

M E M O R A N D U M

August 13, 1938

Remitter: World Copyrights, Ltd. (Trust)--Class E

Title: "La Mulata Rumbera"

Question: Adequacy of copyright notice

The copyright notice which appears on the title-page is in the following form:

"Copyright 1931 by Southern Music Publishing Co., Inc., for all countries
1938 exclusive to The World Wide Music Co., Ltd., for British
Empire, excepting Canada, Newfoundland and Australasia"

The question to be answered here is whether the failure to repeat the word "Copyright" before "1938" renders fatally defective the notice appearing on the revised edition which was published this year.

It is the opinion of Mr. Smith and Mr. Wise that the notice of copyright in this case should be accepted. It is true that it would have been better if the word "Copyright" had been repeated before the "1938" year date, but the two lines must be taken together as constituting a notice of copyright with respect to both the original and the revised edition, and registration should, therefore, be made. Mrs. Brady, on the other hand, feels that the failure to repeat the word "Copyright" before the year date 1938 prevents the Office from taking any action looking to registration, and the applicant should, therefore, be instructed that no action can now be taken, but if and when an edition is printed with a correct notice, registration will be made.

Respectfully submitted,

W. A. V. Ho

Chairman, Revisory Board

(No entry found for 1931 edition by Southern Union Publishing Co.)--"Write first and report that no entry found for 1931 edition. This may be merely case of recording license or assignment upon the basis of the 1931 claim. Ask for explanation."

HAH 8/17/38 No reply copies to Accessions Division as
releasable 7/27/39.