INFORMATION FILED: 6–5–57, Dist. Mass., against **Edward L. Doolan, t/a Raleigh Drug Co., Springfield, Mass., and Robert J. O'Neil (pharmacist).**

CHARGE: Between 5–8–56 and 6–14–56, *Dexedrine Spansule capsules* (counts 1 and 7), *Gantrisin tablets* (counts 2 and 5), *secobarbital sodium capsules* (counts 3 and 6), and *Butazolidin tablets* (counts 4 and 8) were each dispensed twice upon requests for prescription refills without authorization by the prescriber.

PLEA: Guilty by Doolan to all counts of information and by O'Neil to counts 1, 3, 4, 5, and 8.

DISPOSITION: 10–7–57. Doolan fined $1,000 and O'Neil $200.

5426. (F.D.C. No. 40442. S. Nos. 62–462 M, 62–465 M, 62–480 M, 63–293 M.)

INFORMATION FILED: 10–3–57, E. Dist. N. Y., against **Pincus Goldman, Brooklyn, N.Y.**

CHARGE: Between 2–5–57 and 3–7–57, *Gantrisin tablets* and *Dexedrine Sulfate tablets* were each dispensed once upon request for prescription refills without authorization by the prescriber, and *AM Plus capsules* and *Banthine tablets* were each dispensed once without a prescription.

PLEA: Nolo contendere.

DISPOSITION: 11–5–57. $400 fine.

5427. (F.D.C. No. 40425. S. Nos. 43–447/8 M, 44–526/7 M.)

INFORMATION FILED: 7–5–57, W. Dist. Ky., against **Herschel G. Compton, t/a Rogers Rexall Drug Store, Barlow, Ky.**

CHARGE: Between 3–22–57 and 3–29–57, *thyroid tablets, Dexedrine Sulfate tablets, Equanil tablets,* and *secobarbital sodium capsules* were each dispensed once without a prescription.

PLEA: Guilty.

DISPOSITION: 10–29–57. $200 fine.

5428. (F.D.C. No. 35147. S. Nos. 2–527 L, 2–530 L, 2–548 L, 59–621 L, 59–624/5 L.)

INFORMATION FILED: 1–6–54, S. Dist. Fla., against **Rutherford T. Carlisle, t/a Carlisle Drugs, Jacksonville, Fla.**

CHARGE: Between 12–8–52 and 2–16–53, *dextro-amphetamine sulfate tablets* were dispensed twice (counts 1 and 2) and *thyroid tablets* were dispensed once (count 3) without a prescription, and *secobarbital sodium capsules* were dispensed twice (counts 4 and 5) and *pentobarbital sodium capsules* were dispensed once (count 6) upon request for a prescription refill without authorization by the prescriber.

DISPOSITION: On 1–27–54, the defendant entered a plea of not guilty. Thereafter, he filed a motion for discovery and inspection, a motion for return of seized property and suppression of evidence, a motion for bill of particulars, and a motion to dismiss. On 8–4–55, the court denied the motion for return of seized property and suppression of evidence; granted the motion for discovery, in part; granted the motion for bill of particulars, in part; and denied the motion to dismiss as to counts 1 through 3, and granted the motion to dismiss as to counts 4, 5, and 6, thereby dismissing those counts.

The defendant filed a motion for rehearing; and the Government filed a motion for rehearing and a motion for order clarifying the basis for the