

MP-51
Notice
(old form)

MEMORANDUM

January 5, 1938

Remitter: E. E. Dissell and Co. (67785)

Title: Cases Argued and Determined in the Supreme Court of Errors of
the State of Connecticut

Question: Adequacy of copyright notice

The notice of copyright appearing upon the back of the title-page
reads as follows:

"Entered according to Act of Congress, in the year 1937, for
the State of Connecticut,
By C. JOHN SATTI, Secretary of the State,
In the office of the Librarian of Congress at Washington."

It is the opinion of Mr. Smith that this notice is fatally
defective since it does not contain the word "Copyright" in accordance
with section 18 of the present Copyright Act. On the other hand,
Mrs. Rafter and Mr. Wise are of the opinion that this application
should be accepted and that a warning letter should be written pointing
out the form of the notice that should be used in the future. The
notice of copyright while not containing the word "Copyright" does refer
to an Act of Congress, which is, of course, understood to be the
Federal Copyright Act. No correspondence is found indicating that the
applicant's attention has hitherto been called to the fact that an
inadequate notice is being used.

Respectfully,

W. H. Wise

Chairman, Revisory Board

Note--Enter but send warning letter as to the notice required by
Act of 1909 (by order of Mr. Howell).

MP-51
Copyright
Notice
Collection of
Music

MEMORANDUM

January 5, 1938

Remitter: Sam Fox Publishing Co. (68329)

Title: Blythewood Symphonic Tone Poem

Question: Adequacy of copyright notice

In the case under consideration there is no copyright notice on the cover or on the title page, but on the first page of music there is an adequate copyright notice. Mr. Smith and Mr. Wise are in favor of accepting the application on the ground that the notice appearing on the first page of music is an adequate notice for the collection. Mrs. Rafter, on the other hand, is in favor of rejection, taking the position that there is no notice for the collection. In support of her contention she points out that a notice of copyright appears on the first number and also on the second number in the collection; furthermore, the other musical composition which completes the collection bears no notice. From this she concludes any action permissible would be looking to a separate registration for each of the musical compositions which bears a notice.

Respectfully,

W. H. Wise

Chairman, Revisory Board

Note-----Register as applied for by order of Register of Copyrights.

MP-51

Notice

MEMORANDUM

January 5, 1938

Remitter: A. T. Hardy (68801)

Title: Songlets of Joy

Question: Adequacy of Copyright Notice

Application is made for the collection entitled "Songlets of Joy" and the question raised is whether the copies bear an adequate copyright notice for the collection. There is no notice on the title-page which consists of the cover, but on the first page of music appears a full notice of copyright, and each of the musical compositions contains a copyright notice with varying dates of publication. It is the opinion of Mr. Wise and Mr. Smith that the notice of copyright appearing on the first page of music, which is on the back of the title-page and is in the full form provided by law, is an acceptable notice for the collection. Mrs. Rafter, on the other hand, feels that the application should be rejected since there is no notice for the collection. She feels that the separate notice of copyright on each of the compositions is not a sufficient justification for registration of a claim to copyright in the collection.

Respectfully,

Chairman, Revisory Board

Note-----Register by order of the Register of Copyrights