

MEMORANDUM

M.P. 160

Notice

April 23, 1938

Remitter: H. and A. Selmer, Inc.

Title: Selmer Statuette figure of man playing clarinet,
modeled in rubber.

Question: Adequacy of copyright notice.

The statuette for which copyright registration is desired is made of composition rubber, and the notice of copyright is stamped on the bottom of the copy. The question to be answered is whether the notice is placed in a position authorized by the Copyright Act.

It is the position of Mrs. Brady and Mr. Wise that in accordance with recent regulations the notice is not in an acceptable position. To them it appears that this position of the notice on the bottom of the statuette is comparable to a notice of copyright printed on the back of a postcard, which has been held to be not acceptable. Mr. Smith, on the other hand, feels that the notice is, in this case, in an acceptable position, and that registration should be made as applied for.

Respectfully submitted,

W. H. Wise

Chairman, Revisory Board

Note--Reject, we could not consistently register unless the copyright symbol and initials at least were visibly on the figure itself--the name may, however, be on the bottom of the base--order of Mr. Howell.