DISPOSITION: October 15, 1948. No claimant having appeared, and the court having found that the tablets were misbranded as alleged in the libel and that the medicine was not misbranded under Section 502 (a), judgment was entered ordering the condemnation and destruction of the tablets. It was ordered also that the envelopes be detached from the bottles and that the medicine in the bottles be condemned and sold at public or private sale to the highest bidder. On December 23, 1948, it having appeared to the court that the medicine was misbranded because of the failure of the labeling to bear adequate directions for use for which it was intended, an amended decree was entered ordering that the medicine be destroyed.

2637. Misbranding of Red Cell Caps. U. S. v. 66 Cartons * * * (and 2 other seizure actions). (F. D. C. Nos. 25383 to 25385, incl. Sample Nos. 19487–K, 19490–K, 19491–K.)

LIBELS FILED: August 25, 1948, Western District of Kentucky.

ALLEGED SHIPMENT: On or about January 24 and 26, March 29, and July 6, 1948, by Burner Laboratories, Inc., from Evanston, Ill.

PRODUCT: 1,545 cartons each containing 1 42-capsule bottle of *Red Cell Caps* and a circular entitled "The Story of Red Cell Caps" at Louisville, Ky. Analysis indicated that the product consisted essentially of spray-dried blood, with a total iron content of 2.1 milligrams per capsule.

NATURE OF CHARGE: Misbranding, Section 502 (a), certain statements in the labeling of the article were false and misleading since the article would not be effective for the purposes suggested and implied. The statements represented and suggested that the article would be effective as a blood building food and as a supplement to the diet; that it would maintain or produce beauty, health, and vibrant energy; and that it would be efficacious in regenerating the blood.

DISPOSITION: December 1, 1948. Default decrees of condemnation and destruction.

2638. Misbranding of O. P. Analgesic Capsules. U. S. v. 14 Dozen Boxes * * *. (F. D. C. No. 26000. Sample No. 25989–K.)

LIBEL FILED: November 9, 1948, District of Minnesota.

ALLEGED SHIPMENT: On or about September 17, 1948, by Weeks & Leo Co., Inc., from Des Moines, Iowa.

PRODUCT: 14 dozen boxes of *O. P. Analgesic Capsules* at Hopkins, Minn.

LABEL, IN PART: (Boxes) "O-P Analgesic Capsules * * * Each capsule contains: Phenacetine 2 grs., Aspirin, Caffeine, Tr. Gelsemium * * * Contents Twenty Capsules."

NATURE OF CHARGE: Misbranding, Section 502 (a), certain statements on the labels of the article were false and misleading since they represented and suggested that the article was effective to relieve all the discomforts of the common cold and was effective in the relief of grippe. The article was not effective for such purposes.

DISPOSITION: March 2, 1949. Default decree of destruction.

2639. Misbranding of Cravex. U. S. v. 28 Cartons * * *. (F. D. C. No. 25662. Sample No. 23762–K.)

LIBEL FILED: On or about October 1, 1948, Eastern District of Texas.