

an application filed pursuant to law was not effective with respect to the drug.

DISPOSITION: 5-9-57. Consent—portion of article delivered to Food and Drug Administration and remainder destroyed.

5283. Pega Palo vine. (F. D. C. No. 40092. S. No. 72-887 M.)

QUANTITY: 33 cellophane pkgs. at Salt Lake City, Utah.

SHIPPED: On 1-31-57, D. H. Farrell and Al Cavey purchased the article from A-1 Import Co., Chicago, Ill., and personally transported it from Chicago to Salt Lake City.

ACCOMPANYING LABELING: Reprints of an article entitled "Pega Palo The Vine That Makes You Virile."

LIBELED: 3-20-57, Dist. Utah.

CHARGE: 502 (f) (1)—the labeling of the article, when shipped and while held for sale, failed to bear adequate directions for its use as an aphrodisiac and as a sex rejuvenator, which were the purposes for which the article was intended; and 505 (a)—the article was a new drug which may not be introduced into interstate commerce since an application filed pursuant to law was not effective with respect to the drug.

DISPOSITION: 8-8-57. Default—the article and some of the reprints were delivered to the Food and Drug Administration, and the remainder of the reprints were destroyed.

5284. Pago (Pega) Palo vine. (F. D. C. No. 40096. S. No. 57-605 M.)

QUANTITY: 104 9-gram pkgs. at Miami Beach, Fla., in possession of Alfred J. Hardwick, d/b/a/ Bud Brownell.

SHIPPED: 12-21-56, from Dominican Republic, by Alfred J. Hardwick.

LABEL: (Pkg.) "Pago Palo Health Fountain of Youth Not For Sale To Persons Under 21 Years Of Age! For Steeping in Whiskey, Rum, Gin, Wine, Cognac, etc. Directions: Insert contents of pack into fifth of liquor. Allow to steep 3 days. For best results, wait one week. If more sweetness is desired, add raisins or caramel. Recommended Dosage: 3 ounces daily for three days. Thereafter 2 to 3 ounces weekly or at user's discretion. Note: Pago Palo in its vine form may be re-steeped repeatedly before its potency diminishes. This pack should constitute a one year's supply. Pago Palo Distributors * * * Hialeah, Fla."

RESULTS OF INVESTIGATION: The above packages were repacked from a 20-pound bulk shipment. Examination of the article showed it to consist of pieces of plant material resembling stem tissue. The pieces were 3 to 5 inches long and 1/4- to 1/2-inch wide and appeared to be mostly flattened or longitudinally split stems. The surfaces of the whole stems appeared to be a thin brown bark, the interiors being hard and mildly woody with some pith areas. Splinters had no taste but a faintly musty odor.

LIBELED: 3-22-57, S. Dist. Fla.

CHARGE: 505 (a)—The article, when shipped, was a new drug which may not be shipped in interstate commerce since an application filed pursuant to law was not effective with respect to the drug; and 502 (f) (1)—the labeling of the article, when shipped and while held for sale, failed to bear adequate