IN PART: "Richland Quality 18% Pig Starter Medicated * * * Active Drug Ingredient Arsanilic Acid 0.0016%; Manganese Bacitracin 60 Grams Per Ton; Procaine Penicillin 20 Grams Per Ton Net Weight 50 Lbs. Manufactured by Colfax Grain Company, Colfax, North Dakota."

RESULTS OF INVESTIGATION: The article was manufactured by the dealer from arsanilic acid shipped in interstate commerce as described above. Analysis showed that the article contained 6 times the labeled amount of arsanilic acid.

LIBELED: 12-14-61, Dist. N. Dak.

CHARGE: 501(c)—while held for sale, the strength of the article differed from that which it purported to possess; 502(a)—the label statement "Arsanilic Acid 0.0016%" was false and misleading as applied to the article which contained an excess of that ingredient; 502(1)—the article was a drug composed in part of manganese bacitracin and procaine penicillin, and it was not from a batch with respect to which a certificate or release was in effect pursuant to 507 and it was not exempt from such certification since it contained less than the required amount of the active drug ingredient for the treatment of bacterial enteritis in swine for which it was intended, and in that the label failed to bear adequate directions and warnings for use by reason of failure on its label to bear the warning concerning the five day withdrawal prior to slaughter for human consumption, which warning was required by regulations for animal feeds containing an arsenical.

DISPOSITION: 3-2-62. Default—destruction.

6910. Medicated feed. (F.D.C. No. 46456. S. No. 6-008 T.)

QUANTITY: 30 100-lb. bags at Methuen, Mass.

SHIPPED: 7-14-61, from Deposit, N.Y., by Delaware Milling Co., Inc.

LABEL IN PART: "Pellets * * * Delaware Broiler Finisher Medicated * * * Active Drug Ingredients Dienestrol Diacetate 0.0035% Nicarbazin 0.0125% Arsanilic Acid 0.0090% * * * Feed Ingredients * * * Zinc Bacitracin * * * Manufactured by Delaware Milling Company, Inc. Deposit, N.Y."

RESULTS OF INVESTIGATION: Analysis showed that the article contained only a trace of arsanilic acid.

LIBELED: 9-14-61, Dist. Mass.

CHARGE: 501(c)—when shipped, the strength of the article differed from that which it purported to possess; 502(a)—the label statement "Arsanilic Acid 0.0090%" was false and misleading when applied to the article which contained less than the declared amount of arsanilic acid; and 502(1)—the article contained dienestrol diacetate, nicarbazin, arsanilic acid, and zinc bacitracin, and they were not from batches with respect to which a certificate or release had been issued pursuant to 507.