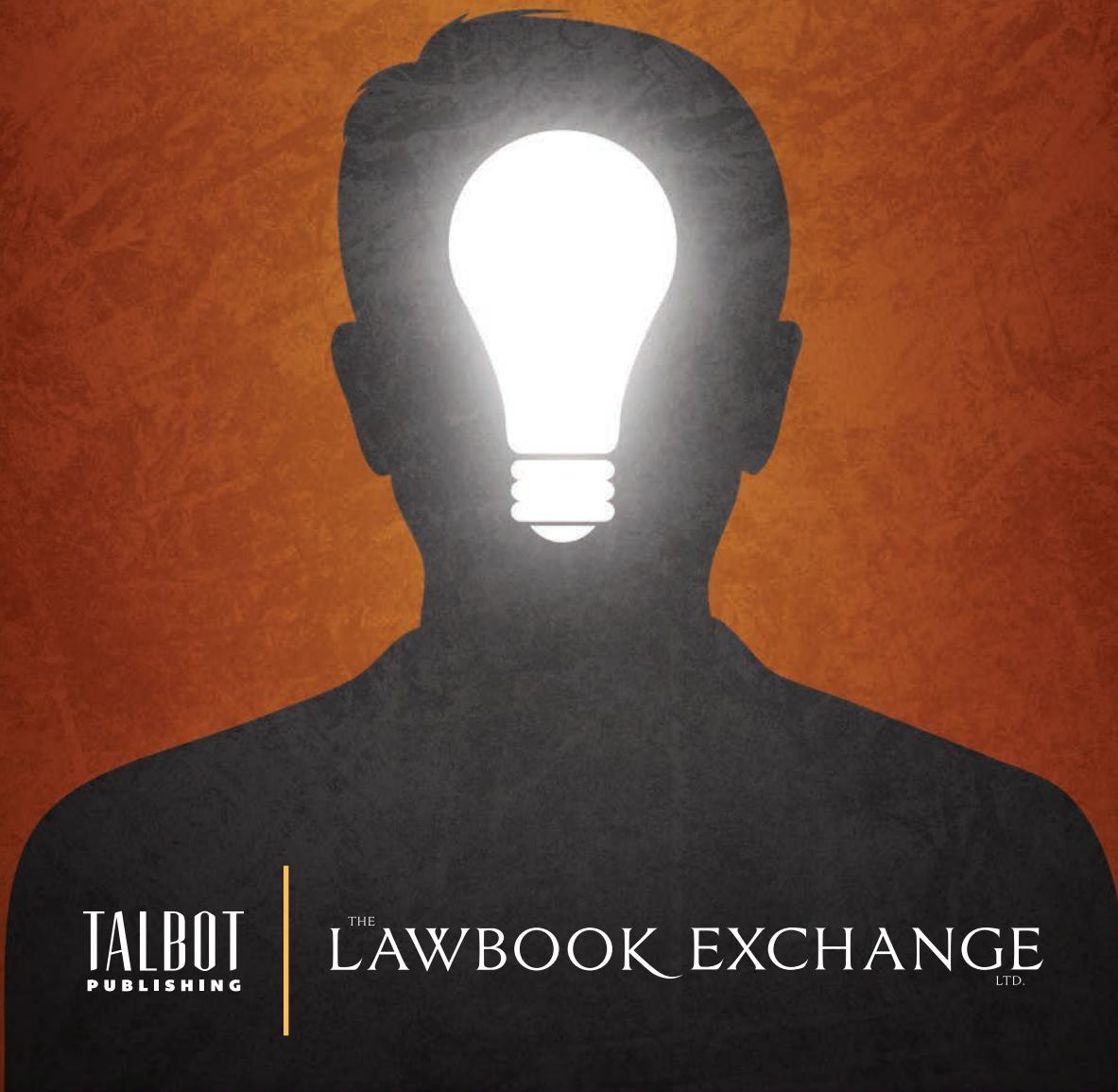


# INTELLECTUAL PROPERTY LAW

---

July 22, 2020

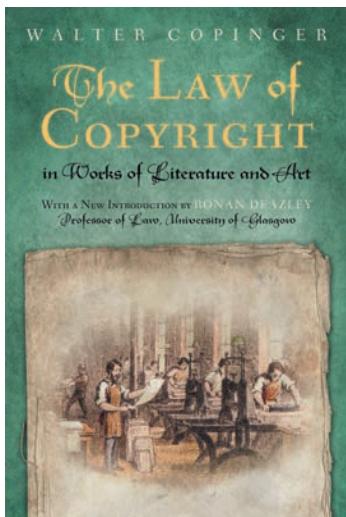
---



TALBOT  
PUBLISHING

THE LAWBOOK EXCHANGE  
LTD.

*Selected Titles*  
*With New Introductions by*  
*Ronan Deazley*  
University of Edinburgh



## The Law of Copyright in Works of Literature and Art

Including that of Drama, Music, Engraving, Sculpture, Painting, Photography and Ornamental and Useful Designs; Together with International and Foreign Copyright, With the Statutes Relating Thereto, and Reference to the English and American Decisions

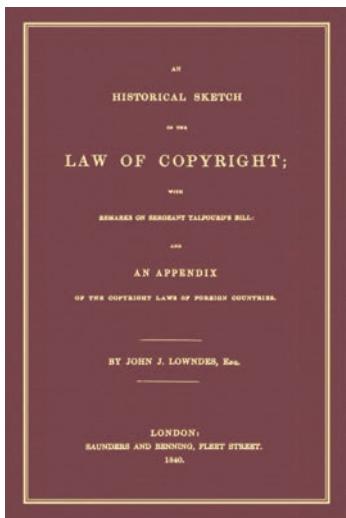
Walter Copinger

Originally published: London: Stevens and Haynes, 1870

xix (iii-xix new introduction), xxii, 266, cxlix pp.  
Hardcover 2008, 2012 ISBN 978-1-58477-896-7  
\$39.95

Paperback 2012 ISBN 978-1-61619-248-8  
\$29.95

*Reprint of the first edition.* "A standard book on the law of copyright was published by W.A. Copinger [1847-1910] in 1870. It deals very fully with the history and the statute law as to literary copyright; as to Crown and university and college copyright; as to musical, dramatic, and artistic copyright, and copyright in designs; as to international copyright and copyright in foreign countries; and as to agreements between authors and publishers. The merits of the book are proved by the fact that it reached a ninth edition in 1958."



## An Historical Sketch of the Law of Copyright

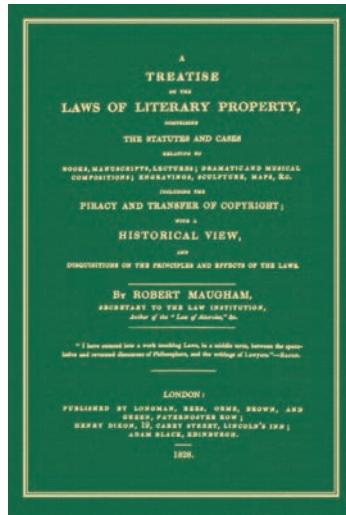
With Remarks on Sergeant Talfourd's Bill, And  
an Appendix of the Copyright Laws of Foreign  
Countries

John J. Lowndes

Originally published: London: Saunders and Benning, 1840  
xvii (iii-xvii new introduction), viii, 134 pp.

Hardcover 2008 ISBN 978-1-58477-912-4  
\$29.95

*Reprint of the first edition.* This treatise appeared during the formative years of modern English copyright law. In 1847 Marvin's *Legal Bibliography* (477) said that "Mr. Lowndes' sketch, contains many interesting facts relative to the small beginnings and early struggles of the press. He has collected a valuable mass of historical information pertaining to the subject, that will be read with interest and profit by all concerned in this branch of learning" (477). It stands today as one of the early landmarks in the field.



# A Treatise on the Laws of Literary Property

Comprising the Statutes and Cases Relating to Books, Manuscripts, Lectures; Dramatic and Musical Compositions; Engravings, Sculpture, Maps &c. Including the Piracy and Transfer of Copyright; With a Historical View, And Disquisitions on the Principles and Effects of the Laws

*Robert Maugham*

Originally published: London: Longman, Rees, Orme,  
Brown, and Green, 1828

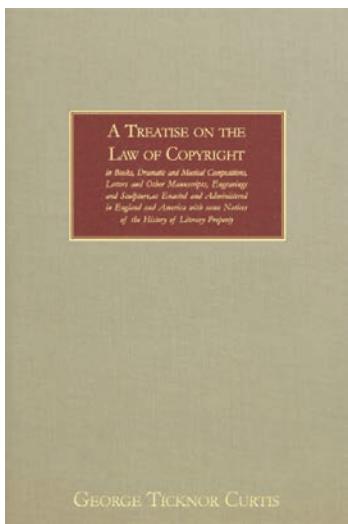
xxi (III-XXI new introduction), xxii, 261 pp.  
Hardcover 2008 ISBN 978-1-58477-913-1  
\$39.95

*Reprint of the only edition of the first substantive treatise concerning the law of copyright in Britain.*

Joshua Montefiore was responsible for publishing the first treatise on copyright in 1802, a slim volume only 59 pages in length. Others, such as Richard Godson and Isaac Espinasse, had written about copyright in conjunction with related areas of the law. It was Maugham, however, who would provide the first comprehensive text specifically dedicated to the subject. Moreover, his work would be routinely relied upon as a point of reference in subsequent copyright treatises, both in Britain and in the U.S., throughout the remainder of the nineteenth century.

## From the Introduction

## Selected Titles



### A Treatise on the Law of Copyright

In Books, Dramatic and Musical Compositions, Letters and Other Manuscripts, Engravings and Sculpture, as Enacted and Administered in England and America with some Notices of the History of Literary Property

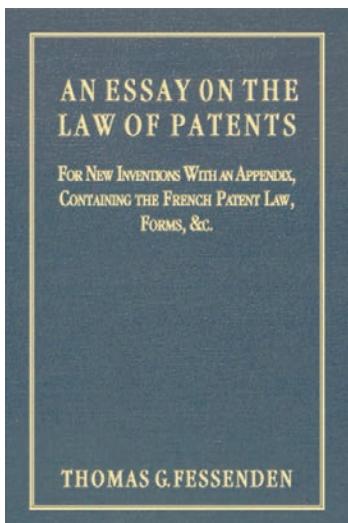
**George Ticknor Curtis**

Originally published: Boston: Charles C. Little and James Brown, 1847  
xi, 450 pp.

*Reprint of the first edition of the first comprehensive study of copyright law.*

A comprehensive and scholarly treatise that considers the history and theory of the subject, it summarizes all of the English and American statutes enacted since the Act of Queen Anne of 1709–1710, the first formal recognition of a law of literary property separate from the law of censorship.

Hardcover 2005 ISBN 978-1-58477-565-2  
\$49.95



### An Essay on the Law of Patents

For New Inventions. With an Appendix Containing the French Patent Law, Forms, &c.

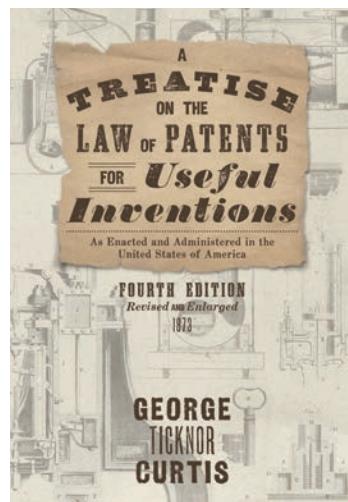
**Thomas G. Fessenden**

Originally published: Boston:  
Published by D. Mallory & Co., 1810  
xxix, [40]-229 pp.

*Reprint of the scarce first edition of the first American book on the subject. A true "Renaissance man," Fessenden [1771-1837] was a lawyer, poet, journalist, inventor and venture capitalist who*

promoted various inventions. He was the holder of two patents for heating devices. His treatise contains summaries of the relevant statutes, digests of leading cases (such as *Whitney v. Carter* over the invention of the cotton gin) and comparisons between the patent laws of the United States, Great Britain and France. The appendix contains the United States Patent Law of 1800, a bilingual collection of French laws and a set of French recommendations for improvements in the laws of the United States.

Hardcover 2003 ISBN 978-1-58477-357-3  
\$39.95



### A Treatise on the Law of Patents For Useful Inventions

As Enacted and Administered in the United States of America.  
Fourth Edition

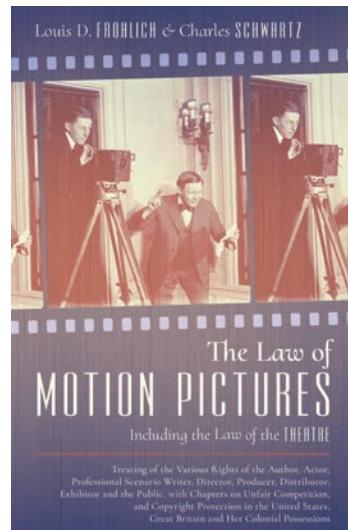
**George Ticknor Curtis**

Originally published: Boston: Little, Brown and Co., 1873  
xxxvii, 749 pp.

*Reprint of the fourth and final edition of one of the earliest American treatises on the subject. The Anglo-American tradition of granting patents*

has often been marked by confusion over their scope and intent. Curtis argued that patents did not create monopolies according to the common law. Instead, a patent was a "grant by the government to the author of a new and useful invention, of the exclusive right, for a term of years, of practising that invention" (xxi).

Hardcover 2006 ISBN 978-1-58477-580-5  
\$39.95



### The Law of Motion Pictures

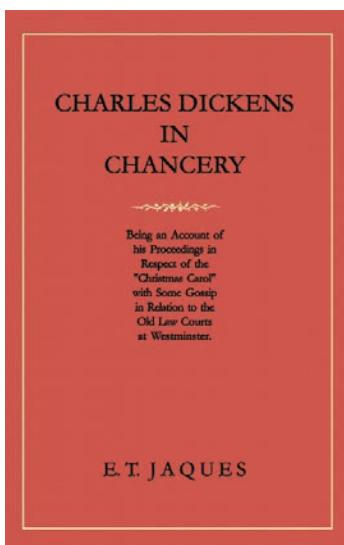
Including the Law of the Theatre Treating of the Various Rights of the Author, Actor, Professional Scenario Writer, Director, Producer, Distributor, Exhibitor and the Public, with Chapters on Unfair Competition, and Copyright Protection in the United States, Great Britain and Her Colonial Possessions

**Louis D. Frohlich and Charles Schwartz**

Originally published: New York: Baker, Voorhis and Company, 1918  
lvi, 943 pp.

Thomas Edison established the first American movie studio in 1893. The first studio in Hollywood opened in 1911. By 1918 the motion picture industry was one of the five largest business sectors in the United States. Chapters examine the rights and liabilities of authors, producers, studio personnel, actors, distributors and theater owners.

Hardcover 2007 ISBN 978-1-58477-765-6  
\$95.



## Charles Dickens in Chancery

Being an Account of his Proceedings in Respect of the "Christmas Carol" with Some Gossip in Relation to the Old Law Courts at Westminster

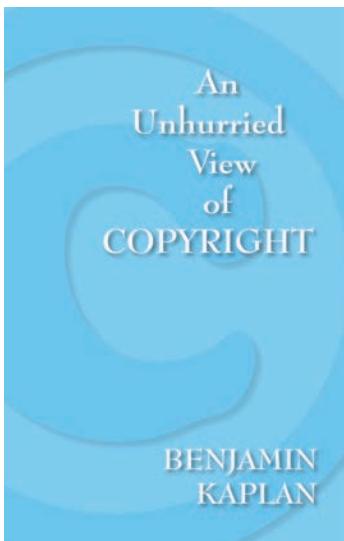
*E.T. Jaques*

Originally published: London: Longmans, Green & Company, 1914  
95 pp.

Hardcover 2001 ISBN 978-1-58477-106-7  
\$26.95

Lively, entertaining and interesting account of cases of copyright infringement in which Dickens appeared as plaintiff regarding his book, *The Christmas Carol*.

The Appendix contains the text of two affidavits filed in one of the cases.



## An Unhurried View of Copyright

*Benjamin Kaplan*

Originally published: New York: Columbia University Press, [1967]  
ix, 142 pp.

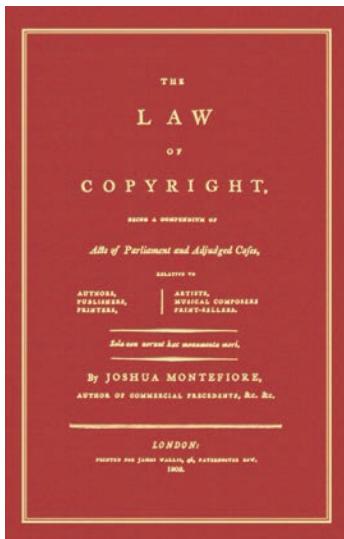
Hardcover 2008 ISBN 978-1-58477-907-0  
\$39.95

Paperback 2008 ISBN 978-1-58477-908-7  
\$29.95

*An Unhurried View of Copyright* is a welcome addition to the field of intellectual property, a field in which the writing is all too often dominated by the simplistic theme of 'we want more protection.' ...Professor Kaplan shows a refreshing willingness to examine every problem carefully from all sides. The book has intellectual style.

Edmund W. Kitch, *Stanford Law Review* 20 (1967-68) 794

In this widely cited book Kaplan details notions of copyright and its infringement in order to determine the criteria that should determine public policy concerning copyright protection. Invited to give the James S. Carpenter Lectures for 1966 at Columbia University, Professor Kaplan chose the provocative subject of copyright. Although the Copyright Act of 1976 followed these lectures by a decade, they remain highly influential and undoubtedly influenced the authors of the 1976 Act.



## The Law of Copyright

Being a Compendium of Acts of Parliament and Adjudged Cases, Relative to authors, publishers, printers, artists, musical composers, print-sellers

*Joshua Montefiore*

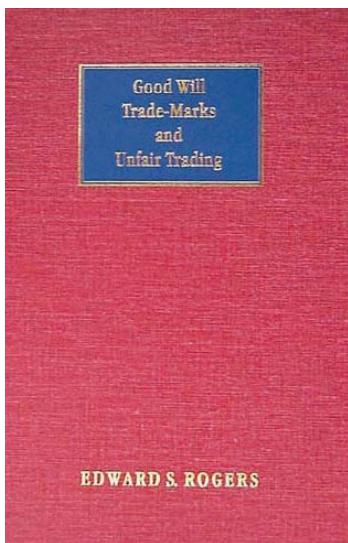
Originally published: London: James Wallis, 1802  
ix, 59 pp.

Hardcover 2008 ISBN 978-1-58477-914-8  
\$39.95

## THE FIRST ENGLISH TREATISE ON COPYRIGHT

Reprint of the only edition of the first English treatise devoted exclusively to the law of copyright. It was published one year after the passage of the landmark Copyright Act, which extended the effect of the Statute of Anne (1710) to Ireland and introduced the first statutory provision to use the term 'copyright.'

A Jewish solicitor from London who moved to the United States after the War of 1812, **JOSHUA MONTEFIORE** [1762-1843] published several works on commercial law, such as the *Commercial Dictionary* (1803), which is available as a Lawbook Exchange reprint.



## Good Will Trade-Marks and Unfair Trading

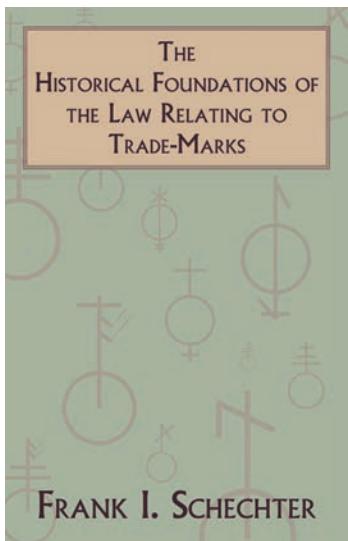
*Edward S. Rogers*

Originally published: Chicago: A.W. Shaw Company, [1914]. 288 pp.

Hardcover 2002 ISBN 978-1-58477-211-8  
\$29.95

This volume examines such topics as fair use, the extent of trademark coverage and types of infringement. Also considers issues related to dishonest advertisements and other printed materials.

**EDWARDS S. ROGERS** [b. 1875] was a lecturer on the law of trademarks at the University of Michigan Law School.



## The Historical Foundations of the Law Relating to Trade-Marks

*Frank I. Schechter*

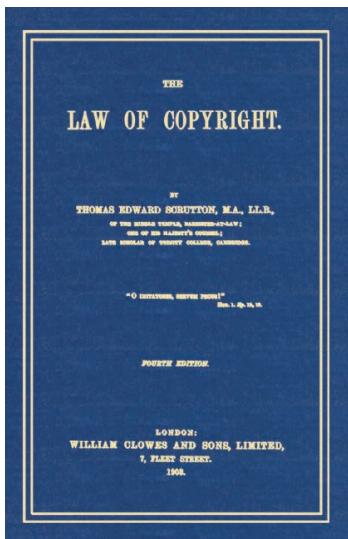
Originally published: New York: Columbia University Press, 1925  
xxviii, 211 pp.

Hardcover 2000, 2012 ISBN 978-1-58477-035-0  
\$39.95

What is the exact nature of the right to a trademark? What is the basis of relief in trademark cases of unfair competition? Schechter unravels these problems as he traces the development of the law of trademarks from medieval times to the early twentieth century. Considered to be "... invaluable for starting scholarly research." Marke, *A Catalogue of the Law Collection of New York University* (1953) 869.

Mr. Schechter has turned up much interesting and hitherto unpublished material concerning the use of guild and artisans' marks in the Middle Ages in England. His chapter (V) on 'The Development of Trade Mark Law in the Cutlery Trades,' is particularly valuable and contains matter not before in print. It makes understandable the reference to registers of the cutlers' companies in the English Trade Marks Act of 1875.

Edward S. Rogers, *Michigan Law Review* 24 (1925-1926) 98



## The Law of Copyright

*Sir Thomas Edward Scrutton*

Originally published: London: W. Clowes, 1903  
xxv, 331 pp.

Hardcover 2007 ISBN 978-1-58477-639-0  
\$49.95

### IMPORTANT ENGLISH TREATISE ON COPYRIGHT LAW

*Reprint of the fourth and final edition.* Written in a clear and engaging manner, this is both a treatise on copyright law in the British Commonwealth (as it stood in 1903) and a sharp analysis of its shortcomings. It was the standard treatise of the day. Beginning with a history of English copyright law, Scrutton considers the author's rights at common law, lectures, oral and printed communications, such as plays, musical copyright, literary copyright in books, artistic copyright, colonial copyright and international copyright.

## About Us

Founded in 1983, The Lawbook Exchange began publishing reprints of legal classics in 1991, and introduced original titles in 2003. We currently serve thousands of individuals and institutions worldwide.

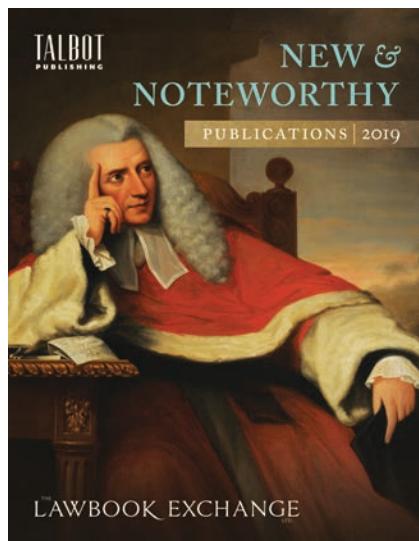
Although we have been publishing new original titles since 2003, we have issued them under the same imprint as our reprint editions: LAWBOOK EXCHANGE, LTD. In 2013 we divided our publication division into two units.

Our imprint, TALBOT PUBLISHING, presents new monographs of current scholarship in law and legal history.

LAWBOOK EXCHANGE REPRINTS is a series of more than 1,000 classic texts, many with new introductions, indexes and other new material by leading scholars. This series also includes recent monographs for which we have obtained copyright, thus they are not available elsewhere. Most of those are included here. Our reprints feature unabridged, carefully reproduced texts, acid-free paper and attractive, high-quality bindings.

For our latest catalogues and our complete list of 1,240 titles by subject, please visit our website

[www.lawbookexchange.com](http://www.lawbookexchange.com)



# THE LAWBOOK EXCHANGE LTD.

33 Terminal Avenue, Clark, NJ 07066-1321

Telephone: (732) 382-1800 or (800) 422-6686

Fax: (732) 382-1887

E-mail: [law@lawbookexchange.com](mailto:law@lawbookexchange.com)

[www.lawbookexchange.com](http://www.lawbookexchange.com)