

THE SENATE OF CANADA.

BILL NN.

An Act to confer on the Commissioner of Patents certain powers for the relief of Washington R. McCloy.

WHEREAS Washington R. McCloy, having his chief place of ^{Preamble.}
business at the city of Elwood, county of Madison, in the
state of Indiana, one of the United States of America, has by
his petition represented that on October 21st, 1902, he was
5 granted letters patent, number 77,901, under the seal of the
Patent Office, for a machine for finishing glassware; that on or
before the expiration of the six years of the said letters patent,
which were granted for a term of eighteen years (only a partial
fee for the first six years being paid upon the issue thereof), he
10 was entitled upon application therefor to a certificate of pay-
ment of the renewal fee as provided by section 23 of *The Patent* ^{R.S., 1906,}
Act; that he duly remitted, in the month of September, 1908, ^{c. 69, s. 23.}
the sum of twenty-two dollars and fifty cents to a responsible
firm of patent solicitors at Ottawa; that on October 2nd, 1908,
15 Mr. Lloyd Blackmore, on behalf of the said firm, wrote to him
as follows:—

“We are paying this fee at the Patent Office, and will re-
ceive the certificate in the course of a day or so, when we will
immediately forward the same to you;”
20 that the record of the receipt of this fee was inadvertently mis-
laid in the office of the said firm, and the mistake was not dis-
covered until October 22nd, 1908; that the said fee was then
tendered to the Patent Office, and, under the rules of the Patent
Office, was rejected as being too late; that the said Washington
25 R. McCloy again wrote to the said firm, not having received his
certificate, and asked the reason of the delay, and in no way
neglected his part in the matter; that the said Washington R.
McCloy was attentive in his efforts to fulfill the requirements of
the law, and was careful in his choice of agents; that the said
30 Washington R. McCloy relied on the said agents and therefore
that the said Washington R. McCloy was an innocent party to
the neglect; and whereas the said Washington R. McCloy has
petitioned for an Act authorizing the Commissioner of Patents
to receive his application and fee for the second term of six
35 years of the eighteen years for which the said letters patent
were conditionally granted, and to issue the certificate of pay-
ment of said fee provided by *The Patent Act*, and it is expedient
to grant the prayer of the said petitioner: Therefore His Majesty,
by and with the advice and consent of the Senate and House of
40 Commons of Canada, enacts as follows:—