

Stauffer - WO 7121
 " Ex 8050 - 293

24 April 1950

MEMORANDUM FOR

SUBJECT: Executive Order 10096

1. Since the subject Executive Order has been little publicized, it is possible that the significance of certain of its provisions may have been overlooked.

2. Paragraph 2 of the Order, for example, requires (with inconsequential exceptions) that, whenever an invention, regardless of its classification, is made by a Government employee, the employing agency:

a. Must file an application for patent (whereas this is not now the practice if the classification is high), or

b. Must disclose the invention to the Chairman of the Government Patents Board, as yet unnamed; the Executive Order requires no special clearance for the individual to be named.

3. Under arrangements yet to be made and policies to be adopted by the Chairman, all inventions (not necessarily patented) owned or controlled by the United States or any Government Agency shall be indexed, summarized, and abstracted and shall be made available to all Government agencies and to public libraries, universities, trade associations, scientists, scientific groups, industry, commercial organizations, and all other interested groups of persons.

4. The decisions of the Chairman on the matters above indicated are "subject to" considerations of national security or public health, safety, or welfare, but no actual controls are established for him.

5. The Government Patents Board is not realistic in composition since the General Services Administration, Department of State, Department of the Interior, Department of Agriculture, ~~Commerce~~ ~~War~~ ~~Army~~, and Civil Service Commission each has exactly the same representation as the Department of Defense although the Defense establishments produce probably more inventions than all other Government agencies combined. The Board is, in any event, advisory only so far as its Chairman is concerned, as its members have no votes.

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6. The Atomic Energy Commission is excepted from the provisions of the entire Order; the Department of Agriculture is excepted from certain of the provisions.

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Enclosure - 1 EO 10096