

"Vitamin A 3300 U.S.P. Units (From Fish Liver Oil)" was false and misleading; and 403(e) (2)—the article failed to bear a label containing an accurate statement of the quantity of contents.

PLEA: Guilty.

DISPOSITION: 1-15-58. \$200 fine.

24847. Vitamin tablets. (F.D.C. No. 41617. S. No. 83-355 M.)

QUANTITY: 1 5,000-tablet drum at Toledo, Ohio.

SHIPPED: 1-18-56, from St. Louis, Mo.

LIBELED: 3-10-58, N. Dist. Ohio.

CHARGE: 402(b) (1)—a valuable constituent, vitamin D, had been in part omitted or abstracted from the article while held for sale; and 403(a)—the label statement which represented that each 3 tablets contained "Vitamin D \* \* \* 8 USP" was false and misleading.

DISPOSITION: 4-23-58. Default—destruction.

24848. Vitamin B Complex capsules. (F.D.C. No. 41661. S. No. 8-303 P.)

QUANTITY: 1 bulk container, containing 2 2,500-capsule bags, 4 1,000-capsule btl., and 1 1,500-capsule btl. at Rochester, N.Y.

SHIPPED: 1-20-55, from Cleveland, Ohio.

LABEL IN PART: (Bag) "Vitamin B Complex Capsules \* \* \* Per Capsule: Vitamin B<sub>1</sub> (Thiamine Chloride) 3 Mg."; (btl.) "Capsules \* \* \* Thiamine Chloride 3 Mgm."

RESULTS OF INVESTIGATION: The article was shipped in bulk and, upon arrival at Rochester, N.Y., a portion was repackaged by the consignee into bottles labeled as described above. Examination showed the article contained less than the declared amount of vitamin B<sub>1</sub>.

LIBELED: 4-10-58, W. Dist. N.Y.

CHARGE: 402(b) (1)—a valuable constituent, namely, vitamin B<sub>1</sub> had been in part omitted or abstracted from the article while held for sale; and 403(a)—the label statement "Thiamine Chloride 3 Mg." was false and misleading.

DISPOSITION: 5-20-58. Default—destruction.

24849. Hadacol. (F.D.C. No. 41230. S. No. 65-614 M.)

QUANTITY: 1,002 8-oz. btl. at Marietta, Ohio.

SHIPPED: On an unknown date, from Lafayette, La.

LIBELED: 12-13-57, S. Dist. Ohio.

CHARGE: 402(b) (1)—a valuable constituent, vitamin B<sub>1</sub>, had been in part omitted or abstracted from the article while held for sale; and 403(a)—the label statement "Contains the Vitamin B<sub>1</sub> \* \* \* 6 Mg." was false and misleading as applied to the article which contained less than the stated amount of vitamin B<sub>1</sub>.

DISPOSITION: 1-31-58. Default—destruction.

24850. Choc-Ola chocolate drink. (F.D.C. No. 41611. S. No. 15-482 P.)

QUANTITY: 479 cases, 35 6-oz. btl. each, at Reading, Ohio.

SHIPPED: 1-13-58, from Indianapolis, Ind., by Choc-Ola Bottlers, Inc.

LABEL IN PART: (Btl. cap) "Choc-Ola The Chocolate Flavored Vitamin Drink with 315 Units Vitamin A 75 Units Vitamin D Added."