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MINORITY MEMORANDUM

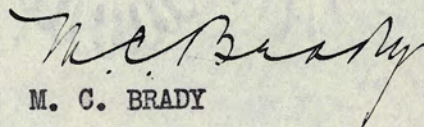
August 5, 1941

Remitter: Stone Stable Press (48574)

Title: "Dot Leetle Fur Cap"

Question: Whether deposit is obscene and therefore
registration refused.

The undersigned is of the opinion that the indecency of the work in question forbids its protection under the statute. It appears to her that it would be against the public interest to permit publication with notice of a work of this character. In her opinion it should be called to the attention of the Post Office Department who has the authority under Section 598 of the Postal Laws and Regulations to determine whether or not such literature is mailable.


M. C. BRADY

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MAJORITY MEMORANDUM

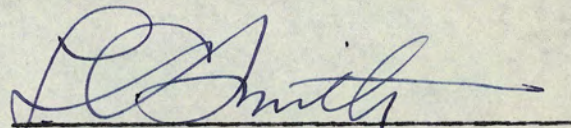
August 5, 1941

Remitter: Stone Stable Press (48574)

Title: "Dot Leetle Fur Cap"

Question: Shall the work be considered obscene and registration of the copyright claim be refused?

The Examiner rejects the deposit as being obscene and indecent, and she is supported by Mrs. Brady. Mr. MacCarteney and Mr. Smith, however, hold that the work can be considered as expressing a typical Pennsylvania Dutch scene on Christmas Eve, and is not repulsive in nature and should not be thrown into the same category as material that is vulgar, obscene and indecent. Mr. MacCarteney and Mr. Smith do question, however, that statement made by the applicant in his application in which he states the copyright is claimed on new matter consisting of "revision of dialect, and complete typography." No copyright claim can be laid to the typography, and question arises of what "revision of dialect" consists. Inquiry should be made if the "revision of dialect" constitutes a translation from the original Pennsylvania Dutch, or an entirely original version of the story which may be possibly taken from Pennsylvania Dutch folklore.



L. C. SMITH

R. M. MAC CARTENEY

Do not reject on ground of obscenity. Ordered after consultation with Col. Bourvé. W.H.W., 8-8-41

OBSCENE
(See "COPYRIGHTABLE")

MEMORANDUM

August 5, 1941

Remitter: Stone Stable Press (48574)--Class A.

Title: "Dot Leetle Fur Cap"

Question: Shall the work be considered obscene and registration of the copyright claim be refused?

Do not reject on ground of obscenity. Ordered after consultation with Col. Bouvé. W.H.W., 8-8-41