

same descriptive properties or which so nearly resemble a known trade-mark owned and used in interstate and foreign commerce or commerce with the Indian tribes by another and appropriated to merchandise of the same descriptive properties as to be likely to cause confusion or mistake in the mind of the public or to deceive purchasers, shall not be placed on this register."

SEC. 3. Section 4 of the Trade-Mark Act of February 20, 1905, as amended, is further amended by deleting therefrom the following: "Provided further, That subject to the provisions of section 5 of said Trade-Mark Act (U. S. C., title 15, sec. 85) registration of a collective mark may be issued to an association to which it belongs, which association is located in any such foreign country and whose existence is not contrary to the law of such country, even if it does not possess an industrial or commercial establishment:."

Registration of collective mark belonging to association.
33 Stat. 725.
15 U. S. C. § 84.
Proviso deleted.

SEC. 4. Registrations heretofore granted under that portion of section 4 of the Trade-Mark Act of February 20, 1905, as amended, repealed by section 3 of this Act, shall hereafter have the same force and effect as if granted under section 1 of this Act, and applications pending under such portion of such section 4 shall be considered in accordance with the provisions of section 1 of this Act.

Registrations of foreign associations heretofore granted; effect of.

SEC. 5. Section 29 of the Trade-Mark Act of February 20, 1905, is amended to read as follows:

33 Stat. 731.
15 U. S. C. § 108.

"SEC. 29. In construing this Act the following rules must be observed, except where the contrary intent is plainly apparent from the context thereof: The United States includes and embraces all territory which is under the jurisdiction and control of the United States. The word 'States' includes and embraces the District of Columbia, the Territories of the United States, and such other territory as shall be under the jurisdiction and control of the United States. The terms 'person' and 'owner', and any other word or term used to designate the applicant or other entitled to a benefit or privilege or rendered liable under the provisions of this Act, include a firm, corporation, or association as well as a natural person. The term 'juristic person' includes a firm, corporation, association or similar organization capable of suing and being sued in a court of law. The terms 'applicant' and 'registrant' embrace the successors and assigns of such applicant or registrant. The term 'trade-mark' includes any mark which is entitled to registration under the terms of this Act, and whether registered or not, and a trade-mark shall be deemed to be 'affixed' to an article when it is placed in any manner in or upon either the article itself or the receptacle or package or upon the envelope or other thing in, by, or with which the goods are packed or enclosed or otherwise prepared for sale or distribution."

Rules of construction.

Approved, June 10, 1938.

[CHAPTER 333]

JOINT RESOLUTION

Supplementing and amending the Act for the incorporation of Washington College of Law, organized under and by virtue of a certificate of incorporation pursuant to class 1, chapter 18, of the Revised Statutes of the United States relating to the District of Columbia.

June 10, 1938
[H. J. Res. 582]
[Pub. Res., No. 106]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the certificate of incorporation of Washington College of Law, of Washington, District of Columbia, under chapter 18 of the Code of Laws of the District of Columbia (1929 D. C. Code, title 5, ch. 8), be, and the same is hereby, approved and confirmed, except as herein specifically altered and amended.

District of Columbia.
Washington College of Law; incorporation, etc., approved.
31 Stat. 1280.
5 D. C. Code, ch. 8.

Board of trustees: membership, terms of office.

SEC. 2. That the management of said corporation shall be vested in a board of trustees consisting of not less than six nor more than eleven in number, as determined from time to time by said board of trustees; that Edwin C. Dutton, Mary O'Toole, Bessie Parker Brueggeman, John E. Laskey, Katharine R. Pike, and Harry G. Meem shall act as and constitute the first board of trustees under this Act and shall be classified with respect to the time for which they shall severally originally hold office into three equal classes, the first class for the term of one year, the second class for the term of two years, and the third class for the term of three years; the respective original terms of office of any additional trustees shall be such as to equalize said three classes, as far as possible; and the successors to each said class of trustees shall severally hold office for the term of three years, so that the term of office of one class shall expire annually.

Powers and authority of board.

SEC. 3. That the said board of trustees is authorized to (a) make, alter, and repeal bylaws for the management of the said corporation and rules and regulations for the government of the institution and the "schools", faculty, and students thereof; (b) elect as officers of the said corporation a president, a vice president, a treasurer, and a secretary, and such other officers as it may find necessary, for the respective terms and with the respective powers and duties as fixed by the bylaws of the said corporation; (c) remove any trustee when, in its judgment, he shall be found incapable, by age or otherwise, of performing or discharging, or shall neglect or refuse to perform or discharge, the duties of his office; (d) create and establish schools and departments of learning to be connected with and become a part of said institution, and establish such scholastic boards and officers as may be required for academic operation and direction in education; (e) appoint, from time to time, such deans, professors, tutors, and instructors as it may deem necessary, and fix their respective terms, duties, and salaries; and (f) grant and confer degrees.

Corporate powers, etc.

SEC. 4. The said corporation shall adopt a common seal, under and by which all deeds, diplomas, and acts of the said corporation shall pass and be authenticated, and the same seal at their pleasure to break and alter, or to devise a new one.

Use of income.

SEC. 5. That the income of the said corporation from all sources whatsoever shall be held in the name of Washington College of Law and applied to the maintenance, endowment, promotion, and advancement of the institution, subject to conforming to the express conditions of the donor of any gift, devise, or bequest accepted by the said corporation, with regard to the income therefrom.

Amendment, etc.

SEC. 6. That nothing in this joint resolution contained shall be construed as preventing the Congress from amending, altering, annulling, or repealing the same or any part thereof.

Approved, June 10, 1938.

[CHAPTER 335]

AN ACT

June 10, 1938
[S. 3820]
[Public, No. 587]

To authorize membership on behalf of the United States in the International Criminal Police Commission.

International Criminal Police Commission.

Membership on behalf of United States authorized.

Post, p. 1136.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Attorney General is hereby authorized to accept and maintain, on behalf of the United States, membership in the International Criminal Police Commission and to incur the necessary expenses therefor not to exceed \$1,500 per annum.

Approved, June 10, 1938.