

DISPOSITION: May 15, 1953. The defendants having entered pleas of nolo contendere, the court fined each defendant \$300.

20650. Adulteration and misbranding of vitamin capsules. U. S. v. 456 Bottles
* * *. (F. D. C. No. 35289. Sample No. 44885-L.)

LABEL FILED: June 1, 1955, District of Connecticut.

ALLEGED SHIPMENT: On or about March 12, 1952, from Worcester, Mass.

PRODUCT: Vitamin capsules. 456 bottles, each containing 100 capsules, at Hartford, Conn. Analysis showed that the product contained 74 percent of the declared amount of vitamin B₁.

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

Misbranding, Section 403 (a), the label statements "Each Capsule Contains: * * * Vitamin B₁ 2.5 mg. * * * Each capsule contains 1¼ times the minimum daily adult requirement for Vitamin * * * and 2½ times that for B₁" were false and misleading as applied to the article, which contained less than the declared amount of vitamin B₁.

The article was adulterated and misbranded in the above respects while held for sale after shipment in interstate commerce.

DISPOSITION: July 6, 1953. Brewer & Co., Inc., Worcester, Mass., claimant, having consented to the entry of a decree, judgment of condemnation and destruction was entered and the court ordered that the product be released under bond for relabeling under the supervision of the Department of Health, Education, and Welfare.

INDEX TO NOTICES OF JUDGMENT F. N. J. NOS. 20601 TO 20650

PRODUCTS

	N. J. No.		N. J. No.
Apple juice, concentrated	¹ 20634	Flour	20601-20604
Apricots, canned	20632	Fruits and vegetables	^{1*} 20632-20639
Black-eyed peas, dried	20635	fruit, canned	20632, 20633
Butter	20612-20620	miscellaneous fruit prod-	
Calcium phytate tablets	20649	ucts	20635-20637
Cereals and cereal products	² 20601-	tomatoes and tomato prod-	
	20611	ucts	⁴ 20638, 20639
Cheese	20621, 20622	vegetables and vegetable prod-	
muenster	20623	ucts	20635-20637
Chickpeas, ground, roasted	20636	Garbanzos. See Chickpeas.	
Cocktails, crab and shrimp	³ 20629	Livers, chicken, with spaghetti,	
Crab cocktail	³ 20629	canned	20647
Crabmeat	20630, 20631	Macaroni and noodle prod-	
Dairy products	20612-20623	ucts	² 20605, 20606
Egg(s), frozen	20625	Mackerel, jack, canned	20626
yolks, frozen	20624	Mix, bakery	20611
Fats. See Oils and fats.		Muenster cheese	20623
Fish and shellfish	³ 20626-20631	Noodles. See Macaroni and	
		noodle products.	

¹ (20634, 20642) Injunction issued.

² (20605) Prosecution contested. Contains opinion of the court.

³ (20629) Action for criminal contempt dismissed.

⁴ (20638) Seizure contested.