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**STATE BOARD OF EQUALIZATION**

May 14, 1953

[X]

Attention: [X]

Gentlemen:

This is in reply to your letter of March 25 and your telegram of May 13. You inquired whether the sales tax applies to your sales of Mekaline to bakeries. Mekaline is apparently the trade name for a pan oil compounded from several ingredients, one of which is mineral oil.

We have considered sales of bakery pan oil to bakeries as exempt if the oil is essentially an edible oil of animal or vegetable origin. If, however, the oil has a substantial amount of mineral oil or other ingredient not within the definition of food products, the sale of the oil does not fall within the food product exemption.

You are probably correct in regarding your sales of Mekaline to bakeries as subject to the tax. We are requesting our Los Angeles office to contact [X] Company concerning sales of Mekaline. We shall also ask them to determine whether Westolene, manufactured by [Y] is a food product.

Yours very truly,

W. W. Mangels  
Assistant Counsel

BH:ja

cc: San Francisco - Auditing