

of the information covering the misbranding charges were dismissed. A plea of guilty was entered to the remaining counts, and on May 29, 1947, the court imposed a fine of \$50 on each of the 7 counts.

2311. Adulteration and misbranding of Diet Tablets. U. S. v. National Drug Laboratories, Inc., and Jules Press. Pleas of guilty. Fines, \$2,000 and costs against corporation and \$250 and costs against individual. (F. D. C. No. 23219. Sample No. 65559-H.)

INFORMATION FILED: October 6, 1947, Northern District of Illinois, against the National Drug Laboratories, Inc., Chicago, Ill., and Jules Press, president of the corporation.

ALLEGED SHIPMENT: On or about April 29, 1946, from the State of Illinois into the State of Pennsylvania.

LABEL, IN PART: "Diet Tablets * * * Distributed by Vitamix Corporation Philadelphia, Pa."

NATURE OF CHARGE: Adulteration, Section 501 (c), the strength of the article differed from that which it was represented to possess, in that each tablet was represented to contain 1/360 grain of atropine sulfate, whereas each tablet contained more than 1/360 grain of atropine sulfate.

Misbranding, Section 502 (a), the label statement "Atropine Sulphate 1/360 grain" was false and misleading.

The information alleged also that certain other products were adulterated and misbranded under the provisions of the law applicable to foods, as reported in notices of judgment on foods.

DISPOSITION: January 29, 1948. Pleas of guilty having been entered, the court imposed fines of \$2,000 and costs against the corporation and \$250 and costs against the individual.

2312. Adulteration and misbranding of thyroid powder. U. S. v. 1 Drum * * * (and 1 other seizure action). (F. D. C. Nos. 24326, 24327. Sample Nos. 13039-K, 13040-K.)

LABELS FILED: On or about February 2 and 10, 1948, District of New Jersey and Eastern District of Pennsylvania.

ALLEGED SHIPMENT: On or about November 17 and 20, 1947, by the National Drug Laboratories, Inc., from Chicago, Ill.

PRODUCT: 1 300-pound drum and 1 100-pound drum of *thyroid powder* at Wenonah, N. J., and Philadelphia, Pa., respectively.

NATURE OF CHARGE: Adulteration, Section 501 (b), the article purported to be and was represented as a drug, thyroid, the name of which is recognized in the United States Pharmacopeia, an official compendium, and its strength differed from, and its purity fell below, the official standard, since it contained less than 0.17 percent of iodine in thyroid combination and was not free from iodine in inorganic combination; and, Section 501 (d), a substance, iodine in a combination other than that peculiar to the thyroid gland, had been mixed and packed with the article so as to reduce its quality and strength, and had been substituted in part therefor.

Misbranding, Section 502 (i) (2), the article was an imitation of another drug, thyroid; and, Section 502 (i) (3), it was offered for sale under the name of another drug, thyroid.

DISPOSITION: March 5 and April 5, 1948. Default decrees of condemnation and destruction.

2313. Adulteration of elixir of phenobarbital. U. S. v. Herman Achs (Certified Laboratories). Plea of guilty. Defendant fined \$100 and sentenced to 6 months in jail. Jail sentence suspended. (F. D. C. No. 23236. Sample No. 65188-H.)

INFORMATION FILED: September 18, 1947, Eastern District of Pennsylvania, against Herman Achs, trading as Certified Laboratories, Philadelphia, Pa.

ALLEGED SHIPMENT: On or about October 3, 1946, from the State of Pennsylvania into the State of New Jersey.

NATURE OF CHARGE: Adulteration, Section 501 (d) (2), a substance consisting essentially of an aqueous alcoholic solution containing phenobarbital, glycerin, saccharin, and cudbear, together with an aromatic material resembling orange oil, had been substituted for "Elixir of Phenobarbital," a drug the name of