

## NOTICE

## M E M O R A N D U M

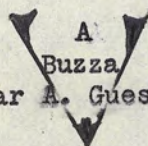
January 12, 1940

Remitter: The Buzza Company (1226)--Class A.

Title: "Take this birthday thought from me..." and 3 others

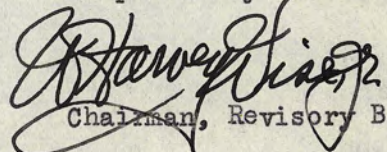
Question: Division of opinion as to adequacy of copyright notice.

The material which is the subject of controversy consists of greeting cards containing original poems by Edgar Guest with appropriate illustrations. The folders are so prepared that when unfolded only a single sheet is presented. The copyright notice which is employed consists of the statement "Copyright MCMXXXIX," immediately above which, appears the statement "Minneapolis, U.S.A.," and above this in a triangle the statement "Buzza", underneath of which in small type is the statement "Edgar A. Guest Card."

  
 A  
 Buzza  
 Edgar A. Guest Card  
 Minneapolis, U.S.A.  
 Copyright MCMXXXIX

It is the opinion of Mr. Wise and Mr. Pierce that this is an adequate copyright notice sufficient to support a copyright claim, and that registration should be made as applied for. The name Buzza appearing immediately above the statement "Copyright 1939," accompanied by the address leaves little doubt in the opinion of Mr. Wise and Mr. Pierce as to the name and identity of the copyright proprietor. The Buzza Company is well known and the failure to include the word "Company" after the name Buzza is not believed a fatal error sufficient to defeat copyright registration. Mrs. Brady and Mr. Smith, on the other hand, sustain the examiner in her conclusion that the notice of copyright lacks the name of the copyright owner, and accordingly vote for rejection.

Respectfully submitted,

  
 Chairman, Revisory Board

Enter--order of Mr. Howell. "There is no other Buzza in this business in Minneapolis and there can be no mistaking the name. Identification is clear (See Bolles v. Outing, 77 Fed. 966) (and Burrow-Giles v. Sporny, 111 U.S.53)