

NATURE OF CHARGE: Adulteration, Section 402 (b) (1), valuable constituents, vitamins C and D, had been in part omitted or abstracted from the article.

Misbranding, Section 403 (a), the label statement "each three tablets contain Vitamin D * * * 600 USP Units Vitamin C * * * 60 mgm. (1200 USP Units)" was false and misleading as applied to an article containing less than these amounts of vitamins C and D.

The article was adulterated and misbranded while held for sale after shipment in interstate commerce.

DISPOSITION: November 15, 1951. Default decree of condemnation and destruction.

18400. Adulteration and misbranding of White's Multi-Vi Liquid. U. S. v. 48 Bottles * * *. (F. D. C. No. 32268. Sample No. 34922-L.)

LIBEL FILED: December 6, 1951, District of Minnesota.

ALLEGED SHIPMENT: On or about October 20, 1949, from Newark, N. J.

PRODUCT: 48 bottles of White's Multi-Vi Liquid at Minneapolis, Minn.

NATURE OF CHARGE: Adulteration, Section 402 (b) (1), valuable constituents thiamine hydrochloride (vitamin B₁) and ascorbic acid (vitamin C), had been in part omitted or abstracted from the article.

Misbranding, Section 403 (a), the label statement "Each 0.6 CC Contains * * * Thiamine Hydrochloride U. S. P. 1 mg. * * * Ascorbic Acid 50 Mg." was false and misleading as applied to the article, which contained less than those amounts of thiamine hydrochloride and ascorbic acid.

The article was adulterated and misbranded while held for sale after shipment in interstate commerce.

DISPOSITION: January 24, 1952. Default decree of destruction.

18015. Supplement to notices of judgment on foods, No. 18015, issued July 1952. U. S. v. 308 Cans of Frozen Whole Eggs. (F. D. C. No. 31743. Sample No. 2981-L.)

On October 4, 1951, a libel was filed in the Eastern District of Virginia against 308 30-pound cans of frozen whole eggs at Norfolk, Va., alleging that the product had been shipped by Sherman White & Co., from Fort Wayne, Ind., and that it was adulterated in that it consisted in whole or in part of a decomposed substance. With the consent of the claimant, Miles Friedman, Inc., Chicago, Ill., a decree of condemnation was entered which provided that the product be released under bond to the claimant for segregation under the supervision of the Federal Security Agency.

Further investigation of the shipment has been made by this Agency, in view of information furnished by Sherman White & Co. that it was not the shipper of the product. It has been found that Sherman White & Co. had no connection with the preparation, packing, sale, or shipment of the product involved, and that the information originally obtained from the consignee with respect to the product having been invoiced by that company was in error. The records show that the product was shipped in interstate commerce from the State of Iowa to Norfolk, Va., by Miles Friedman, Inc., and that when examined upon arrival at Norfolk, the product was in a thawed condition.