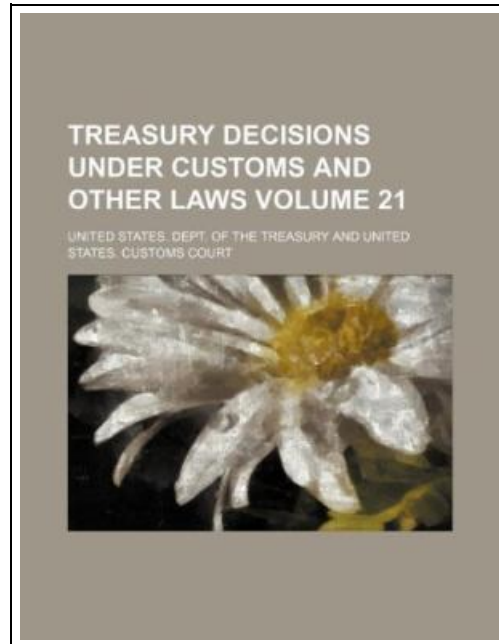


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Rarebooksclub.com, United States, 2012. Paperback. Book Condition: New. 246 x 189 mm. Language: English . Brand New Book ***** Print on Demand *****.This historic book may have numerous typos and missing text. Purchasers can download a free scanned copy of the original book (without typos) from the publisher. Not indexed. Not illustrated. 1912 Excerpt: . the amusement of children only, and which by their very nature and character were reasonably fitted for no other purpose. An examination of the samples in evidence discloses that the flower pins in question are neither more nor less than boutonnières of artificial flowers, and it affirmatively appearing from the record that they can be and are worn by adults as boutonnières it can hardly be said that they are designed and intended for the amusement of children only and are reasonably fitted for no other purpose. In the case of *United States v. Cattus* (167 Fed. Rep., 522) it was decided that artificial shamrocks worn by men, women, and children of the Irish race on St. Patrick's Day were not toys, and as artificial boutonnières or flower pins do not materially differ from artificial shamrocks we think the reasoning which excluded the latter must exclude the former from the category of toys. The testimony as to commercial designation was weak and unsatisfactory, and the conclusion of the importers witnesses that flower pins were recognized by the trade generally and uniformly as toys seems to have been based largely upon the fact that they were used by children for amusement; that they served the purpose of gifts in prize packages sold to children; and that they were handled by dealers in toys and notions. None of the witnesses would say that the imported articles were bought and sold by the trade as toys,...



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