

ALLEGED SHIPMENT: Between the approximate dates of January 11 and May 9, 1946, by the Dupree Medical Co., from New York, N. Y.

PRODUCT: 34 packages of *Dupree Double Strength Pills* at St. Paul, Minn., and 67 Boxes of *New Formula Pills* and 114 boxes of *Extra Strength New Formula Pills* at Los Angeles, Calif. Examination showed that the products consisted essentially of yohimbin hydrochloride, asafetida, and a laxative plant drug. In addition, the *New Formula Pills* contained metallic iron, and the *Double Strength* and *Extra Strength Pills*, which were apparently the same product under slightly different labels, contained iron sulfate.

LABEL, IN PART: (New Formula Pills) "Yohimbin hydrochloride, 1/24 grain, dried iron sulfate, asafetida and aloe"; (Double Strength Pills) "Yohimbin Hydroch. 1/16 gr., Asafetida, Dried Iron Sulfate, Aloes Soc."; and (Extra Strength Pills) "Yohimbin Hydroch. Gr. 1/16 Dried Iron Sulfate, Asafetida, Aloes Soc."

NATURE OF CHARGE: Misbranding, Section 502 (f) (1), the labeling of the products failed to bear adequate directions for use since it failed to state why the articles were to be used; *New Formula Pills*, misbranding, Section 502 (a), the label statement, "Each pill contains * * * dried iron sulfate," was false and misleading since the product did not contain iron sulfate; and, Section 502 (e) (2), the product was fabricated from 2 or more ingredients, and its label failed to bear the common or usual name of each active ingredient since the label failed to reveal the presence of metallic iron.

DISPOSITION: July 29 and September 25, 1946. No claimant having appeared, judgments of condemnation were entered and the products were ordered destroyed.

2009. Misbranding of West's Imported Sea Vegetable Tablets and various other drugs. U. S. v. Various Quantities of West's Imported Sea Vegetable Tablets, etc. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 19509. Sample Nos. 59818-H to 59833-H, incl., 59836-H, 59837-H, 59861-H to 59863-H, incl.)

LABEL FILED: April 17, 1946, Western District of Pennsylvania; libel amended July 23, 1946.

ALLEGED SHIPMENT: Between the approximate dates of January 16 and February 26, 1946, by Mineralized Foods, Inc., from Baltimore, Md., and by Sherman Foods, Inc., from New York, N. Y.

PRODUCT: 1 bulk package and 69 bottles of *West's Imported Sea Vegetable Tablets*, 1 bulk package and 69 bottles of *West's Sodeom Vitaminized*, 1 bulk package and 30 bottles of *West-Aid*, 1 bulk package and 30 bottles of *West's Sea-Vo-Kra Tablets*, 1 bulk package and 30 bottles of *West's D-X Tablets*, 54 bottles of *West's Ferrolene*, 51 bottles of *West's Kalseom*, 43 bottles of *West's FYA Tablets*, 12 bottles of *West-Lax*, 5 1-pound cartons of *West's Vi-Linn (Chocolate)*, 5 1-pound cartons of *West's Vi-Linn (Banana)*, 74 bottles of *West's Sodeom*, 51 bottles of *West's Sea Vegecene*, 2 bottles of *West's Mar-Glo Tablets*, and 4 1-pound cartons of *West-Co.*, at Pittsburgh, Pa. Each of the bulk packages contained 5,000 tablets, the bottles of the *Sea Vegecene* were in 2-, 5-, and 8-ounce sizes, and the bottles containing the other products were in 100-, 125-, 240-, 300-, 400-, and 500-tablet sizes. The *Sea Vegecene*, *Ferrolene*, *Kalseom*, *FYA Tablets*, and *Sodeom* had been shipped in bulk containers and repacked by the dealer into bottles before seizure.

The sale of these products at Pittsburgh was promoted through lectures given by Mr. N. S. West, who was the active individual in Mineralized Foods, Inc., and at those lectures Mr. West recommended the products for use in the treatment of certain specific conditions.

LABEL, IN PART: "West's Imported Sea Vegetable Tablets (Edible Sea Plants)," "West's Sodeom is a trade name for a blend of West's Imported Sea Vegetation (Edible Sea Plants) carefully blended with added Vitamin A (Ester) and Vitamin C (Ascorbic Acid)," "West-Aid is a trade name for a blend of West's Imported Sea Vegetation (Edible Sea Plants) carefully blended with added Brewer's Yeast, Wheat Embryo and Vitamin B-1 (Thiamin)," "West's Sea-Vo-Kra Tablets Consists of a blend of West's Imported Sea Vegetation (Edible Sea Plants) in combination with Okra," "West's 'D-X' Tablets * * * Consists of an imported variety of West's Sea Vegetation (Edible Sea Plants)

carefully blended with Peppermint Leaves, Jambul Seed, Jambul Bark, Blueberry Leaves in their natural organic herbal state," "Ferrolene Made With West's Imported Sea Vegetation (Edible Sea Plants) with added Vitamin C (Ascorbic Acid); colored with natural alfalfa, flavored with certified food flavoring," "West's Kalseom is a trade name for a blend of West's Imported Sea Vegetation (Edible Sea Plants) carefully blended with added Bone Calcium Phosphate, Vitamin C (Ascorbic Acid) and Vitamin D (Egerostol)," "FYA Tablets * * * consists of an imported variety of West's Sea Vegetation (Edible Sea Plants) carefully blended with added Vitamin 'A' (Ester) and Vitamin B-1 (Thiamin) and flavored with cinnamon," "West-Lax * * * Consists of an imported variety of West's Sea Vegetation (Edible Sea Plants) naturally laxative, carefully blended with Senna Fruit, ripe fruit of Cassia Fistula and Chinese Rhubarb, flavored with Peppermint Leaves," "West's Vi-Linn (Chocolate Flavored) is a trade name for a blend consisting of Powdered Soy Bean, Natural Brown Sugar, Cocoa, Brewer's Yeast, Wheat Embryo and West's Imported Sea Vegetation (Edible Sea Plants) with added Vitamins A, B-1, C and D," "West's Vi-Linn (Banana Flavored) is a trade name for a blend consisting of Soy Bean, Natural Brown Sugar, Powdered Banana, Blend of Comminuted Pecans, Almonds and Pignolia Nuts, Brewer's Yeast, Wheat Embryo and West's Imported Sea Vegetation (Edible Sea Plants) with added Vitamins A, B-1, C and D," "West's Sodeom is a trade name for a blend of West Imported Sea Vegetation (Edible Sea Plants)," "West's Sea Vegecene (Powder) Consists of West's Imported Sea Vegetation (Edible Sea Plants) selected primarily for their 'mucilaginous' content," "Mar-Glo Tablets is a trade name for a blend consisting of West's Imported Sea Vegetation (Edible Sea Plants) carefully blended with added Brewer's Yeast, also with added Vitamin B-1 (Thiamin Hydrochloride) and Calcium Pantothenate and Para-amino-Benzoic Acid," and "Organically Mineralized-Iodized West-Co Contains Coffee, Barley, Figs, Soya Bean, Bran Carefully blended with West's imported Sea Vegetation (Edible Sea Plants)."

NATURE OF CHARGE: Misbranding, Section 502 (f) (1), the labeling of the articles failed to bear adequate directions for use for the following diseases, symptoms, conditions, and purposes for which the articles were offered in their advertising disseminated and sponsored by and on behalf of their manufacturer or packer: (*Sea Vegetable Tablets*) Swollen limbs, noises in head and ears, angina pectoris, kidney conditions, heart pains, pressure in head, dizziness, and tiredness; (*Sodeom Vitaminized*) sciatica, skin rash, milk leg, bleeding gums, chronic arthritis, sclerosis, and colds; (*West-Aid*) nervousness; (*Sea-Vo-Kra*) high blood pressure, sour stomach, stomach ulcers, and colitis; (*D-X Tablets*) for diabetics and to reduce insulin in proportion to sugar reduction in urine; (*Ferrolene*) rheumatism, low blood pressure, anemia, thyroid, shortness of breath, numbness, liver conditions, poor circulation, and migraine headache; (*Kalseom*) hay fever, asthma, tubercular conditions, varicose veins, lead poisoning, and sinus; (*FYA Tablets*) abdominal spasm, poor memory, menopause, hot flashes, and painful menstruation; (*West-Lax*) purifying the blood, killing bacteria in the blood, and chronic constipation; (*Vi-Linn (Chocolate)*) and (*Vi-Linn (Banana)*) nerve conditions and goitre; (*Sodeom*) arthritis; (*Sea Vegecene*) ulcers, neuritis, arthritis, paralytic stroke, and syphilis; (*Mar-Glo Tablets*) gray hair and neuritis; and (*West-Co*) any hardening condition, angina pectoris, arteriosclerosis, and high blood pressure.

DISPOSITION: Mineralized Foods, Inc., claimant, having petitioned for the removal of the case to the United States District Court for the District of Columbia, an order was entered on July 23, 1946, directing such removal. Thereafter, without admitting the allegations of the libel, the claimant consented to the entry of a decree. On November 7, 1946, judgment of condemnation was entered and the product was ordered released under bond for relabeling under the supervision of the Federal Security Agency.

2010. Misbranding of various drug products. U. S. v. 9 Bottles of Calcium Pantothenate, etc. Decree of condemnation. Products ordered destroyed. (F. D. C. No. 14662. Sample Nos. 81261-F to 81270-F, incl., 81272-F.)

LIBEL FILED: On or about December 30, 1944, Western District of Missouri.

ALLEGED SHIPMENT: From Lynwood, Calif., by the Ryer Dietary Supplements Co., Inc. The products were shipped between the approximate dates of June