

SENATE....No. 74.

Commonwealth of Massachusetts.

IN SENATE, February 10, 1852.

ORDERED, That the Committee on the Judiciary consider the expediency of making further provisions of law for the protection of trade marks.

F. H. UNDERWOOD, *Clerk.*

Commonwealth of Massachusetts.

IN SENATE, March 26, 1852.

The Committee on the Judiciary, to which was committed, on the 10th of February, an order to consider the expediency of making further provisions of law for the protection of trade marks, report the accompanying bill.

For the Committee,

S. E. SEWALL.

Commonwealth of Massachusetts.

In the Year One Thousand Eight Hundred and Fifty-
Two.

AN ACT

To protect Trade Marks.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows :

1 If any person shall use any peculiar names, letters,
2 marks, devices, or figures, printed, cut, stamped, cast,
3 or engraved upon, or in any manner attached to, or
4 connected with any article manufactured by him, to
5 designate it as his manufacture, the Supreme Judicial
6 Court shall have jurisdiction in equity to restrain by
7 injunction any person who shall fraudulently use the
8 same or any similar names, letters, marks, devices, or
9 figures, for the purpose of falsely representing any
10 article to be manufactured by the person rightfully
11 using such names, letters, marks, devices, or figures ;
12 and the party whose rights have been infringed, may,
13 in such suit for an injunction, also recover any actual
14 damages which he may have suffered in consequence
15 of the counterfeiting of his trade marks by the
16 defendant.

