

Mr. ROUSH. In your statement, you indicated that you have conducted over 2,000 criminal investigations under the act and you have made 931 arrests. I used to be a prosecuting attorney. Usually the proof of the pudding is in how many convictions you obtain.

Could you tell us how many of these 931 arrests resulted in convictions?

Dr. GODDARD. No; I cannot. I would like to ask permission of the Chair to supply that for the record. How many of these cases are pending in U.S. attorneys' offices at the present time. If I may, I would be happy to dig up those data.

Mr. ROUSH. For those which have come into the courtroom, I think the committee should have the facts as to how many convictions you did obtain.

(The material referred to follows:)

Since beginning operations BDAC has initiated prosecutive action against 1,092 individuals. This figure is 161 above the arrests figure, but is explained by the fact that some cases were inherited from the previous FDA actions.

Convictions -----	389
State arrests -----	¹ 351
Pending cases -----	352
Total individual defendants -----	1,092

¹ These were arrests made by State officials with our cooperation.

All of the above Federal prosecutions have resulted in successful terminations.

Mr. ROUSH. In your testimony last year, you indicated that you would rely rather heavily on the auditing records of drug manufacturers, wholesalers and retailers in order to detect diversion to illicit channels. How many cases have you brought to court as a result of this type of activity?

Dr. GODDARD. Again, sir, may I provide for the record the number of cases that have gone to court. But I can tell you we have carried out 907 accountability investigations to date which have resulted in the seizure of 570 million dosage units of drugs under this law.

Now, in some instances, those cases never go to court, because we are able to work with the company and get them to agree to proper recordkeeping procedures, and it is obvious that there was a lack of understanding on their part. Under those circumstances, they can repossess the drug and process it again with proper procedures. So not all these would represent cases that have been prosecuted. We would be happy to provide the number that do.

Mr. ROUSH. We would be happy to receive that.

(The material referred to follows:)

Accountability Investigations Through October 31, 1967

Accountability investigations completed or underway -----	1,011
Seizures accomplished -----	95
Total controller drugs seized (in dosage equivalents) (in units) --	¹ 598,479,621
Prosecutions (2 more pending) -----	6

¹ Most drugs seized through the accountability program are returned to the firm upon sufficient evidence that the records are brought into compliance with the drug abuse control amendments. BDAC's main goal through these seizure actions is to upgrade a firm's records to further prevent possibilities for diversion.