

VITAMIN, MINERAL, AND OTHER PRODUCTS OF SPECIAL DIETARY SIGNIFICANCE*

27249. Vitamin D Wafers. (F.D.C. No. 45501. S. No. 12-982 R.)

QUANTITY: 21 100-wafer boxes at Chicago, Ill.

SHIPPED: 8-8-60, from Kansas City, Mo.

RESULTS OF INVESTIGATION: Analysis showed that the article contained approximately 25 percent of the declared amount of vitamin D.

LIBELED: 3-6-61, N. Dist. Ill.

CHARGE: 402(b) (1)—while held for sale, the valuable constituent, vitamin D, had been in part omitted or abstracted from the article; and 403(a)—the label statement "100 Wafers—160 Million U.S.P. Units Vitamin D" was false and misleading.

DISPOSITION: 4-4-61. Default—destruction.

27250. 900 Calorie Food Concentrate. (F.D.C. No. 45082. S. Nos. 4-672/3 R.)

QUANTITY: 1,000 cases, 12 8-oz. jars each, of chocolate flavor, and 200 cases, 12 8-oz. jars each, of vanilla flavor, at Washington, D.C.

SHIPPED: 10-29-60, from Baltimore, Md., by Burrough Bros. Mfg. Co.

LABEL IN PART: (Jar) "900 Calorie Food Concentrate For Dietary Weight Control * * * Chocolate Flavor [or "Vanilla Flavor"] * * * Distributed by Peoples Drug Stores, Washington, D.C. * * * Approximate Analysis: * * * Protein 30.8%, Fat 8.8% * * * One-half pound powder supplies the following * * * Protein, Gm. 70; Fat, Gm. 20 * * * Folic Acid, mg. 0.3 † * * * † Need in human nutrition has not been established."

RESULTS OF INVESTIGATION: Examination showed that the article contained approximately (chocolate flavor) 52 percent of the declared amount of protein and 22 percent in excess of the declared amount of fat; and (vanilla flavor) 79 percent of the declared amount of protein and 13 percent in excess of the declared amount of fat.

LIBELED: 11-3-60, Dist. Columbia.

CHARGE: 402(b) (1)—when shipped, the valuable constituent, protein, had been in part omitted or abstracted from the article; 402(b) (2)—fat and carbohydrates had been substituted in part for protein; 403(a)—the label statements "Protein 30.8%, Fat 8.8%" and "Protein, Gm. 70; Fat, Gm. 20" were false and misleading; 403(a)—the label statement "Folic acid mg. 0.3 * * * Need in human nutrition has not been established." was false and misleading since it was contrary to fact; and 403(a)—the label statement "900 Calorie Food Concentrate" was false and misleading since the article was not a food concentrate.

DISPOSITION: 12-7-60 and 2-4-61. Consent—claimed by Burrough Bros. Mfg. Co., and remanufactured and relabeled.

*See also No. 27151.