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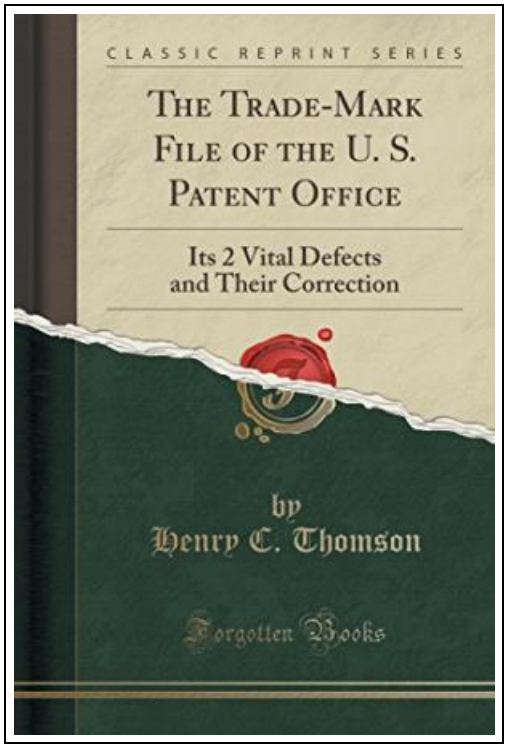

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Forgotten Books, United States, 2015. Paperback. Book Condition: New. 229 x 152 mm. Language: English . Brand New Book ***** Print on Demand *****.Excerpt from The Trade-Mark File of the U. S. Patent Office: Its 2 Vital Defects and Their Correction The investigation was not necessary to bring out that Duley sounded like Dooley over the telephone. Where should we place the blame for the resulting loss, with the human or with the mechanical factor? Before we attempt to answer this question, however, let us first change the story a little, substituting the Patent Office for the business institution, and brand names for sur-names. Peter Smith was about to adopt the word Radiant as the brand name for a preparation for cleaning wind shields and desired to have the exclusive right to use the name. Since Peter was a prudent man, he did not rely on his own observation and memory to warn him of possible prior use (as so many trade-mark adopters do), but employed a competent Washington Patent Attorney to search the records of registered trade-marks, filed in the Trade-Mark Division of the Patent Office, for evidence of possible prior registration of the word. In the course of a week Peter was advised that, although Radiant had been registered for finger nail polish, it had not been registered for a glass cleaning material; and that, therefore, since the goods were not of the same descriptive properties, the prior registration was not conflicting, and Peter was not barred from using the name on his product and registering the word in the Patent Office. Pursuant to this advice, the word Radiant was adopted as a trade-mark, goods were manufactured, cartons ordered, catalogs printed, and a full page advertisement placed in the Saturday Evening Pillar to cost $7000; and in each...

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