

**4699. Misbranding of Sayco vitamins. U. S. v. 99 Cartons of Sayco Vitamins. Default decree of condemnation and destruction. (F. D. C. No. 8581. Sample No. 14183-F.)**

On October 21, 1942, the United States attorney for the District of Arizona filed a libel against 99 cartons, each carton containing 100 envelopes, of vitamins at Phoenix, Ariz., alleging that the article had been shipped in interstate commerce on or about April 6, 1940, by the Santa Ana Vitamin Co., from Fullerton, Calif.; and charging that it was misbranded in that the declarations on the labels on the envelopes "Mix this package \* \* \* D 500 U. S. P. Units G 100 Sherman-Bourquin Units," were false and misleading since they were incorrect. Examination of the article showed that it contained per envelope not more than 50 percent of the declared amount of vitamin D and not more than 75 percent of the declared amount of riboflavin (vitamin G).

On January 28, 1943, no claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

**4700. Adulteration and misbranding of Hyde brand vitamins A, B<sub>1</sub>, D, G, capsules. U. S. v. 35 Dozen Bottles of Hyde Brand Vitamins A, B<sub>1</sub>, D, G, Capsules. Default decree of condemnation and destruction. (F. D. C. No. 7812. Sample No. 54955-E.)**

This product contained not more than 750 U. S. P. units of vitamin D per capsule, whereas, it was labeled as containing 1,000 such units of vitamin D per capsule. It was also labeled to indicate that it was an important source of vitamin G, but contained inconsequential amounts of vitamin G.

On June 26, 1942, the United States attorney for the Middle District of Pennsylvania filed a libel against the above named product at Northumberland, Pa., alleging that the article had been shipped in interstate commerce on or about April 18, 1942, by McCambridge and McCambridge Co., from Washington, D. C.

Analysis showed that the article contained not more than 750 U. S. P. units of vitamin D per capsule.

It was alleged to be adulterated in that a valuable constituent, vitamin D, had been in whole or in part omitted or abstracted therefrom.

It was alleged to be misbranded in that the statement on the label, "Each Capsule Contains Not Less Than \* \* \* 1000 U. S. P. Units of Vitamin D," was false as applied to an article that contained not more than 750 U. S. P. units of vitamin D per capsule. It was alleged to be misbranded further in that the prominent display of the letter "G" in the name of the article: "Vitamin \* \* \* G Capsules" was misleading since it represented and suggested that the article was a consequential source of vitamin G, whereas it was not.

It was alleged also to be adulterated and misbranded under the provisions of the law applicable to drugs as reported in Drugs and Devices Notices of Judgment.

On August 26, 1942, no claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

## INDEX TO NOTICES OF JUDGMENT F. N. J. NOS. 4501 TO 4700

### PRODUCTS

	N. J. No.		N. J. No.
Alfalfa meal.....	4695	Cherries, canned.....	4631-4632
Almonds, shelled.....	4676	glace.....	4667
Apple(s).....	4623	Chicken fat.....	4696
butter.....	4663-4666	Cocktail snacks.....	4547
chops.....	4654	Corn meal.....	4510-4523
dried.....	4655	Cookies.....	4524, 4528, 4537-4539
Asparagus, canned.....	4636	Cracker(s).....	4524
Bakery products.....	4524-4539	meal.....	4545
Beans, green, canned.....	4637	Cream.....	4592
Blackberries, canned.....	4629-4630	Crab-meat.....	4616-4621
Bran.....	4518	Dairy products.....	4558-4593
Brazil nuts.....	4677-4682	Eggs, dried.....	4604
Bread.....	4525-4527, 4529, 4530	frozen.....	4594-4603
Butter.....	4553-4576	Farina.....	4504
Cake(s).....	4525, 4526, 4531-4536	Feeds.....	4695
flour.....	4502	Fig(s).....	4656
Candy.....	4536, 4548-4556	paste.....	4674
Cereal products.....	4501-4547	Fish, canned.....	4612, 4613
cheese.....	4576-4591	frozen.....	4605-4611
goat milk.....	4589	Fisheries products.....	4605-4622
grated.....	4577, 4588	Flour.....	4501-4518
sandwiches.....	4546	Fruits and vegetables.....	4623-4675

<sup>1</sup>(4571) Prosecution contested.

<sup>2</sup>(4599) Seizure contested.