

MEMORANDUM

March 25, 1943.

Remitter: S. Grace Gantt

Title: "Elementary Harmony. The Reason Why"

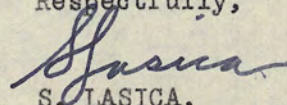
Question: Where the name of the claimant appears on the title page and "Copyright 1943" appears on the page immediately following accompanied on the same page by clear reference to the claimant, is there an acceptable notice of copyright to warrant registration?

After the Board disagreed on the question, it was submitted to the Assistant Register without the usual dissenting memorandum. He ruled in the negative.

Attention is called to the long established rule of procedure of the Revisory Board that if the dissenting memorandum is not submitted to the Chairman within 24 hours from the time the dissenting member receives the case after it has been recorded in the Minutes, his or her vote is disregarded and the majority vote stands. Since the minority member in this case (Mrs. Brady) did not submit the dissenting memorandum, the majority member (Mr. Lasica) is of the opinion that the majority vote should have been made to stand and the claim should have been passed for registration instead of being submitted to the Assistant Register for ruling.

Under the circumstances the majority vote in the affirmative should stand and this claim should now be passed for registration. The Minutes should be amended accordingly in order to keep the record straight.

Respectfully,



S. LASICA,
Member of Revisory Board

Decision

There may be a slight doubt as to the sufficiency of the notice. I am willing to withdraw my decision and let the work pass to entry. A careful letter should be written, to avoid the appearance of indecision in the handling of the case.

R.C.D., 3/25/43