

Notice

MEMORANDUM

September 15, 1938

Remitter: Halper Publishing Co. (53891)--Class A

Title: "Made to Measure"

Question: Adequacy of copyright notice

At the bottom of the title-page of the copies deposited the following statement appears: "Copyright 1938. Nothing in this book may be reprinted without permission of the publisher." The publisher's name--The Halper Publishing Company--appears in several prominent positions on the title-page.

It is the opinion of Mr. Smith and Mr. Wise that the application giving the name of the Halper Publishing Co. as copyright owner should be accepted for registration. It is true that the name of the copyright owner is not in the copyright notice, but the public is clearly advised that copyright is owned by the publisher and his name appears on the same page as the notice. It is their opinion, therefore, that registration should be made.

Mrs. Brady, on the other hand, feels that the notice of copyright is defective in that the name of the copyright owner has been omitted therefrom, and, therefore, the application should be rejected.

Respectfully submitted,

W. H. Wise

Chairman, Revisory Board

Reject--order of Mr. Howell--9/17/38--"I do not think we can regard the notice as being "accompanied by the name of the copyright proprietor" when instead we are told that "nothing in this book may be reprinted without permission of the publisher'."