

Music

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

July 12, 1940

Remitter: Boosey, Hawkes, Belwin, Inc. (Trust)--Class E.

Title: "A Morning Song"

Question: Are the title and the description in application form E given correctly?

The deposit consists of four parts, first B<sub>b</sub> Trumpet, 2nd B<sub>b</sub> Trumpet, Horn in F, and Trombone, and the full score. Space 7 of the application reads: "A Morning Song, Brass Quartet, two B<sub>b</sub> Trumpets, French Horn and Trombone, Full Score." On June 28 the Office requested the applicant to add after the title "and parts." The applicant replied on July first that space 7 of the application already enumerated those parts and did not enclose a corrected application in his letter.

Mr. Smith and Mr. Pierce are of the opinion that registration can be made at this time with the application now in hand. Mrs. Brady, however, insists that the applicant add "and parts" after the title as instructed.

Respectfully submitted,

*P. C. Smith*

Acting Chairman, Revisory Board

Enter as applied for--order of Mr. Howell.

PUBLICATION  
(See "Book")

MEMORANDUM

JULY 12, 1940

Remitter: National Association of Real Estate Boards (33501)--Class A.

Title: "Fundamentals of Real Estate Practice: The Nature of  
Real Estate (and 17 others)"

Question: Does the deposit represent loose-leaf material  
which requires each part to be registered separately

Firm written in July and August, 1940, re publication as unit  
and variance in date of publication and completion if only  
unit publication took place. No reply has been received to  
August, 1940, letter (10/10/40)

MP-502

BOOK

MEMORANDUM

July 12, 1940

Remitter: National Association of Real Estate Boards (33501)--Class A.

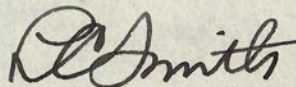
Title: "Fundamentals of Real Estate Practice: The Nature of Real Estate (and 17 others)"

Question: Does the deposit represent loose-leaf material which requires each part to be registered separately?

Correspondence was had with the applicant and it was pointed out that separate registration should be made for each part of the work which forms a single unit in a loose-leaf binder. The applicant replied with the statement "It is sold only as a unit and no separate chapters are available."

Mr. Smith is of the opinion that the statement by the applicant both in his letter of June 27 and in his affidavit of May 16 should be accepted, that is, that the work is published as a single unit. Mr. Smith further points out that section (16) of the law provides that several volumes <sup>deposited</sup> ~~for~~ the same date can be registered with a single application and fee. Registration should, therefore, be made as applied for. Mrs. Brady and Mr. Pierce are of the belief that the material is of the loose-leaf type and in compliance with the usual Office policy separate registration should be made for each separate part.

Respectfully submitted,



Acting Chairman, Revisory Board

Firm written in July and August, 1940, re publication as unit and variance in date of publication and completion if only unit publication took place. No reply has been received to August, 1940 letter (10/10/40).

Book

MEMORANDUM

July 12, 1940

Remitter: Louis C. Shimon (34172)--Class A.

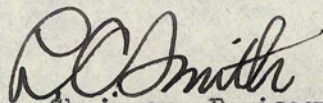
Title: "I Know Something Good About You"

Question: Do the copies in hand represent those printed in 1920?

Copies were received on July 2 bearing the copyright notice "Copyright 1920, by Louis C. Shimon." Earlier on April 6 there was received an application giving the date of completion as August 14, 1920 and the date of publication as August 18, 1920.

It is the belief of Mrs. Brady and Mr. Pierce that the copies deposited July 2 are recent reprints. They therefore suggest that further correspondence be had with the applicant inquiring whether the copies were actually printed in 1920. Mr. Smith, however, sees no need for this in view of the fact that registration can be made with the copies and application in hand.

Respectfully submitted,



Acting Chairman, Revisory Board

Enter as applied for with copies bearing 1920 notice--order of Mr. Howell 7/16/40.

## NOTICE

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

July 12, 1940

Remitter: Louise E. Wade, Inc. (44077)--Class A.

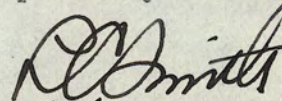
Title: "Mrs. Luther Opell Shows How to Increase Turkey Profits" in "Turkey World", July, 1940.

Question: Is copyright notice in correct form for periodical contribution advertising article of merchandise?

The copyright notice appearing upon the periodical contribution is in correct form for a print but in view of the fact that the letter "C" in a circle was used it would not be sufficient to cover material falling under the classification "book." It should be noted that the copy contains a considerable amount of pictorial matter in addition to the text matter.

In view of the fact that the Register of Copyrights has held that periodical contributions cannot be registered under Class KK, Mr. Smith is of the opinion that application form A5 should be requested with the deposited checked as a "print" and registration made. Mr. Pierce and Mrs. Brady, however, are of the opinion that in view of the fact that the present application has checked the deposit as a "book" registration should be refused because of the improper notice and no suggestion made as to the possibility of registration of the material as a "print."

Respectfully submitted,



Acting Chairman, Revisory Board

Enter as K5--order of Mr. Howell 7/16/40.