4898. Passionflower herb. (F. D. C. No. 38400. S. Nos. 31–945/6 M.)

QUANTITY: 7 290-lb. bales at Philadelphia, Pa.

SHIPPED: 5–16–55 and 6–22–55, from Boone, N. C., by Wilcox Drug Co.

LIBELED: 8–19–55, E. Dist. Pa.

CHARGE: 501 (a) (1)—contained rodent hairs, insects, and insect parts; and 501 (a) (2)—prepared and packed under insanitary conditions.

DISPOSITION: 10–20–55. Default—destruction.

DRUGS ACTIONABLE BECAUSE OF DEVIATION FROM OFFICIAL OR OWN STANDARDS *

4899. Phenobarbital sodium (powder). (F. D. C. No. 38234. S. No. 21–661 M.)

QUANTITY: 39 cartons, 25 5-cc. ampuls each, at Wilmington, Del.

SHIPPED: 4–15–55, from Philadelphia, Pa., by DuMont Pharmacal Co.

LABEL IN PART: (Carton) "25 Ampules Phenobarbital, Sodium Powder For Injection 2 Gr. per cc. Sterile Dissolve contents of ampule in 1 cc. to 3 cc. of sterile distilled water"; (ampul) "5 cc. Ampoule Sodium Phenobarbital Contains: 2 Grains Dry Powder Sterile–Intramuscular."

RESULTS OF INVESTIGATION: Analysis of the individual containers showed that they contained 23 percent more than the declared amount of phenobarbital sodium (powder).

LIBELED: On or about 7–14–55, Dist. Del.

CHARGE: 501 (b)—the article, when shipped, purported to be and was represented as "Phenobarbital Sodium Powder," a drug the name of which is recognized in the United States Pharmacopeia, an official compendium, and its strength differed from the standard set forth in such compendium since the article deviated from the declared weight by more than 7.5 percent, the maximum deviation permitted by the standard; and 502 (a)—the label statement "2 Gr. per cc." was false and misleading.

DISPOSITION: 8–11–55. Default—relabeled and delivered to a charitable institution.

4900. Dietabs (2 seizures). (F. D. C. Nos. 36422, 37060. S. Nos. 60–514/6 L, 60–671/3 L.)

QUANTITY: 80 1,000-tablet btls. and 2,015 100-tablet btls. at Miami, Fla.

SHIPPED: 11–11–53 and 3–23–54, from Brooklyn, N. Y., by Bonded Laboratories.

LABEL IN PART: (Btl.) "Dietabs Series B No. 1 [or "2" or "3"] (T. M.) Sugar Coated Each Tablet contains: Amphetamine Sulphate 1/12 gr. * * * Caution: Federal law prohibits dispensing without a prescription."

LIBELED: 3–1–54 and 8–20–54, S. Dist. Fla.

CHARGE: 501(c)—the strength of the tablets, when shipped, differed from that which they purported and were represented to possess, namely, 1/12 grain of amphetamine sulfate per tablet; and 502(a), the label statement "Each Tablet contains: Amphetamine Sulphate 1/12 gr." was false and misleading as applied to the tablets, which contained less than 1/12 grain of amphetamine sulfate per tablet.

DISPOSITION: 5–7–54 and 9–23–54. Default—destruction.

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*See also Nos. 4882, 4884, 4885, 4888, 4893, 4894.