

preservative Intramuscular and Intravenous Morton Pharmaceuticals Inc. Ethical Distributors Memphis, Tenn."

RESULTS OF INVESTIGATION: Examination of the *calcium gluconate* showed that it was pyrogenic and that the other drugs involved were not sterile as represented but were contaminated with viable micro-organisms.

CHARGE: 501 (c)—the purity and quality of the *triple hormone suspension* and the *testosterone*, when shipped, fell below that which they purported and were represented to possess; 502 (a)—the labels of the *progesterone* and *testosterone*, when shipped, contained false and misleading statements that the articles were sterile; and 502 (j)—when shipped, the *calcium gluconate* was dangerous to health when used in the dosage and with the frequency and duration prescribed, recommended, and suggested in its labeling, namely, "Usual Dose: Adults, intravenous or intramuscular 1 Gram daily or on alternate days; for children, intravenous 0.02 to 0.5 Gram."

PLEA: Nolo contendere.

DISPOSITION: 5-29-57. \$1,250 fine, plus costs.

NEW DRUGS SHIPPED WITHOUT EFFECTIVE APPLICATION

5302. Pega Palo vine and root. (F. D. C. No. 40131. S. No. 70-865 M.)

QUANTITY: 7 bags, ½ oz. each, and 1 bag, containing ¼ oz., of *Pega Palo vine*, and 1 ctn., containing 11 lbs. 9 oz., of *Pega Palo root*, at Iowa Falls, Iowa, in possession of Richard H. Snook, d/b/a Competition Chemicals.

SHIPPED: During January 1957, from the Dominican Republic and Haiti, by Richard H. Snook.

ACCOMPANYING LABELING: Leaflets entitled "Pega Palo Vines and Roots (Fortidom)" and reprints entitled "Pega Palo The Vine That Makes You Virile."

LIBELED: 4-8-57, N. Dist. Iowa.

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 505 (b) was not effective with respect to such drug; and 502 (f) (1)—the labeling of the article, when shipped and while held for sale, failed to bear adequate directions for use for the purpose for which it was intended, namely, as an aphrodisiac.

DISPOSITION: 5-20-57. Default—destruction.

5303. Pega Palo vine. (F. D. C. No. 40123. S. No. 54-372 M.)

QUANTITY: 439 cellophane envelopes at Yakima, Wash.

SHIPPED: 2-14-57, from Chicago, Ill., by A-1 Import Co.

ACCOMPANYING LABELING: Reprints of an article from the January 1957 issue of "Confidential" magazine entitled "Pega Palo The Vine That Makes You Virile" and leaflets headed "Pega Palo Vine Directions For Use."

RESULTS OF INVESTIGATION: The reprints were shipped from Chicago, Ill., by A-1 Import Co., and the leaflets were printed locally.

Examination showed that the article was a dried, woody, vine-like material.

LIBELED: 4-10-57, E. Dist. Wash.

CHARGE: 502 (f) (1)—the labeling of the article, when shipped and while held for sale, failed to bear adequate directions for use as an aphrodisiac, which was the purpose for which the drug was intended; and 505 (a)—the article was a new drug which may not be introduced into interstate commerce since