

court ordered, however, that the execution of the sentence of 1 year be suspended upon payment of the fine.

The fine was paid on February 25, 1952, and on February 28 the sentence of 1 year in prison was suspended, and the defendant was placed on probation for 1 year.

**3686. Misbranding of testosterone. U. S. v. Joseph C. Mills. Plea of guilty. Defendant sentenced to 7 days in prison. (F. D. C. No. 32745. Sample No. 28263-L.)**

**INFORMATION FILED:** January 21, 1952, District of Arizona, against Joseph C. Mills, Tucson, Ariz.

**ALLEGED SHIPMENT:** On or about January 25, 1951, from the State of Arizona into the State of California, of a number of unlabeled ampuls of testosterone.

**NATURE OF CHARGE:** Misbranding, Sections 502 (b) (1) and (2), the article failed to bear a label containing the name and place of business of the manufacturer, packer, or distributor, and an accurate statement of the quantity of the contents; Section 502 (e) (2), the article was not designated solely by a name recognized in an official compendium and was fabricated from two or more ingredients, and it failed to bear a label containing the common or usual name of each active ingredient; and, Section 502 (f) (1), the labeling of the article failed to bear adequate directions for use.

Further misbranding, Section 502 (f) (2), the labeling of the article failed to bear adequate warnings against use in those pathological conditions or by children where its use may be dangerous to health, and against unsafe dosage and method and duration of administration, and such manner and form, as are necessary for the protection of users, in that the article was for use by injection into or through the skin and contained 24.7 milligrams of testosterone (male sex hormone) per cubic centimeter; and the labeling of the article failed to warn that its use by females may have masculinizing effects such as the development of excessive hair growth on the face and body, coarsening of the voice, acne, suppression of normal menstruation, enlargement of the clitoris, and decreasing the size of the breasts; that its use by males with carcinoma of the prostate may result in acceleration of the malignant growth; and that its use by children may induce precocious puberty.

**DISPOSITION:** March 12, 1952. A plea of guilty having been entered, the court imposed a sentence of 7 days in prison.

#### **DRUGS ACTIONABLE BECAUSE OF CONTAMINATION WITH FILTH**

**3687. Adulteration of celandine herb. U. S. v. 6 Bales \* \* \*. (F. D. C. No. 32678. Sample No. 12093-L.)**

**LABEL FILED:** February 19, 1952, Southern District of Ohio.

**ALLEGED SHIPMENT:** On or about January 5, 1951, from Jersey City, N. J.

**PRODUCT:** 6 bales, each containing 162 pounds, of *celandine herb* at Cincinnati, Ohio.

**LABEL, IN PART:** "Imported Great Celandine Herb \* \* \* for Manufacturing or Repacking Use Only."

**NATURE OF CHARGE:** Adulteration, Section 501 (a) (1), the article consisted in whole or in part of a filthy substance by reason of the presence of insects, insect fragments, and rodent hairs. The article was adulterated while held for sale after shipment in interstate commerce.