

Notice of Copyright

MINORITY MEMORANDUM

January 11, 1942

Remitter: Shuron Optical Co., Inc. (579)

Title: Shuron Shopman Optical Prescription Standards

Question: Validity of copyright notice.

The deposit under consideration is a chart containing text and illustrations, and entitled "Shuron Shopman Optical Prescription Standards." This title is at the head of the chart, which is 28 inches long. At the foot of this chart is found the statement "Copyright by Sharon Optical Company, Inc., Geneva, N. Y." The title appears at the head of the chart as follows: "Shuron Shopman Optical Prescription Standards." Under this: "Originally established in 1931 - Revised 1941 through answers received from questionnaire submitted to subscribers." The undersigned is not in agreement with Mr. MacCarteney and Mr. Lasica that this date of revision may be read into the defective notice at the foot of the chart and create a valid copyright in this work. It is purely a statement of a new edition, and an edition in which no copyright can exist because of fatally defective notice. The Copyright Statute, in my opinion, makes no provision for a patchwork notice of copyright, as its terms are "accompanied by" with reference to the name of the copyright proprietor, and "shall include," with reference to the year in which copyright was secured by publication.

The undersigned is, therefore, in favor of rejecting this deposit because of the publication, if publication has taken place, with a totally defective notice.

M. C. BRADY

No year date. W. H. Wise, Jan. 14, 1942.

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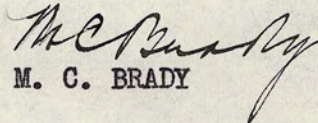
January 11, 1942

Remitter: Todd, Ralph B. (81408)

Title: Metodo Festa

Question: Is copyright secured and may registration be made in the Copyright Office when the notice of copyright does not meet the provisions of Section 19 of the Statute, that "the notice of copyright shall be applied in the case of ... a musical work either upon its title page or the first page of music ..."?

In the deposit under consideration the notice of copyright is found on page 3 of the music. The page itself bears the number 3, and musical escritura are found on pages 1 and 2. The notice of copyright does not therefore meet the requirement of the Act and no copyright is secured. In the opinion of the undersigned no claim can be recorded in the Copyright Office.


M. C. BRADY

Notice acceptable for book of music, Class E-for.

W. H. Wise, Jan. 14, 1942.