

tions, a statement of the number of milligrams of sodium per 100 grams of the article and a statement of the number of milligrams of sodium in an average serving of the article.

DISPOSITION: 4-15-57. Consent—claimed by Van Camp Seafood Co., Inc., and relabeled.

24000. Vitamin tablets. (F. D. C. No. 39818. S. No. 26-957 M.)

QUANTITY: 10,000 tablets in one jar, and 12 50-tablet bils., at San Antonio, Tex.

SHIPPED: 12-10-56, from St. Louis, Mo.

RESULTS OF INVESTIGATION: Analysis showed that the tablets contained less than 50 percent of the declared amount of vitamin D and 33 percent less than the declared amount of vitamin B-1.

LIBELED: 12-13-56, W. Dist. Tex.

CHARGE: 402 (b) (1)—valuable constituents, vitamin D and vitamin B-1, had been in part omitted or abstracted from the article while held for sale; and 403 (a)—the label statement, "Two Tablets \* \* \* contains \* \* \* Vitamin D \* \* \* 2000 USP Units \* \* \* Vitamin B1 \* \* \* 6 MG" was false and misleading.

DISPOSITION: 3-11-57. Default—destruction.

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<sup>1</sup> (23979) Seizure contested. Contains ruling of the court.

# U. S. Department of Health, Education, and Welfare

## FOOD AND DRUG ADMINISTRATION

### NOTICES OF JUDGMENT UNDER THE FEDERAL FOOD, DRUG, AND COSMETIC ACT

[Given pursuant to section 705 of the Food, Drug, and Cosmetic Act]

24001-24050

#### FOODS

The cases reported herewith were instituted in the United States district courts by United States attorneys, acting upon reports submitted by the Department of Health, Education, and Welfare. They involve foods which were adulterated or misbranded within the meaning of the Act when introduced into and while in interstate commerce or while held for sale after shipment in interstate commerce. These cases involve (1) seizure proceedings in which decrees of condemnation were entered by default or by consent; (2) criminal proceedings which were terminated upon pleas of guilty or nolo contendere; (3) injunction proceedings terminated with the entry of an injunction; and (4) contempt proceedings for violation of an injunction which were terminated upon a plea of guilty. The seizure proceedings are civil actions taken against the *goods* alleged to be in violation, and the criminal, injunction, and contempt proceedings are against the *firms* or *individuals* charged to be responsible for violations.

Published by direction of the Secretary of Health, Education, and Welfare.

GEO. P. LARRICK, *Commissioner of Food and Drugs.*

WASHINGTON, D. C., *September 25, 1958.*

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**SECTIONS OF FEDERAL FOOD, DRUG, AND COSMETIC ACT INVOLVED IN VIOLATIONS  
REPORTED IN F. N. J. NOS. 24001-24050**

*Adulteration*, Section 402 (a) (1), the article contained an added poisonous or deleterious substance which may have rendered it injurious to health; Section 402 (a) (2), the article contained an added poisonous or deleterious substance which was unsafe within the meaning of Section 406; Section 402 (a) (3), the article consisted in part of a filthy or decomposed substance, or it was otherwise unfit for food; Section 402 (a) (4), the article had been prepared, packed, or held under insanitary conditions whereby it may have become contaminated with filth; Section 402 (b) (1), a valuable constituent had been in whole or in part omitted or abstracted from the article; Section 402 (b) (2), a substance had been substituted wholly or in part for the article; Section 402 (b) (4), a substance had been added to the article or mixed or packed therewith so as to increase its bulk or weight or reduce its quality; Section 402 (e), the article was oleomargarine and was unfit for food; Section 406 (a), a poisonous or deleterious substance was added to food when such substance was not required in the production thereof and could have been avoided by good manufacturing practice.

*Misbranding*, Section 403 (a), the labeling of the article was false and misleading; Section 403 (e) (2), the article was in package form, and it failed to bear a label containing an accurate statement of the quantity of contents; Section 403 (h) (1), the article purported to be and was represented as a food for which a standard of quality has been prescribed by regulations, and its quality fell below such standard; Section 403 (i) (2), the article was not subject to the provisions of Section 403 (g) and was fabricated from two or more ingredients, and its label failed to bear the common or usual name of each such ingredient; Section 403 (k), the article contained a preservative, and it failed to bear labeling stating that fact.

## CEREALS AND CEREAL PRODUCTS

### FLOUR\*

**24001. Flour.** (F. D. C. No. 40348. S. No. 75-934 M.)

QUANTITY: 8 300-lb. drums at Thomaston, Maine.

SHIPPED: 5-8-57, from Lemoyne, Pa.

LIBELED: 7-8-57, Dist. Maine.

CHARGE: 402 (a) (3)—contained insects while held for sale.

DISPOSITION: 10-2-57. Default—destruction.

**24002. Flour.** (F. D. C. No. 40328. S. Nos. 39-745/6 M.)

QUANTITY: 430 25-lb. bags and 20 50-lb. bags at Cornelia, Ga.

SHIPPED: 4-22-57 and 5-17-57, from Central, S. C., by Central Roller Mills.

LABEL IN PART: "Flour \* \* \* ISSAQUEENA."

LIBELED: 6-14-57, N. Dist. Ga.

CHARGE: 402 (a) (3)—contained insect fragments; and 402 (a) (4)—prepared under insanitary conditions.

DISPOSITION: 8-5-57. Default—destruction.

\*See also No. 24004.