

nesium * * * 0.72 mg. * * * The need in human nutrition has not been established," were false and misleading since they were contrary to fact.

DISPOSITION: 12-30-60. Default—destruction.

27143. Vitamins and minerals. (F.D.C. No. 44985. S. No. 35-985 R.)

QUANTITY: 28 ctns., 896 lbs. total, at Brooklyn, N.Y.

SHIPPED: The article was delivered, on 8-30-60, to a ship pier at Brooklyn, N.Y., for shipment to Iceland.

RESULTS OF INVESTIGATION: Inspection showed that the article had been submerged in polluted river water. The contamination occurred as a result of a storm on 9-13-60, which flooded the pier at Brooklyn, N.Y., where the article was stored.

LIBELED: 10-13-60, E. Dist. N.Y.

CHARGE: 402(a)(4)—held under insanitary conditions while in interstate commerce.

DISPOSITION: 1-18-61. Default—destruction.

27144. Vitamin capsules. (F.D.C. No. 45061. S. No. 35-928 R.)

QUANTITY: 13 1,000-capsule btls., and 272 100-capsule btls., at Oyster Bay, Long Island, N.Y.

SHIPPED: Prior to 8-17-60, from Cedar Rapids, Iowa.

RESULTS OF INVESTIGATION: Examination showed that the article contained less than 40 percent of the declared amount of vitamin D.

LIBELED: 11-7-60, E. Dist. N.Y.,

CHARGE: 402(b)(1)—while held for sale, the valuable constituent, vitamin D, had been in part omitted or abstracted from the article; 403(a)—the label statement "Vit. D. (Calciferol) 1000 Units" was false and misleading; and the label statement "Each capsule supplies the following percentages of the minimum daily requirement * * * Vitamin B₆ 166%" was false and misleading since the minimum daily requirement for vitamin B₆ has not been established.

DISPOSITION: 2-8-61. Default—destruction.

27145. Vi-Cal-Nate capsules. (F.D.C. No. 44614. S. No. 6-378 R.)

QUANTITY: 466 100-capsule btls. at Hartford, Conn.

SHIPPED: Some time in 1955, from Worcester, Mass., by Brewer & Co.

LABEL IN PART: (Btl.) "Vi-Cal-Nate -Therland-Improved."

RESULTS OF INVESTIGATION: Examination showed that the article contained approximately 69 percent of the declared amount of vitamin A and 75 percent of the declared amount of vitamin C.

LIBELED: 6-17-60, Dist. Conn.

CHARGE: 402(b)(1)—while held for sale, the valuable constituents, vitamin A and vitamin C, had been in part omitted or abstracted from the article; and 403(a)—the label statement, "Each capsule contains: Vitamin A 5000 USP Units * * * Vitamin C 37.5 mg." was false and misleading.

403(a)—when shipped, the label statement "The MDR* for the rest has not been determined" with reference to the iron and calcium in the article, was false and misleading since it was contrary to fact; and 403(j)—the article purported to be and was represented as a food for special dietary

uses by reason of its mineral content, and its label failed to bear, as required by regulations, statements of the proportion of the minimum daily requirement for calcium and iron supplied by the article when consumed in a specified quantity during the period of one day.

DISPOSITION: 3-16-61. Default—destruction.

27146. Vi-B-Cee-Plus capsules, Fer-B-Cee-Plus tablets, and Vimeral-Prenatal capsules. (F.D.C. No. 44615. S. Nos. 6-996/8 R.)

QUANTITY: 76 50-capsule btl. of Vi-B-Cee-Plus capsules; 47 100-capsule btl. of Fer-B-Cee-Plus tablets; and 89 100-capsule btl. of Vimeral-Prenatal capsules, at Hamden, Conn.

SHIPPED: Richlyn Laboratories shipped the Vi-B-Cee-Plus capsules and Fer-B-Cee-Plus tablets from Philadelphia, Pa., subsequent to January 1959; and Lustgarten Laboratories, Inc., shipped the Vimeral-Prenatal capsules from Philadelphia, Pa., on 4-6-60.

LABEL IN PART: (Btl.) "Vi-B-Cee-Plus * * * Vitamins-Minerals and Lipoids [or "Fer-B-Cee-Plus" or "Vimeral-Prenatal"] * * * Distributed by New England Pharmaceutical Co. Hamden, Conn."

LIBELED: 6-17-60, Dist. Conn.

CHARGE: Vi-B-Cee-Plus capsules, 403(a)—when shipped, the article contained a representation and suggestion that the article was a source of lipoids for special dietary use, which representation and suggestion was false and misleading since the article contained no lipoid ingredient; and 403(j)—the article purported to be and was represented as a food for special dietary use by reason of its vitamin and mineral content and its label failed to bear, as the regulations require, a statement of the proportion of the minimum daily requirement of vitamin B₁, vitamin B₂, vitamin C, niacinamide, and iron supplied by the article when consumed in a specified quantity during a period of one day; and also the statement "The need for calcium pantothenate and choline in human nutrition has not been established."

Fer-B-Cee-Plus tablets, 403(a)—when shipped, the label statement "A well balanced vitamin and mineral food supplement specially designed for the dietary needs of older persons and convalescents" was false and misleading since the article was not balanced and the label represented and suggested, contrary to fact, that the dietary needs of older persons are different from those of adults generally, and that all of the ingredients in the article would promote convalescence; and 403(j)—the article purported to be and was represented as a food for special dietary uses by reason of its vitamin and mineral content, and its label failed to bear, as the regulations require, a statement of the proportion of the minimum daily requirement for vitamin A, vitamin B₁, vitamin B₂, niacinamide, vitamin C, vitamin D, calcium, iron, and iodine supplied by the article when consumed in a specified quantity during a period of one day; and also the statement "The need for calcium pantothenate, choline, inositol, cobalt, manganese, zinc, and molybdenum in human nutrition has not been established."

Vimeral-Prenatal capsules, 403(a)—when shipped, the label statements "Hesperidin Complex 100 mg.," "Calcium Pantothenate 1.0 mg." and "*Recommended daily requirement not established" were false and misleading since such statements suggested and implied that hesperidin complex, and calcium pantothenate were essential in human nutrition, whereas, the need for hesperidin complex and calcium pantothenate in human nutrition has not been