

NOTICE

MEMORANDUM

January 16, 1940

Remitter: United States Advertising Corp. (2005)--Class A.

Title: "Heddon 'Speed-Swing' Shafts, etc." in "P G A"

Question: Division of opinion as to adequacy of copyright notice.

The work submitted is a two page advertisement for a golf club and is entitled "Heddon 'Speed Swing' Shafts, Not Round but Stream-lined." This advertisement consists of a large amount of text as well as the illustration of the golf club. The notice of copyright consisting of the letter "C" in a circle and the name of the copyright owner is placed in immediate juxtaposition to the pictorial matter. It is therefore the opinion of Mr. Wise and Mr. Smith that registration should be made as applied for. Mrs. Brady and Mr. Pierce, on the other hand, support the examiner in reaching the conclusion that registration cannot be made as a print because of the large amount of text matter, and also that registration is not in order as a book because of the inadequate copyright notice. They, therefore, support the examiner in rejecting the copyright application.

Respectfully submitted,

W. Harvey Wise
Chairman, Revisory Board

Enter--but request A5 application--order of Mr. Howell

MP-403

NOTICE

MEMORANDUM

January 16, 1940

Remitter: Dexter Press (1582)--Class A.

Title: "Exclusively Yours"

Question: Division of opinion as to adequacy of copyright notice.

The work deposited consists of a booklet of some eight pages. On the front cover the notice of copyright appears in the following form: "Copyright 1939 L. H. G. Co." On the back appears the full name of the copyright owner.

In the opinion of Mr. Smith and Mr. Pierce registration may be made as applied for, but the applicant should be advised that in the future the name of the copyright owner should immediately accompany the word "Copyright" and the year date. Mr. Pierce and Mr. Smith also feel that the full name of the copyright owner appearing on the back of the cover (supported by the fact that this is the only name appearing on the copies) is sufficiently close to the copyright line to constitute an adequate copyright notice. Mr. Wise and Mrs. Brady, on the other hand, take the position that the notice of copyright is inadequate. The name of the copyright owner does not appear upon the title-page or page immediately following, and the name can only be found by recourse to the back cover. In their opinion the notice is fatally defective and the application should be rejected.

Respectfully submitted,

W. Harvey Wise
Chairman, Revisory Board

Reject--order of Mr. Howell.

NOTICE
(See "Book")

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January 16, 1940

Remitter: Robert C. Kintsler (2966)--Class A

Title: "Lovely U.C. Sweetheart, Lucky S.A.E. President, Hugh
Funkhouser, Law School Freshman, etc."

Question: Division of opinion as to whether "Copyright 1939
by Kinstler for the News Record" is an acceptable
notice of copyright, accompanied by application
giving the name of Robert C. Kinstler.

Enter but ask for A5, \$1.00 more, and copy, and explain why--
order of Mr. Howell

See "Book"

