

MP 5-5-5

WORK of ART

MEMORANDUM

September 10, 1940

Remitter: Mario Clavarino (49111)--Class G.

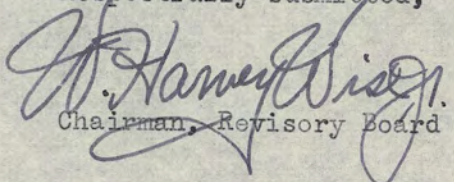
Title: "The Donkey Pulling the Dog by the Tail."

Question: Division of opinion as to whether a drawing may be accepted as an identifying reproduction of a work of art.

Correspondence has been conducted in this case in which the applicant was advised that for registration of an unpublished sculpture there should be deposited a photograph or other identifying reproduction. The applicant has submitted a very clear drawing as an identifying reproduction of the sculpture and requests registration of an unpublished work. He advises that after publication copies of the completed sculpture will be deposited with application on form G1.

In the opinion of Mrs. Brady the examiner is sustained in her recommendation that a drawing is not acceptable as "other identifying reproduction" of a sculpture. She suggests as an alternative the registration of the drawing, as such. Mr. Wise and Mr. Pierce take the position that a clear and accurate drawing may be accepted as an identifying reproduction and they feel that registration should be made for the sculpture as applied for, accepting the drawing as an identifying reproduction of the sculpture.

Respectfully submitted,

  
Chairman, Revisory Board

Enter--H. A. Howell. Section 11 does not specify the kind of "other identifying reproduction." If a drawing fully identifies, it may be received, although photographs are as a rule preferable and usually deposited.

IDENTIFYING REPRODUCTION  
(SEE "Work of ART")

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