

M E M O R A N D U M

April 7, 1938

Remitter: Artplus Hosiery Mills, Inc. (8921)

Title: "Bobby Check, The Only Hosiery Policeman in the World"
appearing in February 1, 1938 issue of "Vogue."

Question: Sufficiency of copyright notice

The article for which copyright protection is desired is a little over one-third of the full page of the periodical. About two-thirds of this is given over to an illustration of the use of "Bobby Check." Beneath the illustration are several lines of text and underneath is the copyright notice consisting of the symbol "C" in a circle, the year date of publication and the name of the copyright owner. The question to be answered is whether the notice of copyright is so placed as to permit registration as a "print."

It is the opinion of Mr. Smith and Mr. Wise that this work may be classed as a print or pictorial illustration in the meaning of the copyright law, and that the notice of copyright is in an acceptable position. Mrs. Rafter, on the other hand, feels that the application should be rejected because the copyright notice does not appear immediately under the picture but rather at the bottom of the whole work.

Respectfully submitted,

W. H. Wise
Chairman, Revisory Board

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Register as applied for by order of Register of Copyrights 4/11/38

MP. 93

Notice.

MEMORANDUM

April 7, 1938

Remitter: George Mathew Adams Service (17800)

Title: "Adventures of Tippie"

Question--Copyright Notice

The copies of the print entitled "The Adventures of Tippie," which are made up in the form of a fan, bear on the face the copyright notice in the name of the George Mathew Adams Service, Inc. This is in agreement with the application filed for registration. On the back of the copies there is a notice of copyright in the name of the Osborne Company of Clifton, New Jersey.

It is the opinion of Mr. Smith and Mr. Wise that the application should be accepted and registration made as applied for. No purpose can be seen in requesting an explanation of the variance. The notice of copyright in the abbreviated form, which is that employed by the Osborne Company, would not be accepted in any event since it appears on the back of the print. Mrs. Rafter, on the other hand, feels that an explanation should be made of the variance before any action may be taken.

Respectfully submitted,

W. H. Wise

Chairman, Revisory Board

Register by order of Mr. Howell.