

DEVICE

M E M O R A N D U M

November 22, 1940

Remitter: Thomson and Thomson (72471)--Class A.

Title: "Naborhood Shopping Circle"

Question: Is the work deposited a device?

Mr. Wise and Mrs. Brady believe the work to be a device because of the presence of the revolving disc, and hence the application for registration of the copyright claim should be rejected.

Mr. Smith, however, feels that this is a borderline case in which it can be argued that the deposit is similar to a book, the disc being representative of the pages, an index to which appears upon the copy. In other words, revolving the disc is like paging through a book. The major portion of the work consists of ^{literary} literary property in the form of certain compiled data which is on the face and back of the copy, and no manipulation is required to secure this information. It is, therefore, very doubtful that this work falls under the classification of "device" material. Mr. Smith is in favor of resolving all the doubt in favor of the applicant and making registration as applied for.

Respectfully submitted,



Member, Revisory Board

Examiner sustained--work is a device. Reject--order of Col. Bouvé. 11/29/40

BOOK?
(See "Device")

MEMORANDUM

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