5607. Nerv-Aid capsules. (F.D.C. No. 41432. S. No. 21–065 P.)

QUANTITY: 5,784 10-capsule btls. at North Kansas City, Mo.

SHIPPED: Between 1–3–58 and 1–24–58, from Memphis, Tenn., by Keystone Laboratories, Inc.

LABEL IN PART: "Nerv-Aid * * * Each capsule contains: Sodium Bromide 4 grs. Potassium Bromide 4 grs. Ammonium Bromide ½ gr. Methapyrilene Hydrochloride 25 mgs."

ACCOMPANYING LABELING: Leaflet reading in part "Can't seem to concentrate . . . can't sleep at night . . . suffer vague aches and pains . . . Read the truth about Your Nerves . . . And *You* by Dr. Paul J. Morgan, Ph. D."

LIBELED: 2–19–58, W. Dist. Mo.

CHARGE: 502(a)—the labeling accompanying the article, when shipped, contained false and misleading representations that the article was effective in the prevention or treatment of chronic headaches, depression, fear, inability to concentrate, dizzy spells, nervous stomach, peptic ulcers, irritable colon, vomiting, diarrhea, racing pulse, pounding heart, profuse sweating, heavy breathing, fear of disease, suffering, and death, and uncontrollable appetite; 502(b)(2)—the ctn. label failed to bear an accurate statement of the quantity of contents (the ctn. label bore no statement of the quantity of contents); and 502(e)(2)— the ctn. label failed to bear the common or usual name of each active ingredient of the article (the ctn. label bore no ingredient statement).

DISPOSITION: 5–16–58. Default—destruction.

5608. Dyn-R-Gy tablets. (F.D.C. No. 41290. S. No. 76–303 M.)

QUANTITY: 71 cases, each containg 36 ctns., each ctn. containing 4 100-tablet btls., at Needham, Mass., in possession of Jensen Laboratories, Inc.

SHIPPED: 9–17–57, from Philadelphia, Pa., by J. W. B. Delavau Co., Inc.

LABEL IN PART: "Dyn-R-Gy * * * Each tablet contains: Ascorbic Acid 10 mg. Calcium Gluconate 120 mg. Sodium Chloride 50 mg. Potassium Chloride 5 mg. Thiamine Chloride 5 mg. Potassium Sulfate 2 mg. Magnesium Phosphate 1 mg. Citric Acid 10 mg. Dextrose 175 mg."

ACCOMPANYING LABELING: Display placards reading in part "New Dyn-R-Gy restores energy! Dyn-R-Gy works quickly to revive vitality naturally!"; a window streamer entitled "Naturally We Have Dyn-R-Gy"; and a brochure entitled "Dyn-R-Gy."

RESULTS OF INVESTIGATION: The placards were printed locally for the consignee, and the window streamer and brochure were prepared in Boston, Mass., for use in promoting the sale of the article.

LIBELED: 12–13–57, Dist. Mass.

CHARGE: 502(a)—when shipped and while held for sale, the labeling of the article contained false and misleading representations that the article was an adequate and effective treatment for fatique and exhaustion; that it would eliminate that "tired, worn-out feeling"; that it would revive one's vitality and restore one's energy; and for the improvement of body functions, tissue formation, osteoporosis, dental caries, capillary fragility, muscular cramps, allergic reactions, and for prevention of neuroses.

DISPOSITION: 3–17–58. Default—destruction.

5609. Gelatin Glory capsules. (F.D.C. No. 41465. S. Nos 25–207/8 P.)

QUANTITY: 182 boxes, each containing 90 capsules, and 5 boxes, each containing 201 capsules, at Minneapolis, Minn.