

**CHARGE:** 402(a)(2)(C)—when shipped and while held for sale, the articles contained folic acid and intrinsic factor, food additives, which were unsafe within the meaning of 409, since they and their use or intended use were not in conformity with a regulation or exemption; and 403(a)—while held for sale, the label statements "Each Tablet Contains \* \* \* Iron (Ferrous Fumarate) 110 mg. [MDR] 200% \* \* \* Vitamin B<sub>2</sub> 7.5 mg. [MDR] 375%" were false and misleading, since the label statement that each tablet contained 110 mg. of Iron (Ferrous Fumarate) was inconsistent with the label statement that each tablet contained 200% of the minimum daily requirement for Iron (Ferrous Fumarate), and since the label statement that each tablet contained 7.5 mg. of Vitamin B<sub>2</sub> was inconsistent with the label statement that each tablet contained 375% of the minimum daily requirement for Vitamin B<sub>2</sub>.

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, No. 8187.

**DISPOSITION:** 5-14-64. Default—destruction.

**30395. Vita Zest medicated premix.** (F.D.C. No. 50105. S. Nos. 71-477 A, 71-480 A.)

**QUANTITY:** 10 5-lb. cans and 27 2½-lb. cans at Blooming Prairie, Minn.

**SHIPPED:** Between 1-30-64 and 3-16-64, from Wessington Springs, S. Dak., by Vita Zest Corp.

**LABEL IN PART:** (Can) "Vita Zest Oxytetracycline (Terramycin) 3.2 grams per pound \* \* \* Manufactured by Vita Zest Corporation Wessington Springs South Dakota \* \* \* Poultry Sick Chickens-Chronic respiratory disease (air sac), Blue comb (nonspecific enteritis), use 2 tablespoonsful to 1 gallon of drinking water for 4 days or mix 1 lb. of Vita Zest to 100 lbs. feed for 10 days \* \* \* Swine For Bacterial enteritis (necro) (scours) use 2 tablespoonsful to 1 gallon of drinking water, slop or milk for 4 days, then 2 tablespoonsful to 8 gallons of water for 10 days. Use 1 lb. to 100 lbs. of feed for 10 days."

**LIBELED:** 5-5-64, Dist. Minn.; libel amended 6-30-64.

**CHARGE:** 402(a)(2)(C)—when shipped, the article contained a food additive, oxytetracycline, which was unsafe within the meaning of 409, since it and its use or intended use were not in conformity with a regulation or exemption in that it failed to comply with regulations since the directions for use did not provide sufficient oxytetracycline levels for the treatment of chronic respiratory disease and blue comb in sick chickens.

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, No. 8199.

**DISPOSITION:** 7-24-64. Default—destruction.

**30396. Allocaps capsulets.** (F.D.C. No. 51419. S. No. 16-307 B.)

**QUANTITY:** 37 100-capsule btls., and 52 250-capsule btls., at Los Angeles, Calif., in possession of Vitamin Quota.

**SHIPPED:** 1-20-65, from New York, N.Y.

**LABEL IN PART:** (Btl.) "Allocaps Vitamins in each capsulet—Folic Acid 0.34 milligrams—average adult dose: One capsulet daily—Distributed by Vitamin Quota, New York-Los Angeles."