

**VITAMIN, MINERAL, AND OTHER PRODUCTS OF SPECIAL
DIETARY SIGNIFICANCE***

13196. Adulteration and misbranding of vitamin B-complex tablets. U. S. v. 258 Dozen Cartons, etc. (F. D. C. No. 19939. Sample No. 20898-H.)

LIBEL FILED: On or about June 21, 1946, Western District of Missouri.

ALLEGED SHIPMENT: On or about September 1, 1943, by Major Vitamins, Inc., from New York, N. Y.

PRODUCT: 258 dozen cartons, each carton containing 100 tablets, and 30 dozen cartons, each carton containing 200 tablets, of vitamin B-complex tablets at Kansas City, Mo. Examination showed that the product contained less than the declared amount of vitamin B₁.

LABEL, IN PART: "Major-B Brand Natural B-Complex Vitamins with added thiamine."

NATURE OF CHARGE: Adulteration, Section 402 (b) (1), a valuable constituent, vitamin B₁, had been in whole or in part omitted or abstracted from the article.

Misbranding, Section 403 (a), the label statements, "Thiamine (Vitamin B₁) Each Tablet .333 Milligrams 333 Micrograms (3 Tablets) 1000 Micrograms * * * 3 Major B-Complex tablets daily provide the minimum daily adult requirement of Thiamine (Vitamin B₁)," were false and misleading as applied to the product, which contained less than the stated amount of thiamine.

Further misbranding, Section 403 (a) (and Section 502 (a)), certain statements in the circulars entitled "How Vitamins Bring Health and Vigor to All the Family" and "We Supplement Our Daily Diet with B-Complex Vitamins," which were enclosed in the cartons containing the product, were false and misleading. These statements represented and suggested and created the impression that the article would be effective to provide greater energy, steadier nerves, better digestion, improved health and vigor, better appetite, insurance from vitamin deficiencies, physical well-being, protection against frequent colds, constipation, fatigue, digestive upsets, and other common ills; that it would provide the vitamins found in whole wheat bread, eggs, milk, liver, and tomato juice; that there are widespread vitamin deficiencies that would be corrected by use of the product, and that the article contained nutritionally significant amounts of all vitamins of the B-complex; and that foods are an unreliable source of vitamins, and that it was desirable and necessary to supplement the ordinary diet with the product. The product would not be effective for the purposes represented, suggested, and implied; it would not provide the vitamins found in whole wheat bread, eggs, milk, liver, and tomato juice; there are not widespread dietary deficiencies that would be corrected by use of the product; the product did not contain nutritionally significant amounts of all vitamins of the B-complex; foods are a reliable source of vitamins; and it is not desirable or necessary to supplement the ordinary diet with the product.

The article was alleged also to be misbranded under the provisions of the law applicable to drugs, as reported in notices of judgment on drugs and devices.

DISPOSITION: October 30, 1946. The product was adjudged adulterated and misbranded and was ordered delivered to a charitable institution.

13197. Adulteration and misbranding of Bio-Aminol. U. S. v. 34 Bottles * * *
(F. D. C. No. 22810. Sample No. 73110-H.)

LIBEL FILED: April 3, 1947, Northern District of Ohio.

ALLEGED SHIPMENT: On or about November 18, 1946, by the Bio-Chemical Products Co., from Cleveland, Ohio, to St. Petersburg, Fla., and reshipped on or about January 18, 1947, to Lakewood, Ohio.

PRODUCT: 34 16-ounce bottles of Bio-Aminol powder at Lakewood, Ohio.

LABEL, IN PART: "Bio-Aminol 70 Powder, Fortified Protein Hydrolysate (Amino Acids) Contains Per Ounce: Protein Hydrolysate 70%."

NATURE OF CHARGE: Adulteration, Section 402 (b) (1), a valuable constituent, protein, had been in part omitted from the article.

Misbranding, Section 403 (a), the label statements "Contains Per Ounce: Protein Hydrolysate 70% * * * six heaping tablespoonsful per day supplies 70 grams of Protein" were false and misleading. (The product contained about 50 percent less protein than declared on the label.)

DISPOSITION: July 1, 1947. Default decree of condemnation and destruction.

*See also Nos. 13010, 13098.