

MEMORANDUM

April 5, 1940

Remitter: Random House, Inc. (21419)--Class A.

Title: "Nazi Spies in America"

Question: Division of opinion as to whether correspondence should be conducted with respect to fuller statement of authorship in application.

After considerable correspondence an application has been filed for this work in behalf of Leon G. Turrou, giving as the name of the author Leon G. Turrou. The title-page, however, bears the following statement: "by Leon G. Turrou as told to David G. Wittels."

The examiner takes the position that an application should be filed including in the author line the name of David G. Wittels. Mr. Wise, Mrs. Brady and Mr. Pierce agree with the examiner. Mr. Smith, on the other hand, takes the position that registration can be made as applied for with instructions to the Index Section to follow the copy with respect to the names of the authors. He is influenced somewhat by the fact that considerable correspondence has already been conducted.

Respectfully submitted,

H. Harvey Wise
Chairman, Revisory Board

Enter on application received March 30, but instruct Index Division to follow original application re: authorship--Order of Mr. Howell, 4-11-40.

BOOK
(See "Authorship")

M E M O R A N D U M

April 5, 1940

Remitter: Random House, Inc. (21419)--Class A.

Title: "Nazi Spies in America"

Question: Division of opinion as to whether correspondence should be conducted with respect to fuller statement of authorship in application.

Enter on application received March 30, but instruct Index Division to follow original application re: authorship--
H.A. Howell 4/11/40.

MEMORANDUM

April 5, 1940

Remitter: G. Schirmer, Inc. (Trust)--Class E.

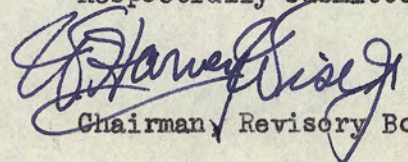
Title: "Festa de Crianças" and "Marcha du Pequeno Polegar"

Question: Division of opinion as to whether registration may be made as an unpublished musical composition upon the deposit of printed copies employing very poor paper.

Applications have been filed for the above entitled works as unpublished musical compositions. The copies accompanying these are printed, but a very poor grade of paper is used. A notice of copyright has been stamped upon the title-page in both cases.

In the opinion of the examiner the Office should conduct correspondence and inquire whether publication has taken place and if so request copies of the best edition. In this Mrs. Brady and Mr. Smith sustain the examiner with the admonition that "proof copies" be not mentioned. Mr. Wise and Mr. Pierce, on the other hand, take the position that registration should be made as applied for. The Office has before it applications upon which it can act. If registration had been applied for has published musical compositions and the application accompanied by copies of this character it is believed that the examiner would feel constrained to conduct correspondence not believing them to be of the best edition. There seems to be no good reason for questioning the applications on forms E2 accompanied by copies of this character from this firm which is so well versed in the provisions of the Copyright Act.

Respectfully submitted,



Chairman, Revisory Board

Write for explanation--order of Mr. Howell.

MEMORANDUM

Syndicate
Material

April 5, 1940

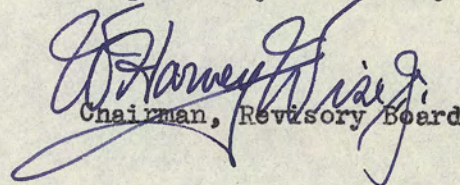
Copyright Owner: The Bell Syndicate, Inc.
Remitter: Moynihan and McKeown (15563)--Class A.

Title: "Trail's End"

Question: Syndicate Material?

There has been deposited for registration by the firm of Moynihan and McKeown an application in behalf of the Bell Syndicate, Inc. for registration of a work entitled "Trail's End." The copies filed are in mimeographed form, paper bound, closely resembling syndicate material. Correspondence has been conducted inquiring whether serialization is contemplated. Applicant has responded to the effect that publication has actually taken place. In view of the nature of the copies and the pending mandamus proceedings the case is submitted as of possible interest to the Assistant Register of Copyrights. In the absence of definite proof that there is a better edition it is not clear upon what ground rejection of the claim can be made.

Respectfully submitted,


Chairman, Revisory Board

Write first in reply to applicant's arguments concerning publication.--H. A. Howell 4/19/40. Mr. Howell wrote April 24, 1940
No further word received 6/7/40.