



EDITOR-IN-CHIEF:
SIR CHARLES G. D. ROBERTS
M.A., LL.D., F.R.S.C.

OFFICE OF
"The
Canadian
WHO'S WHO"

357 BAY STREET
TORONTO, CANADA

PUBLISHERS OF
"Canadian WHO WAS WHO"
PROPRIETORS OF
Associated Newspaper Services
Reg'd.

February 3rd, 1937.

Dear Sir:

We have appealed from the judgment of the Supreme Court of Ontario in which the trial judge restrained us from using the titles "THE CANADIAN WHO'S WHO" and "CANADIAN WHO WAS WHO". The appeal is based on many grounds but the most significant fact remains that the learned trial judge did not make any finding as to:

1. The validity of the copyright duly registered in 1910, by the Times Publishing Company of London, England, in which they copyrighted the title "THE CANADIAN WHO'S WHO",
2. Nor did the learned trial judge find that the assignment from the Times Publishing Company to ourselves of the said copyright was not a valid assignment.

In publishing "THE CANADIAN WHO'S WHO", the copyright to Dr. Henry J. Morgan's "CANADIAN MEN AND WOMEN OF THE TIME", was also acquired and its useful contents incorporated.

May we assure the multitude of friends we have made through our endeavours, of our intention to continue the publication of our works of reference and press services. Should our right to the phrase "Who's Who" be forfeited, other titles will be substituted.

We also desire to bring to your attention that International Press Limited in a recent circular announced the printing of a new edition of "Who's Who in Canada" in spite of the fact that in our claim by way of counter-claim, we specifically asked for an injunction, for which we will press on our appeal, restraining the said International Press Ltd. or its employee, B. M. Greene, co-plaintiff in this action from the publication or distribution of any book which infringes on the copyright acquired by us from the Times Publishing Company of London, England.

In circularizing the people contained in our book, the editor of "Who's Who in Canada" assures a few thousand of them that, during twenty-five years, it was an "oversight" that he has not been able to serve them. Such belated solicitude will not mislead either those who have never heard of International Press Limited, or those who have.

Should there be submitted to you at any time, by any other organization than ours, your biographical data clipped from our book, we would appreciate your informing us immediately.

ENCLOSURES

1. Original Invitation circular sent to 9,000 persons.
2. Comments expressed by newspapers and publicists.
3. Copy of preface to "The Canadian Who's Who."

Yours faithfully,

A. L. Tunnell

TRANS-CANADA PRESS, Manager,
and Assistant Editor.