

MEMORANDUM

February 18, 1938

Remitter: Washington University Law Quarterly (9502)

Title: Washington University Law Quarterly, December, 1937

Question: Is copyright notice acceptable?

The notice of copyright for this issue of the "Washington University Law Quarterly" appears on the first page of text which is headed "Contents". The notice is in the approved form, reading as follows: "Copyright 1937 by Washington University." The name, however, given in line (1) of the application is Washington University Law Quarterly.

It is the position of Mrs. Rafter and Mr. Wise that registration should be made as applied for, that the notice is in an acceptable position and that the form of the name of the copyright proprietor is also acceptable. On the other hand, Mrs. Brady questions whether the contents page of a periodical would be termed the first page of text. Likewise some explanation of the variance should be made.

Respectfully submitted,

W. H. Wise

Chairman, Revisory Board

Note--Position of copyright notice acceptable. Request explanation of variance in claim (by order of Mr. Howell) 2/19/38).

M E M O R A N D U M

February 18, 1938

Remitter: D. W. Haering and Co., Inc. (9162)

Title: The Art of Proportioning

Question: Adequacy of copyright notice

The question raised is whether the name of the copyright owner is sufficiently near the other elements, i.e., "Copyright 1938," to constitute a copyright notice. In the middle of the title-page under the statement "second edition" appears the phrase "Copyright 1938." At the bottom of the page several inches below is the name of the copyright owner in large bold type. It is the position of Mrs. Rafter and Mrs. Brady that the name of the copyright proprietor is not in juxtaposition so as to be considered as a part of the notice, and, therefore, the application should be rejected. Mr. Wise, on the other hand, feels that the notice of copyright is adequate and that the distance between the elements of the copyright notice is merely the result of printer's spacing. Furthermore, it is submitted that no one would possibly be misled since the only name appearing on the page is that of the copyright proprietor.

Respectfully submitted,

W. E. Wise

Chairman, Revisory Board

Register by order of Mr. Howell 2/23/38