

## MEMORANDUM

July 1, 1938

Remitter: League for Industrial Democracy (38773) - Class A.  
Title: "Economic Security and World Peace".  
Question: Misplaced copyright notice.

The notice of copyright in this case does not appear on the title page or page immediately following. It is printed on page (4), opposite the first page of text, and this page does bear the title ~~title~~.

It is the opinion of Mrs. Brady and Mr. Smith that the application should be rejected since the copyright notice is not on the title page or page immediately following. They feel bound by the Instructions of the Register of Copyrights.

Mr. Wise, on the other hand, is of the opinion that the copyright notice being on the page immediately preceding the one which bears the title, it is in a position which is accessible to any member of the public making a casual examination of the copies.

Respectfully submitted,

W. E. Wise

Chairman, Revisory Board

Enter by order of Mr. Howell 7/2/38. The notice is so placed as necessarily to catch the eye. In my opinion this notice comes fairly within the Register's ruling so as to permit registration - but write as to the express provisions of Section 19.

Notice

## MEMORANDUM

July 1, 1938

Remitter: Albert Evans, Jr. (39041) - Class A and F.

Titles: "The Official Map and Guide of Houston" and "Official Map of Houston".

Question: Adequacy of notice.

"The Official Map and Guide of Houston":

The copyright notice ~~does~~ not appear on the page or back of the page which bears the title. However, it does appear on the first page of text and this immediately follows the sheet upon which the title has been printed. It is the opinion of Mr. Wise that this notice is acceptable and registration should be made as applied for.

Mrs. Brady and Mr. Smith on the other hand feel that the Revisory Board is bound by the Instructions of the Register of Copyrights and since the copyright notice is not on the title page or page immediately following, the application must be rejected.

"Official Map of Houston":

The copyright notice in this case appears upon the same page as the title. The title, however, is printed on the back of the map. It should be noted that the title appearing on the map itself, "Map of Houston & Vicinity", is slightly different from that appearing on what will be termed the title page, "Official Map of Houston Texas". It is this latter title which is given on the application.

It is the opinion of Mr. Wise that this notice of copyright is adequate. The character of the publication must be taken into consideration and the notice of copyright is placed directly under the title in a position which is accessible to any casual observer. Mrs. Brady and Mr. Smith on the other hand are of the opinion that the notice of copyright must, in the case of a map, be placed upon the map itself and any other position is not acceptable. In support of their position they refer to the Instructions of the Register of Copyrights on the subject of prints where it was clearly held that the notice of copyright is not adequate unless it appears on the face of the print.

Respectfully submitted,

**W. E. Wise**

Chairman, Revisory Board

Enter by order of Mr. Howell. 7/2/38.

(A) "The Official Map and Guide of Houston". The back of the title page is blank so that the next page may be said to be the page following the title page.

(AA) "Official Map of Houston". The folder is a printed publication. In regard to the rejection by Mrs. Brady and Mr. Smith based upon previous order of Colonel Bouvé, Mr. Howell states " I do not so understand the regulations." *Register map order Col. Bouvé, 8/10/38*