



STATE BOARD OF EQUALIZATION

PO BOX 942879, SACRAMENTO, CALIFORNIA 94279-0001
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May 16, 1969

Mr. [M]
Manager
[M]
XXX XXrd ---
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S- -- XX-XXXXXX

Dear Mr. [M]:

This is in response to your letter of March 10, 1969, asking our determination as to the taxability of your product, MCT Oil.

From the literature provided, it appears that MCT Oil (medium chain triglycerides oil) is designed for use with patients who have difficulty absorbing the long chain triglycerides in ordinary diet fats and oils. It is to be mixed with other foods or used in cooking where an oil is required.

I conclude from this that MCT Oil is a dietary supplement or adjunct and is subject to tax. It is different from Portagen, which is independently a nutritionally complete dietary. Portagen mixed with water is a beverage providing most of the minimum daily requirements of a balanced diet. MCT Oil is not used in this manner but is intended to supplement what otherwise would be a complete diet.

Very truly yours,

Lawrence A. Augusta
Assistant Counsel

LAA:ph