Netflix, Inc. v. Blockbuster, Inc.

Doc. 89 Att. 3

### **NETFLIX, INC. vs. BLOCKBUSTER INC.**

**CASE NO. C 06 2361 WHA (JCS)** 

## **NETFLIX, INC.'S**

# EXHIBIT 1 (Part 3 of 3)

TO

#### JOINT CLAIM CONSTRUCTION AND PREHEARING STATEMENT

filed on November 15, 2006

Case 3:06-cv-02361-WHA

2000 S. FALLON & M. ROTHSCHILD World Food: France 42 The most popular meats in France are porc (pork), veau (veal), bouf (beef), agneau (lamb) and mouton (mutton)—in that order.

- **b.** Mil. order of battle: the arrangement of sections of an army or naval force when engaged in warfare; (in later use) spec. the organization, movements, weaponry, etc., of an enemy force; the study of this; a written record of this.
  - 1608 J. SMITH True Relation Occurences in Virginia sig. Ev, Their willing minds to this action, so quickned their understanding in this exercise, as in all judgements were were better able to fight with Powhatans whole force: in our order of battle amongst the Trees. 1769 W. FALCONER Universal Dict. Marine (1789) sig. Aa, In the line, or order of battle, all the ships..are close-hauled. 1797 Encycl. Brit. III. 81/1 A Roman legion, ranged in order of battle, consisted of *hastati*, placed in the front; of principes, [etc.]. 1851 H. MELVILLE Moby-Dick xxvii. 131 In that grand order of battle in which Captain Ahab would probably marshal his forces to descend on the whales, these three headsmen were as captains of companies. 1889 H. R. GALL Mod. Tactics ii. 11 A practical and experienced soldier, seeing his enemy get under arms and form up in order of battle, will rapidly gather a lot of valuable information regarding his numbers, artillery positions [etc.]. 1924 W. C. SWEENEY Mil. Intell. viii. 172 Enemy Order of Battle. This section is charged with maintaining the battle order of the enemy located within the area of responsibility of the commander. 1928 H. M. D. PARKER Rom. Legions ix. 251 Arrian, in his order of battle against the Alani, shows that the legions were drawn up as a phalanx eight deep. 1946 S. CHANDLER & R. W. ROBB Front-line Intelligence xii. 137 O/B (Order of battle) is a military science whose mission is to determine: (1) How strong the enemy is. (2) How he is organized, [etc.]. 1977 S. COULTER Soyuz Affair v. 42 The spy..who brought you the cypher table or the enemy order of battle. 1994 T. CLANCY Debt of Honor xxxi. 493 'OrBat for their military?' Jack asked. He meant 'order of battle', essentially a roster of a nation's military assets.
- 14. a. In general sense: the condition in which everything has its correct or appropriate place, and performs its proper functions; the force for harmony and regularity in the universe. Cf. sense 15.
  - a1382 Bible (Wycliffite, E.V.): Job (Bodl. 959) x. 22 be erthe of wrecchedenesse & of derknessis, where shadewe of dep & noon ordre [L. ordo]. c1475 (?c1400) WYCLIF Sel. Eng. Wks. (1871) III. 434 bei seyen

Case 3:06-cv-02361-WHA

bat seculer lordshipis asken degrees, for 3if alle weren oon, ber weren noon ordre, but ilche man myste ylyche comaunde to oper. c1500 (? a1437) Kingis Quair cxxv, We sawe..the ordour digne Off hir court riall, noble and benigne. a1616 SHAKESPEARE Hen. V (1623) III. o. 9 Heare the shrill Whistle, which doth order giue To sounds confus'd. 1667 MILTON Paradise Lost III. 713 Till at his second bidding darkness fled, Light shon, and order from disorder sprung. 1734 POPE Ess. Man IV. 47 Order is Heav'n's first Law. 1882 A. W. WARD Dickens iv. 90 His love of order made him always the most regular of men. 1932 R. NIEBUHR Moral Man & Immoral Society ii. 30 To bring order out of the chaos of impulses with which nature has endowed man. 1991 Village Voice (N.Y.) 26 Feb. 66/3 The ancient misogynist division of humankind that equates the male with reason, logic, order, light, and the female with passion..and darkness.

**b.** Formal, regular, methodical, or harmonious arrangement in the position of the things contained in a particular space or area, or composing any group or body.

?a1425 (c1380) CHAUCER tr. Boethius De Consol. Philos. IV. pr. vi. 74 By the whiche disposicion the purveaunce knytteth alle thingis in hir ordres. c1450 (?a1400) Wars Alexander (Ashm.) 27 bai.. Of pe ordere of pat odde home pat ouer pe aire hingis Knew pe kynd. **c1500** (?a1475) Assembly of Gods 250 A dew ordre in euery place ys expedyent. a1525(c1448) R. HOLLAND Bk. Howlat (Asloan) 578 in F. J. Amours Sc. Allit. Poems (1897) 67 Gif I sall schewe The order of thar armis. 1594 Mirr. Policy (1599) 49 Order is the due disposing of al things. 1695 J. WOODWARD Ess. Nat. Hist. Earth 148 A broken and confused heap of Bodies, placed in no order to one another. 1712 POPE Rape of Lock I, in Misc. Poems 363 When num'rous Wax-lights in bright Order blaze. 1860 J. TYNDALL Glaciers of Alps II. xvii. 315 The crevasses are .. apparently without law or order in their distribution. 1957 'R. WEST' Fountain Overflows xiii. 292 There was real order there, we would have known that anybody who thought Papa's study untidy was uneducated. 1995 V. CHANDRA Red Earth & Pouring Rain (1996) 602 You went..into a garden, a scattering of trees and bushes really, no order.

**†c.** Form or shape (resulting from arrangement). Obs. rare.

1578 H. LYTE tr. R. Dodoens Niewe Herball I. lxxxvii. 130 Nettell leaues. reduced to the order of a Pessarie [Fr. en forme de pessus]..prouoketh the floures.

**d.** orig. and chiefly *Mil.* Equipment, uniform, etc., for a specified purpose

or for a particular occasion, as *drill order*, *field-day order*, *review order*, etc. **shirt-sleeve order**, uniform without the jacket.

See also MARCHING ORDER *n*. 2a.

1837 King's Regulations Army 32 General Officers are to cause the Troops..to be frequently paraded, and exercised at least once a week in Heavy Marching Order. 1852 R. BURN Naval & Mil. Techn. Dict. French Lang. (ed. 2) II. 176 Drill order, tenue d'exercise, petite tenue. 1874 Queen's Regulations Army 1873 162 Review-order; to be worn when the Sovereign is present, for Royal escorts and guards of honour. 1874 Queen's Regulations Army 1873 163 Field-day-order; to be used generally for summer field-days, divisional and brigade drills...[etc.]. 1874 Queen's Regulations Army 1873 163 Drill-order; to be used at ordinary drills and in riding-schools. 1957 H. WILLIAMSON Golden Virgin (1963) II. xiii. 181 Dress, Fighting order with two bandoliers. 1968 J. LOCK Lady Policeman viii. 60 My serge skirt feels heavy, my feet feel hot and sticky. Still, we are lucky to have shirt-sleeve order—the PCs haven't and look as if they are about to expire. 1977 'D. MACNEIL' Wolf in Fold v. 49 Behind them, dressed in review order, marched the infantry of the British Army. 1991 Soldier 28 Oct. 17/1 This colourful version [of an arm-band] was introduced two years ago for No 2 dress and shirt sleeve order.

15. A method according to which things act or events take place; the fixed arrangement found in the existing state of things; a natural, moral, spiritual, or social system in which things proceed according to definite, established, or constituted laws. Chiefly in such phrases as *order of nature*, *of things*, *of the world*; also *moral order*, *natural order*, *social order*, *spiritual order*, etc.

In quot.  $c_{1450}$ : a particular instance of such method or arrangement; a law.

a1398 J. TREVISA tr. Bartholomaeus Anglicus De Proprietatibus Rerum (BL Add.) f. 140°, Among alle bestis..briddes and foules ben most honest of kynde, for by ordre of kynde [L. ordinem nature] males seche femalis wib bisynesse and loueb hem. c1450 (c1350) Alexander & Dindimus 327 Bi an ordre of oure kinde whan we holde waxen..We schulle forleten oure lif. 1553 R. EDEN tr. S. Münster Treat. Newe India Ded. sig. aaij°, No lesse confoundinge the order of thinges, then he whiche cloteth an ape in purple, & a king in sackecloth. 1558 J. KNOX First Blast (1878) 11 God by the order of his creation hath spoiled woman of authoritie and dominion. 1604 E. GRIMESTONE tr. J. de Acosta Nat. & Morall Hist. Indies III. xii. 158 Agreeing with the wisdom of the Creator, and the goodly order of nature. 1667 H. MORE Divine Dialogues (1713) II. xiii. 126 The birth of

Page 26 of 44

Monsters; which I look upon but as a piece of Sportfulness in the order of things. 1711 POPE Ess. Crit. 11 Objects.. Which out of Nature's common Order rise. 1785 W. PALEY Moral & Polit. Philos. in Wks. (1825) IV. 13 The laws of custom are very apt to be mistaken for the order of nature. 1842 TENNYSON Morte d'Arthur 240 The old order changeth, yielding place to new, And God fulfils Himself in many ways. 1865 R. W. DALE Jewish Temple xix. 219 Christ's death is the foundation of the new spiritual order. 1872 J. MORLEY Voltaire i. 3 More than two generations of men had almost ceased to care whether there be any moral order or not. 1888 E. BELLAMY Looking Backward xxvi. 401 In the time of one generation men laid aside the social traditions and practices of barbarians, and assumed a social order worthy of rational and human beings. 1920 Amer. Woman Aug. 18/2 Men cannot so easily adjust themselves to a new order of things as women. 1951 C. C. GILLISPIE Genesis & Geol. vi. 169 Revealed truth, though indispensable to belief, could be apprehended inductively, by inferring a moral order parallel to natural order. 1994 Lay Witness Sept. 3/2 Any political order which prescinds from the spiritual order will ultimately perish.

16. Christian Church. A stated form of liturgical service, or of administration of a rite or ceremony, prescribed by ecclesiastical authority; the service so prescribed; a document, book, or pamphlet in which such information is contained. Now usu. in order of service.

a1425 Rule St. Benet (Lansd.) 18 Vndern, Midday, Noon wid þat ilke ordir be sungen, pat is, wid vers, wid ymnis pat fallis to paim, pre salmis, and lescuns, and vers, and 'Kyrveleison'. c1475 (?c1400) WYCLIF Apol. Lollard Doctr. 68 bis haue we seid schortly of be wordre of lowsing, bat schepherdis of be kirk ow to bind lowse vnder gret moderacoun. 1549 Bk. Common Prayer 1 An ordre for Mattyns dayly through the yere. 1563 N. WIN3ET Certain Tractates (1888) I. 72 The doctrine and ordour laitlie set furth at Geneua. 1643 R. BAKER Chron., Henry V 58 In his third yeare, the order of Church Service..was changed from the use of Pauls to the use of Salisbury. 1662 Bk. Common Prayer, The Order of Confirmation. 1827 H. HALLAM Constit. Hist. Eng. I. vi. 320 He had already..enjoined the bishops to proceed against all their clergy who did not observe the prescribed order. 1872 E. W. ROBERTSON Hist. Ess. 209 The service for consecrating a Northumbrian sovereign..is the oldest 'Order' on record. 1884 Christian World 19 June 463/4 The stiff starched 'order of service', the rented pews, with the odious distinction of free seats. 1902 Westm. Gaz. 11 Aug. 4/2 According to the original order of service the King and Queen would have ascended the steps to the 'Theatre'. 1988 M. MOORCOCK Mother London II. 121 She..picked up two copies of the Order of Service.

Case 3:06-cv-02361-WHA

17. The state in which the laws or rules regulating the relationship of individuals to the community, and the public conduct of members within a community, are maintained and observed and authority is obeyed; the rule of law or constituted authority; social cohesion; absence of riot, anarchy, or violent crime. Also as civil order, public order, etc. law and order: see LAW n.1 3a.

Formerly (occas.): tan instance of such social cohesion; a law-abiding state (obs.).

- 1483 Rolls of Parl. VI. 240/2 The ordre of all poletique Rule was perverted, the Lawes..broken, subverted and contempned. 1548 Hall's Vnion: Henry VIII f. ccli, People without order or civilitie. a1586 W. DUNBAR Poems (1979) 119 Gude rewle is banist our the bordour And rangat ringis but ony ordour. 1598 J. FLORIO Worlde of Wordes 201/2 Legitimo..according to law and order. 1683 Colonial Rec. Pennsylvania I. 76 Constables should go to publick houses to see good Ordrs kept. 1712 R. STEELE Spectator No. 270 1 Order is the Support of Society. 1784 W. COWPER Task II. 785 He graced a college, in which order yet Was sacred. 1861 M. PATTISON Ess. (1889) I. 47 Peace and order were maintained by police regulations of German minuteness and strictness. 1879 Encycl. Brit. IX. 63/2 It was only with the restoration of public order. that the influence of the Fehm-gerichte gradually waned. 1929 A. F. G. BELL in E. A. Peers Spain 275 A more efficient city-police, together with the Somatenes and the Civil Guard, maintained order throughout Spain. 1964 J. GOULD & W. L. KOLB Dict. Social Sci. 508/2 To protect and promote the health, safety, morals, convenience, peace, order, and general welfare of other individuals and the public generally. 1998 Canad. Geogr. Mar.-Apr. 44 Troops..helped clear trees, move citizens to shelters, deliver flyers, operate field kitchens and maintain civil order. 2001 Guardian 22 Feb. I. 21/1 Labour are more trusted than Conservatives to handle..even traditional Tory strong suits like the economy and law and order.
- 18. Measures or steps taken for the accomplishment of a purpose; suitable action in order to achieve some particular end. In later use only in to take (an) order: to take measures or steps, to deal with (now Sc.).
  - 1545 BP. S. GARDINER Let. 27 Mar. (1933) 130 Ye..have in the tyme of your office taken a good ordre in the matier. 1569 R. GRAFTON Chron. I. vii. 176 When the king had thus taken order with his affayres in Denmarke, he returned shortly into England. a1616 SHAKESPEARE Meas. for M. (1623) II. ii. 25 Let her haue needfull, but not lauish meanes, There shall be order for't. 1652 M. NEDHAM tr. J. Selden Of Dominion of Sea 497 Certain orders made to make our Fishing prosperous, and successful.

Case 3:06-cv-02361-WHA

1709 J. STRYPE Ann. Reformation I. I. ix. 129 After they had taken order to meet there again by eight of the clock in the morning, they shifted them, and departed. 1827 R. SOUTHEY Hist. Peninsular War xxiv. II. 418 Even for this inevitable necessity no order having been taken by the Spanish authorities. 1850 Tait's Mag. 17 536/2 Ha! by St. George, we must take order with this rabble rout. 1871 W. ALEXANDER Johnny Gibb viii, Nae anither cheep oot o' the heids o' ye; or gin ye dinna, we'll ken fat wye to tak' an order o' ye. 1964 in Sc. National Dict. (1965) s.v. Order, To tak an order o', wi, to take steps regarding, to deal with.

19. a. The overall state or condition of something; normal, healthy, or efficient condition; (with modifying adjectives, as good, bad, etc.) condition of the sort specified.

in order, out of order: see senses 25b, 27.

1569 R. GRAFTON Chron. I. vii. 133 This schoole..newely repayred, and set it in much better order than before it had bene. 1667 MILTON Paradise Lost IX. 402 All things in best order to invite Noontide repast, or Afternoons repose. 1743 J. BULKELEY & J. CUMMINS Voy. to Southseas 1 The Ships were all in prime Order, all lately rebuilt. 1799 <u>J.</u> ROBERTSON Agric. Perth 153 Land may be said to be in good order, when it is clean of weeds [etc.]. 1814 J. AUSTEN Mansfield Park I. iv. 68 Their vanity was in such good order that they seemed to be quite free from it. 1836 C. P. TRAILL Backwoods of Canada 162 The ducks are in the finest order during the early part of the summer. 1903 N.E.D. s.v. Order sb., The land is in bad order. 1989 G. DALY Pre-Raphaelites in Love V. 232 She lined up repairmen to put the new house in good order. 2000 Canoeist Apr. 10/2 We set challenging targets to .. get the rights of way network into better order.

†b. humorous. in high (also good) order: drunk; 'merry'. Obs.

1809 B. H. MALKIN tr. A. R. Le Sage Adventures Gil Blas III. iv. ₱9 We..drank as we liked, so that the servants'-hall and the dining-room were in equally high order when we took our leave. 1829 SCOTT Jrnl. 17 July (1946) 96 Her husband, being in good order [i.e. drunk] also, did not miss [her] till he came to Prestonpans.

c. orig. and chiefly U.S. Applied spec. to tobacco: physical condition; condition of the sort specified. Now rare.

Cf. in order (sense 25d), and CASE n. 5b.

1897 M. WHITNEY in U.S. Dept. Agric. Farmers' Bull. No. 60. 4 'Order'

or 'case' in tobacco curing means a mint condition in which the tissue will not break. 1967 M. R. KEY Tobacco Vocab., High order (too damp), low order (too dry), medium order, prime order.

- 20. Mil. With the. The position in which a rifle is held after the command to order arms. Now rare.
  - 1847 Infantry Man. (1854) 40b, A company..can load from the order with the same ease as from the shoulder. 1879 Martini-Henry Rifle Exercises 6 When the rifle has been placed at the Order, the recruit will be instructed always to fall in with it in that position. 1938 J. CARY Castle Corner 435 The sentry threw his gun to the order and shouted in one word, 'alt-oo-go dar. Pass, friend'.
  - IV. The action or an act of ordering; regulation or direction.
- †21. The action of putting or keeping in order; regulation; ordering; control. Obs.
  - a1513 J. IRLAND Meroure of Wyssdome (1926) I. 85 Sensualite without ordour of ressone..obeyis nocht to the bridill of ressoune. 1548 Hall's Vnion: Edward IV f. ccxxxix, The French kyng, which then claymed to haue the order and mariage of the yonge lady, as a pupille, ward and orphane. 1548 Hall's Vnion: Henry VIII f. ccxl, The Graunde Master Hostoden, which had the conduyte & ordre of the performaunce of her maryage. a1557 J. CHEKE tr. Gospel St. Matthew (1843) xxiv. 47 Truli J sai unto iou, he wil give him ye order of all yt he hath. 1606 BP. J. HALL Heauen vpon Earth vii. 62 If excesse of passions be naturall to vs as men, the order of them is naturall to vs as Christians. 1690 J. NORRIS On Beatitudes (1694) I. 2 To give Laws and Precepts for the Instruction and Order of his Disciples.
- 22. a. An authoritative direction; an injunction, or mandate; an oral or written command; an instruction.
  - 1543 BP. S. GARDINER Let. 15 May (1933) 122, I made an ordre concernyng pronunciation of the Greke tonge. 1548 Hall's Vnion: Henry VIII f. lxxxxiiij, The Ambassador was commaunded to kepe his house in silence,..which ordre sore abashed the Frenche. a1616 SHAKESPEARE Tam. Shr. (1623) IV. iii. 118 Tail... Grumio gaue order how it should be done. Gru. I gaue him no order, I gaue him the stuffe. 1648 in Hamilton Papers (1880) 242 Commanded to obey the orders of the Committee of Estats. 1725 POPE tr. Homer Odyssey I. III. 414 Thy ship and sailors but

for orders stay. 1799 DUKE OF WELLINGTON Let. to Lieutenant-Gen. Harris in J. Gurwood Dispatches (1837) I. 30, I have not heard anything of the 12 pounders ordered to a new situation by the general orders of yesterday. 1859 TENNYSON Enid 152 Then the good king gave order to let blow His horns for hunting. 1899 'Q' Ship of Stars xxiv, [Taffy] gave the order to snug down and man the cradle for shore. 1964 H. E. F. DONOHUE Conversat. with N. Algren 17 If my mother wanted me to go to the store, she knew better than to ask me because I wouldn't, I didn't take orders. 1991 Newsweek Fall-Winter 74/1 Black overseers..would stand behind a line of slaves, crack their whips and give the order to start cutting.

b. Order in (also of) Council: an order issued by the British sovereign ( for the governor of a British colony) on the advice of his or her privy council; (also) an order issued by a government department under powers bestowed by Act of Parliament.

[1674-5 (title) His Majesties Declaration for enforcing a late Order made in Council.] 1675 EARL OF ESSEX Lett. (1770) 207 An order of Council which had several months lay by me. a1716 in J. Nichols Lit. Anecd. 18th Cent. (1812) IV. 34 These Mercuries and Hawkers their business at first was to disperse Proclamations, Orders of Council, and Acts of Parliament. 1746 in New Jersey Archives (1882) 1st Ser. VI. 369 An Embargo on all Vessels in this Province for the Space of one Month unless his [sc. the president's Order in Council shall be first Obtained for the Sailing of any Vessel. 1809 Ann. Reg. 1807 xii. 227/2 English commerce..was not only greatly cramped, but lay prostrated on the ground, and motionless, before a protecting and self-defensive system was interposed by our orders in council. 1867 A. TODD On Parl. Govt. in Eng. I. v. 287 The crown has no right, by a mere Order in Council,..to sanction a departure from the requirements of an existing law. 1910 Encycl. Brit. I. 410/2 By an order of council which came into operation in December 1878, swine fever was declared to be a disease. 1961 Halsbury's Laws Eng. (ed. 3) XXXVI. 477 Orders in Council are instruments made by the Crown..by which the great majority of powers conferred on the Crown are required to be exercised, being orders expressed to be made by and with the advice of the Privy Council. 1993 Bluenose (Halifax, N.S.) Mar.-Apr. 50/1 What people don't seem to understand is the pervasiveness of patronage... It's not so easy to see in Orders in Council, statements that come out regularly.

c. doctor's orders: instructions from one's physician; (hence fig.) any injunctions which cannot be evaded.

Case 3:06-cv-02361-WHA

1716 B. GRIFFEN Humours of Purgatory I. 25, I love to be expeditious in dispatching a Patient according to the Doctor's Orders. 1791 A. W. RADCLIFFE Romance of Forest II. xi. 193 The nurse knew her duty too well to obey him, and had strictly followed the doctor's orders. 1841 DICKENS Let. 18 Jan. (1969) II. 189, I have been obliged to make up my mind—on the doctor's orders—to stay at home this evening. 1886 H. MUNBY Let. 12 Mar. in D. Hudson Munby (1972) 410 Oh the miserable & false step you took when you separated me from you, by the doctor's orders. 1899 Econ. Jrnl. 9 278 No article of diet to be supplied unless by doctor's orders. 1932 A. CHRISTIE Peril at End House ix. 104 No one..will be admitted... 'Doctor's orders,' they will be told. A phrase very convenient and one not to be gainsayed. 1940 W. FAULKNER Hamlet 73 He returned to the gallery offering his candy about. 'Doctor's orders,' he said. 'He'll probably send me another bill now for ten cents for advising me to eat a nickel's worth of candy.' 1976 Sci. Amer. Mar. 127/2 'Doctor's orders' excuse almost any behaviour, yet they are mere advice. 1992 Independent 22 Apr. 12/6 On an unusually quiet Friday night at the Ulysses, Jane is smoking the first of several roll-ups (against doctor's orders).

d. orders are orders (also, humorously, orders is orders): commands must be obeyed.

1852 H. MELVILLE Pierre XVI. ii. 323, I am sorry, sir, but orders are orders:..I can't disobey him. 1852 Harper's Mag. May 849/1 All I know is, that orders is orders, and must be obeyed. 1939 A. RANSOME Secret Water i. 18 I'm awfully sorry, you people. It just can't be helped. Orders is orders. 1973 Times 2 June 12/3 The delicious ridiculousness of the telegram perhaps has to be explained... But orders were orders. 1996 C. J. STONE Fierce Dancing ii. 28 He waited patiently while I ranted at him from my soapbox. 'Sorry,' he said, finally. 'Orders are orders. Sergeant, get rid of this man, will you!'

e. Computing. An instruction or command, esp. one in machine language. Now rare.

1946 H. H. GOLDSTINE & J. VON NEUMANN in J. Von Neumann Coll. Wks. (1961) V. 26 In performing a multiplication one usually performs about 3 or 4 associated additions or subtractions or comparisons; hence at least 4-5 orders must be given and at least that many numbers transferred—it is assumed that an order specifies only one basic operation, together with its transfers. 1958 M. Phister Logical Design Digital Computers xi. 342 An instruction (also called a command or an

Case 3:06-cv-02361-WHA

order)..identifies which of a limited number of operations the computer is to carry out, and the computer functions by executing a sequence of these instructions, one at a time. 1967 M. KLERER & G. A. KORN Digital Computer User's Handbk. I. i. 10 Machine-language coding uses the machine order code, which is directly interpreted by the instruction register. 1970 O. DOPPING Computers & Data Processing vi. 98 The detailed information sent to the input/output units from the local control units can be called orders.

23. In spec. senses. a. Law. A decision of a court or judge, made or entered in writing. In the Supreme Court: a direction of the court or a judge other than a final judgement.

order nisi: see  $\underline{\text{NISI}}$  a. court order: see  $\underline{\text{COURT}}$  n. 19.

1607 J. DAVIES Relation Voy. New Eng. in H. O. Thayer Sagahadoc Colony (1892) 66 After the Sermon our pattent was red w<sup>th</sup> the orders & Lawes thearin prescrybed. a1726 G. GILBERT Cases in Law & Equity 137 Two Justices made an Order, that upon Sight thereof the Overseers should [etc.]. 1847 J. R. McCulloch Descr. & Statist. Acct. Brit. Empire (ed. 3) II. V. viii. 651 Relief..treated as a loan..may be recovered, under an order of justices, by attachment of the party's wages in his master's hands. 1884 Law Rep.: Queen's Bench Div. 12 345 The Orders under the Judicature Act provide that every order may be enforced in the same manner as a judgment, but still judgments and orders are kept entirely distinct. 1956 E. S. GARDINER Case of Demure Defendant 146 Judge Ashurst glanced at Jackson Newburn. 'The Court will make that order,' he said. 1979 Halsbury's Laws Eng. XXVI. 237 The terms 'judgement' and 'order' in the widest sense may be said to include any decision given by a court on a question or questions at issue between the partners to a proceeding properly before the court. 2000 Oldie Dec. 30/2 The courts can issue orders under which some or even all of the pension is handed over to the ex-spouse.

b. Banking and Finance. A written direction to pay money or deliver property, made by a person legally entitled to do so. See also MONEY ORDER n.,  $postal\ order\ s.v.\ POSTAL\ a.\ 2.$ 

1673 LD. SHAFTESBURY Speech 5 Feb. in Orig. Jrnls. House of Lords 55 14 He saw..the difference through all his business, between ready money, and orders. 1682 J. SCARLETT Stile of Exchanges 53 Its unadvisedly done for a Drawer..to make his Bills payable to order. 1709 R. STEELE Tatler No. 60 P2 Pray pay to Mr. Tho. Wildair, or Order, the Sum of One Thousand Pounds, and place it to the Account of Yours, Humphrey

Wildair. 1746 G. G. BEEKMAN Let. 20 June in P. L. White Beekman Mercantile Papers (1956) I. 3 Must beg you to Desire Maycum to Send me an Order to Damand my Noat of hand per Samuel Bayard Which I Gave for my Part of the SeaCoal. 1846 J. W. CARLYLE Lett. I. 366, I will send a Post-Office order, in repayment. 1883 LD. BLACKBURN in Law Times Rep. (1884) 49 687/1 The bills of lading also were made out in the name of D. and Co., deliverable to their order. 1891 W. B. YEATS Let. Dec. (1954) 186, I had intended to return the £1 at once... Some days passed by..the order which I enclose being all the time on my table awaiting posting. 1913 W. OWEN Let. 16 Dec. (1967) 221, I have cashed the Order long ago. 1998 I. HUNTER Which? Guide to Employment vi. 110 You will receive a booklet of weekly orders which can be cashed at a post office.

**c.** *Business*. A written or verbal direction for something to be made or supplied; (also) the thing so provided. **to order**: according to such a direction. Also *fig*.

See also MADE-TO-ORDER a.

I. 9 Agreeable to your Order have Shipt on board Captain Robert Griffith the Twelve hogsheads Sugar for Which Gave you Our Obligations Which Desire you would Give to Captain Griffith on the Delivery of the Sugars.

1837 H. W. LONGFELLOW Let. 21 May in S. Longfellow Life H. W. Longfellow (1886) I. xvii. 252 He writes the piece to order, for Miss Clifton, who gives him a thousand dollars. 1845 B. DISRAELI Sybil III. vii, 'If it's an order, let us have it at once.' 'It is not an order,' said Morley.

1855 W. BAGEHOT Lit. Stud. I. 29 Poets indeed are not made 'to order'.

1879 H. GEORGE Progress & Poverty (1881) V. i. 242 Manufacturers find their orders falling off. 1935 E. F. BENSON Lucia's Progress vii. 206 'Went like hot cakes, ma'am,' said the proprietor, '..and I've just telephoned a repeat order.' 1987 P. BENSON Levels vii. 63, I gave him our invoice, he told me to stack the order in the back.

**d.** A pass for free or reduced-price admission to a theatre or other place of entertainment, or to any place which is not unrestrictedly open to the public, such as a museum, library, park, private establishment, etc. Now *rare*.

1763 JOHNSON 16 May, in J. Boswell *Life Johnson* (1904) I. 262 He has refused me an order for the play for Miss Williams, because he knows the house will be full. 1779 R. B. SHERIDAN *Critic* I. i, On the first night of a new piece they always fill the house with orders to support it. 1839 DICKENS *Nicholas Nickleby* ii. 5 And about the box-office in the season,..when Mr. Seguin gives away the orders. 1855 *London as it is To-*

Case 3:06-cv-02361-WHA

Page 13 of 46

day 243 Museum of the Royal Institution. Admission by member's order. **1899** Whitaker's Almanack 379/2 The Times and the Daily Telegraph Printing Offices... By special orders only. **1923** N.Y. Times 9 Sept. VII. 2 Orders: See Deadheads. English name for free admissions.

e. A request for food or drink in a restaurant, café, public house, etc.; (a helping of) food or drink served in such an establishment.

last orders (Brit.): (in a public house or bar) the time when notice is given that it is

near closing time and any further drinks should be ordered immediately; a shout or the ringing of a bell which announces this.

1836 <u>DICKENS</u> in *Bell's Life in London* 17 Jan. 1/1 'Pray give me your orders gen'lm'n—pray give me your orders'..and demands for 'goes' of gin, and 'goes' of brandy, and pints of stout, and cigars of peculiar mildness, are vociferously made. c1863 <u>T. TAYLOR</u> in M. R. Booth *Eng. Plays of 19th Cent.* (1969) II. 90 Now then James! Jackson, take orders. Interval of ten minutes allowed for refreshment. Give your orders, gents. 1898 <u>A. BENNETT Man From North</u> v. 29 A waitress, who approached and listened condescendingly to his order. 1904 'O. HENRY' in N.Y. World Mag. 27 Mar. 10/4 And all this while she [sc. the waitress] would

be performing astounding feats with orders of pork and beans, pot roasts, [etc.]. 1949 Crisis (N.Y.) Nov. 305/2 They looked like the best tasting flapjacks in the world. They went inside and had an order. 1953 Word for Word (Whitbread & Co.) 24/1 Last orders, please, doleful sound, frequently accompanied by the ringing of bells and dimming of the light; not as final as Time, gentlemen, please. 1973 J. SHUB Moscow by Nightmare xiv. 165 Two orders of stuffed vine leaves, please. 1992 Matrix Fall 15/1 The waitress took our order, didn't linger to chat.

**f.** colloq. With modifying word suggestive of magnitude, as big, large, strong, etc.: a demanding requirement or request. Now usu. in tall order: see TALL a. 8d.

1875 TROLLOPE Way we live Now II. liii. 17 By Jove, it's a rather strong order when a girl has just run away with another man. Everybody knows it. 1876 TROLLOPE 82 Prime Minister III. v. 82 'Is he not honest in all senses?' 'That's a large order. To tell you the truth, I don't know any man who is.' 1892 Field 17 Sept. 446/3 It was a big order to have to run off eighty courses in the day. 1907 G. B. SHAW Major Barbara I. 210 Barbara. Yes. Give us Onward, Christian Soldiers. Lomax. Well, thats rather a strong order to begin with, dont you know. 1927 Sunday Times 6 Mar. 23/3 There is no technical necessity now for the spark system, but it would be a rather big order to ask that all ships should abolish it. 1958

'A. BRIDGE' Portuguese Escape viii. 125 This is quite a large order, isn't it? Suppose you tell me a bit more.

g. order to view: a request from an estate agent to an occupier to allow an inspection of their premises by a client.

1911 W. J. LOCKE Glory of Clementina Wing xxiii. 337 A caretaker took the order-to-view given by the estate agents and conducted the party over the place. 1922 E. H. YOUNG Bridge Dividing III. xi. 301 It's to let. I've got an order to view. 1967 C. DRUMMOND Death at Furlong Post iv. 36 Vacant these fourteen years... There have been many orders to view. 1980 N.Y. Times (Nexis) 3 July C1/1 This country is the paradise of the compulsive looker... In Switzerland, he is likely to be run out of the country before he so much as gets an order to view.

#### V. Phrases.

**24.** by order.  $\dagger \mathbf{a} = in \ order$ : see sense 25. Obs.

a1382 Bible (Wycliffite, E.V.): Gen. (Bodl. 959) xliii. 7 The man askide vs by ordre [L. per ordinem] our progenye, 3if pe fader lyuyde, 3if we hadden a broper. c1430 (c1386) CHAUCER Legend Good Women 2514 Al hire letter wryten I ne may By order. a1450 (?a1300) Richard Coer de Lyon (Caius) 2961 Be order they comen in her maneres. a1500 (1413) Pilgrimage of Soul (Egerton) v. ix. f. 93 This cercle..was redely lyned be ordre, and stiked ful of sterres. 1553 T. WILSON Arte of Rhetorique II. sig. x3, I knowe that al thynges stande by order, and without order nothyng can be. 1604 E. GRIMESTONE tr. J. de Acosta Nat. & Morall Hist. Indies III. xxvi. 199 All these notable Earthquakes..have succeeded one an other by order.

**b.** By authoritative direction or command (of a person, body, etc.).

1646 J. MAXWELL Burden of Issachar (1708) II. 291 The Scotish Pope's Sermon, preach'd at Westminster, and printed by Order of the House. 1691 London Gaz. No. 2724/1 On the 20th Instant..by Order of the Tribunal of the Inquisition at Toledo.. Eight Jews were burnt alive. 1766 G. G. BEEKMAN Let. 10 Feb. in P. L. White Beekman Mercantile Papers (1956) I. 494 Pray are not the notes sued filed and Cant You Come at them by Order of the Court. 1845 J. R. McCulloch Treat. Taxation (1852) II. vi. 264 Property sold by order of the Courts of Chancery and Exchequer. 1939 Man 110 127/1 It was the general custom among the Amandebele that malefactors executed by order of the king were not

buried. 1982 D. LUCIE Fashion (1991) II. iv. 252 No swearing. By order. 2002 Elle Mar. 217/1 By order of the Commander of the Faithful, Mullah Mohammad Omar, women could no longer venture outside their homes unchaperoned by a male relative.

**25.** *in order*. a. In succession; in the proper sequence, according to rank, seniority, size, position, date, etc.

a1420 LYDGATE Troyyes Bk. (Augustus) II. 2076 bei were in ordre.. Eueryche of hem sette in his due see Liche as pei werne of age & of degre. c1510 How Plowman lerned Pater Noster 113 in W. C. Hazlitt Remains Early Pop. Poetry Eng. (1864) I. 213 In ordre followed them other thre. c1540 (?a1400) Gest Historiale Destr. Troy 9797 All pai toldyn hym tale [read tite]..Of þaire answare, in ordur. 1667 MILTON Paradise Lost II. 507 Forth In order came the grand infernal Peers. 1791 W. COWPER Retirem. 94 The lowest first, and without stop The rest in order to the top. 1852 J. D. DANA Crustacea I. 26 Beyond the episternals, the epimerals normally come next in order. 1890 I. D. HARDY New Othello II. viii. 179 He proceeded to set the facts..in order and sequence. 1948 Math. Tables & Other Aids to Computation 3 126 We can have on the first section of the program tape. the program for arranging the data in order by age. 1974 F. FORSYTH Dogs of War (1975) II. viii. 156 He had listed them provisionally in order from One to Twenty-four on the basis of their apparent suitability. 2001 O. SACKS Uncle Tungsten xvi. 189 If he arranged the elements..in order of their atomic weights,..one could see recurrences of the same properties and valencies at regular intervals.

**b.** In the correct condition; in a condition in which the elements or constituents are properly disposed with reference to each other, or to their purpose; in accordance with some rule or custom.

to put (also set) one's house in order: see HOUSE n. 19.

a1500 (a1400) Wyclif Eng. Wks. (1880) 349 be fendes of helle trowen alle pat we trowen, but hem failen charite to bynde her schelde in order. 1526 Bible (Tyndale): 1 Cor. xi. 34 Wother thynges will I set in order when I come. 1567 W. Painter Palace of Pleasure II. xx. f. 133, Hauinge set all things in order for that voyage. 1656 J. NICHOLL Diary Public Trans. & Other Occurr. (1836) 189 The eistmest kirk of the twa being first compleit and put in ordor. 1711 POPE Ess. Crit. 39 Thus useful Arms in Magazines we place, All rang'd in Order, and dispos'd with Grace. 1772 Test Filial Duty II. 219 Their house is putting in order. 1848 THACKERAY Vanity Fair lvii. 516 He made his solemn preparations for departure: setting his affairs in this world in order, and leaving the little property of which he was possessed to those whom he most desired to benefit. 1878

E. JENKINS Haverholme 28 Why should we spend a hundred thousand men and millions of money in setting that part of the world in order? 1897 M. KINGSLEY Trav. W. Afr. 525 One of the chief duties of these societies is to keep the women in order. 1915 A. CONAN DOYLE Valley of Fear I. vii. 122 No, no; everything is now in order. 1993 Waterline (Hayling Island Sailing Club) Summer 27/1 We circled the harbour on full rudder to check the autopilot, which was in order.

c. orig. U.S. in (also at, on) short (also quick) order: without delay; immediately.

1830 Cincinnati Chron. 2 Jan. 1/2 He replied he didn't 'smoak me', and unless I cut cable in short order, he'd roar me up salt river. a1852 F. M. WHITCHER Widow Bedott Papers (1856) xxv. 307 If ever you dew it agin you'll git your walkin'-ticket on short order. 1857 J. A. TURNER Cotton Planter's Man. 126 First, Baden corn..was run up to a high pitch by false statements—..a complete failure; the thing passed off in quick order. 1892 Outing Apr. 19/1, I was so thoroughly comfortable that I went to sleep in short order. a1916 H. JAMES Ivory Tower (1917) III. iv. 198 Your solution, is marriage to a wife at short order. 1976 Publishers Weekly 24 May 58/3 Linda descends on twenties London to become, in short order, a model, the toast of lords [etc.]. 1996 S. DEANE Reading in Dark (1997) v. 203 Well, she told me, she let him know in quick order why.

d. orig. U.S. Appropriate to or befitting the occasion; suitable; called for; correct.

1850 in Rep. Deb. & Proc. Conv. Revision Constit. Ohio (1851) 52/1, I have prepared a resolution..and whenever it may be in order I shall offer it. a1861 T. WINTHROP John Brent (1862) viii. 85 If the gent has made a remark what teches you, apologies is in order. 1878 J. H. BEADLE Western Wilds xxv. 399 One week sufficed to conclude my business in Oregon, but before leaving a few general notes are in order. 1903 N.Y. Times 4 Sept. 2/3 Good byes were in order on the Erin last night. 1962 G. KUBLER Art & Archit. Anc. Amer. ix. 205 A few 'glazed sherds' found during excavation: if these were plumbate, a Toltec Maya date would be in order. 1977 N. MARSH Last Ditch vi. 151 Is it in order for us to ring up your father and ask him to dine? 1992 Guns Illustr. (ed. 24) 8/1 Because I didn't order iron sights on this 40XR, a scope was in order.

e. Chiefly U.S. Of tobacco: in good condition. Cf. sense 19c. Now rare.

1940 Amer. Speech 15 134 In order, in pliable condition (with reference

to leaves). 1966 Publ. Amer. Dial. Soc. XLV. 18 The tobacco has to be in order before it can be properly stripped.

26. in order to. †a. With regard or respect to, in reference to; for the sake of. Obs.

1526 W. BONDE Pylgrimage of Perfection I. sig. Bvi', The ryches of the worlde hath no goodnesse: but in order to man. 1646 H. LAWRENCE Of Communion & Warre with Angels 56 Wee come to their punishment, which..is necessary for us to know, in order to this subject. 1656 H. JEANES Treat. Fulnesse of Christ 393 in Mixture Scholast. Divinity, That which Paul speaketh of himselfe, and Timothy, in reference unto the Corinthians, 2 Cor. 6. 11 is applicable unto Christ in order unto all Christians. 1669 R. MONTAGU in Buccleuch MSS (Hist. MSS Comm.) (1899) I. 427, I gave..an account in my last of what I had done in order to his Majesty's commands.

**b.**  $\dagger$ (a) With a view to the bringing about of (something), for the purpose of (some desired end). Obs.

1590 SPENSER Faerie Queene (1882) III. viii, There she was faine to call them all in order to her ayde. 1655 Clarke Papers (1899) III. 33 Col. Jones and Col. Penruddock are sent downe into the west in order to theire tryall. a1684 J. EVELYN Diary anno 1672 (1955) III. 624 After which I returned home, in order to another Excursion to the sea side. 1711 A. SPOTSWOOD in W. S. Perry Hist. Coll. Amer. Colonial Church I. 188 To meet me next week on our frontiers in order to a treaty. 1773 E. BURKE Corr. (1844) I. 428 A meeting ought..to be called..in order to a regular opposition in parliament. 1837 H. MARTINEAU Society in Amer. II. 229 In order to shoemaking, there must be tanning. 1869 E. M. GOULBURN Pursuit Holiness viii. 67 In order to the existence of love between two parties, there must be a secret affinity between them.

(b) With infinitive expressing purpose: so as to do or achieve (some end or outcome).

1609 Bible (Douay): Exod. vi. 27 These are they that speak to Pharao, king of Egypt, in order to bring out the children of Israel from Egypt. 1660 in J. Simon Ess. Irish Coins (1749) 125 Tokens..with a privy marke..in order to discover the counterfeiting of any such like tokens. 1711 R. STEELE Spectator No. 48 P2, I shall next Week come down..in order to take my Seat at the Board. 1774 O. GOLDSMITH Hist. Earth II. xiv. 336 They then incur every danger, in order to rescue their young.

1822 BERZELIUS in Edinb. Philos. Jrnl. 7 6 These two minerals have a great relation with the Mesolite; and in order to distinguish them, I shall call the upper stratum Mesole, and the lower grained stratum Mesoline. 1868 Chambers's Encycl. III. 142/1 In order to support the roof..a second row of columns was introduced. 1912 H. CROLY Marcus Alonzo Hanna 99 In the beginning he may have taken some long chances in order to accelerate the progress of the firm. 1960 Observer 20 Mar. 40 The surgeon did not know which way to turn in order to save the child. 1994 Food & Wine Oct. 74 (caption) True risotto must be stirred continuously in order to develop its unique texture.

27. out of order: not in proper sequence, orderly arrangement, or settled condition; (of a person) not in proper or normal condition of action, mind, bodily health, etc.; indisposed; (of a mechanical or electrical device) not working properly or at all. Also attrib. (usu. with hyphens). See also sense 12b.

In sense 'indisposed' very common in the 18th cent.

1530 J. PALSGRAVE Lesclarcissement 214/1 Disarey, out of order, desaroy. 1546 BP. S. GARDINER Let. 2 Jan. (1933) 211 The worlde is soo far out of ordre as ther is smal cause to make any fest. 1596 J. DALRYMPLE tr. J. Leslie Hist. Scotl. (1888) I. 31 Ky, nocht tame..bot lyke wylde hartes, wandiring out of ordour. 1608 E. TOPSELL Hist. Serpents 250 The patient is much disquieted, vexed, & too much out of order. 1661 R. BOYLE Some Consid. Style of Script. (1675) 113 To mend a watch, that's out of order. 1673 Philos. Trans. Royal Soc. 8 6183 Sometime two, three, or more of the joynts in a Piece are slipped and out of order or rank. 1722 London Gaz. No. 6098/1 His.. Majesty being out of Order, by reason of a Cold. 1772 JOHNSON Let. 4 Nov. (1992) I. 405 Since I came to Ashbourne I have been out of order. I was well at Lichfield. 1814 F. BURNEY Wanderer II. III. xxv. 131 Don't fail to stop at our house in your way back to your lodgings, Miss Ellis, to look at my harp. I believe it's out of order. 1861 C. DARWIN Origin of Species (ed. 3) iv. 137 A high organisation would be..more liable to be put out of order and thus injured. 1882 Daily Tel. 28 Oct. 2/4 Waters in Sheffield district still out of order, and angling at a standstill. 1925 S. WEYMAN Queen's Folly (1927) xix. 189 He fell out of the line [of shooters] on the ground that his Manton was out of order. 1950 T. WALSH Nightmare in Manhattan III. 82 A phone booth behind the news-stand—it has an out-of-order sign on it. 1990 Computer Buyer's Guide & Handbk. 8 48/2 You might wind up with correct words but with the text string completely out of order.

28. in order for. †a. With a view to achieving (a desired end)

#### (obs.). **b.** So as to obtain.

1609 Bible (Douay): 2 Macc. v. 8 Having been shut up by Aretas, the king of the Arabians, in order for his destruction,...as an enemy of his country and countrymen, he was thrust out into Egypt. 1698 G. POWELL Imposture Defeated I. 3 My Master has pack'd up in order for the taking of a Journey to Hell. 1746 E. HAYWOOD Female Spectator No. 24 (1748) IV. 281 The various stratagems to which she was obliged to have recourse, in order for this discovery. 1749 H. FIELDING Tom Jones III. VIII. xi. 243 There was scarce a Wickedness which I did not meditate, in order for my Relief. 1833 W. WHEWELL Astron. i. 27 The ripening of the seed, its proper deposition in order for the reproduction of a new plant. 1936 R. S. GLASGOW Princ. Radio Engin. i. 22 In order for these machines to produce even harmonics it would be necessary for, [etc.]. 2001 Cosmopolitan Dec. 116/1 In order for sex to meet your standards, you prefer control over your prey..and might even like to engage in some domination games.

29. in order that: with the aim or purpose that; to the end that.

1671 E. SETTLE Cambyses IV. iv. 64 In order that we may this deed fulfill, We first will execute th'Impostor's Will. 1711 J. ADDISON Spectator No. 62 \$\frac{1}{2}\$ In order..that the Resemblance in the Ideas be Wit [etc.]. 1749 H. FIELDING Tom Jones V. ix, Blifil and the doctor..waked the sick man, in order that the doctor might feel his pulse. 1832 H. MARTINEAU Hill & Valley viii. 126 In order that you may see that we cannot help doing so. 1875 B. JOWETT tr. Plato Dialogues I. 123, I have come to you now, in order that you may speak to him. 1902 Encycl. Brit. XXVIII. 83/2 In order that street surfaces may be well lighted, the minimum illumination should not fall below 0.1 candle-foot. 1992 Caribbean Week Apr. 25/1 A group of preservationists who sought an injunction to stop the construction in order that further archaeological work could be done.

**30.** order of the day. [Cf. French l'ordre du jour (1755 in military context, 1771 in political context).] **a.** Polit. In a legislative body: the business set down for debate on a particular day.

1698 Orig. Jrnls. House of Commons 8 Apr. 101 45 The House (according to ye Order of the day) Resolved it self into a Committee of the whole House to Consider further of Wayes and Meanes for Raising ye Supply granted to His Majesty. 1729 E. KNATCHBULL Parl. Diary (1963) 95 The orders of the day were moved for and so this day's debate ended. 1779 Parl. Reg. 5 May 401 The order of the day was read for the House to

Case 3:06-cv-02361-WHA

**b.** colloq. The prevailing rule, custom, or state of affairs of the time.

1791 T. PAINE Rights of Man II. iii, They [sc. revolutions] are become subjects of universal conversation, and may be considered as the Order of the day. 1795 G. Washington in J. Sparks Life G. Morris (1832) III. 66 Peace has been (to borrow a modern phrase) the order of the day. 1840 R. H. DANA Two Years before Mast xxvi. 87 Industry was the order of the day. 1897 Pall Mall Mag. Dec. 583 November's dark hours and gloomy fogs were once more the order of the day. 1928 Cent. Mag. Aug. 465/2 Radio sets flood the market, beauty parlors spring up on every side, dancing, feasting, joy-riding are the order of the day. 1991 Managem. Accounting Sept. 69/3 Networking is the order of the day. Building chains of customers is the way for businesses to succeed in the 1990s.

c. Mil. A specific command or notice issued by the commanding officer to the troops under his or her command. Recorded earliest in extended use.

1804 J. COLLINS Scripscrapologia 102 'Britons, Strike Home!' The Order of the Day; 'Britons, Strike Home!' 1850 R. W. EMERSON Representative Men vi. 236 The best document of his relation to his troops is the order of the day..in which [etc.]. 1949 A. KOESTLER Promise & Fulfilm. vii. 88 The famous order of the day of the G.O.C. Palestine..which..imposed a ban on fraternization with the Jews. 1999 Washington Post (Nexis) 1 Sept. C15 The command was issued as the order of the day to the army massed on Polish frontiers.

### VI. Compounds.

31. General attrib., as order-maker, system; order-loving adj.; making n. and adj. order clerk, a clerk who enters business orders. order-disorder a. (attrib.) Physics, designating a change in which an alloy or other substance adopts a less ordered structure, e.g. one in which particular atoms become randomly distributed in a lattice. order-driven a., (a) determined or directed by commands given; (b) Stock Market, (orig.

Case 3:06-cv-02361-WHA

U.S.) of or designating a system or market in which prices are determined by the orders placed by dealers. order form, a printed form on which a customer writes the details of a required product or service. order man (chiefly Austral. and N.Z.), a man who takes or makes out orders. order mark, a minor school punishment. order-pad, a pad of order forms. order paper, (a) a paper on which the day's business for a legislative assembly is entered; (b) (in the House of Lords) a publication of questions, etc., for the remainder of the session. order wire Telecomm., a channel or path in a communication system used for signals controlling or directing system operations. forder-word Obs. [cf. French mot d'ordre (1793), and earlier ordre (1686 in this sense)], the military pass-word of the day, a watchword.

1871 Harper's Mag. June 13/2 Here are..three 'amendment clerks', three '\*order clerks', two 'invoice clerks', [etc.]. 1927 W. W. BISHOP Pract. Handbk. Mod. Libr. Catal. 21 The catalog room..should be..on the same floor with the order clerks, classifiers and shelf-listers. 1995 Computerworld (Electronic ed.) 10 July, Too many of his examples are drawn from..rarefied environments... There is not much here about crack accounting teams, order clerks or shop-floor supervisors.

1935 Proc. Royal Soc. A. 151 13 The next class of substances to be identified in this sense are the metallic alloys showing an \*order-disorder transition at a critical temperature. 1999 Proc. National Acad. Sci. U.S.A. 96 8420/2 The transition was associated with a liquid-crystalline, order-disorder phase change of cholesterol esters within the particles.

1985 Sociol. Theory 3 52/1 The search and rescue would then appear as \*order-driven because collective representations of what is to occur would constrain social action. 1988 Fortune 1 Aug. 29/2 These stocks are order driven. Current earnings don't mean a thing. 1997 Daily Tel. 21 Oct. 28/5 Trading in blue chips, on the FTSE 100's first day as an orderdriven market, suffered a shaky start.

1805 H. REEVE Jrnl. 2 Dec. in Resid. Vienna & Berlin (1877) 72 Dr. Vivenot..had made repeated applications for an \*order-form to look at this collection. 1894 Country Gentlemen's Catal. 3 We hope..that subscribers..will use our Enquiry and Order Forms. 1991 S. FALUDI Backlash II. vii. 186 He waggles a ruffle-decked gown before a buyer with a blank order form.

1798 Spunkiad iv. 22 Our \*order-loving Dayton..soon found a way..to..screen his Griswold from impending harm. 1890 'R.

BOLDREWOOD' Miner's Right II. xv. 68 His order-loving soul was daily vexed by reason of the irregularities. 1997 Amer. Polit. Sci. Rev. 91 671/2 The order-loving Soviet people would welcome attempts to restore the political and social stability that seemed to have crumbled under perestoika and glasnost.

1898 Harper's Mag. Mar. 536/2 For another twenty or thirty minutes Wolf went on banging with his board and demanding his rights; then at last the weary President threatened to summon the dread \*order-maker. 1906 W. James Mem. & Stud. (1911) ix. 222 Not only in the great city, but in the outlying towns, these natural ordermakers, whether amateurs or officials, came to the front immediately. 1997 Hotel & Motel Managem. (Electronic ed.) 3 Mar., In recent years, most properties have addressed the need for their reservations sales agents to make a transition from order-takers to order-makers.

1902 W. James Varieties Relig. Experience viii. 170 Unhappiness is apt to characterize the period of \*order-making and struggle. 1963 Times 22 Feb. 5/1 The order-making machinery in the Bill. 1998 Oxfordshire Bull. Sept. 11/3 It should be possible to appeal to the Secretary of State after the order making stage is completed.

a1951 A. C. HEADLEY in W. Murdoch & H. Drake-Brockman Austral. Short Stories (1951) 367 It was the rent and the \*order man, and a new pair of shoes. 1977 N.Z. Herald 5 Jan. 2-11/5 (Advt.), An experienced timber orderman is required for timber yard in western suburbs.

1912 A. Brazil New Girl at St. Chad's vi. 99 By general custom all pencils..or other stray possessions were put into what was known as the forfeit tray, whence their owners might reclaim them by paying the penalty of the loss of an \*order mark. 1963 H. C. Barnard & J. A. Lauwery Handbk. Brit. Educ. Terms 141 Order mark, a punishment (usually confined to girls' schools) for offences of a comparatively trivial kind.

1936 L. C. DOUGLAS White Banners x. 226 She pushed the \*order-pad and pencil towards him. 1972 M. KAYE Lively Game of Death (1974) i. 4 Manufacturers..whip out order pads and hope to sell enough merchandise. 1997 J. RYAN Dismantling Mr Doyle vii. 80 The waitress finished taking the order..and slapped her order-pad closed.

1876 Galaxy July 131/1 The \*Order Paper of the Council contains the following minute. 1896 Times (weekly ed.) 19 Jan. 52/2 There were as many as 70 questions on the order paper. 1946 May's Treat. Parl. (ed. 14) II. xii. 245 Together with the Minutes of Proceedings is printed the Order Paper, consisting of a programme of future business so far as appointed. 1984 S. JOHNSON Tunnel i. 1 Grantham wanted to wave his order paper but refrained.

1829 Censor 224 Render it incumbent on him to adopt the Shilling \*Order system. 1902 Philos. Rev. 11 394 So far as this search succeeds, the succussion of our acts finds itself expressed in an objective series which becomes a complex order-system. 1992 Jrnl. (Milwaukee) 23 July B 1/4 The legislation would change the federal government's milk marketing order system.

1912 J. B. THIESS & G. A. JOY Toll Telephone Pract. xiv. 214 (caption) Phantom circuit used as an \*order wire. 1973 R. N. RENTON Data Telecommunication ix. 211/1 Communication with the customer for setting up and clearing connections is effected over telephone circuits (order wires) via the normal telephone exchange. 1992 IEEE Spectrum Mar. 41/1 Orderwire: a voice or data circuit used by technical control and maintenance personnel for setting up, monitoring, and controlling communications systems and services.

1875 L. MORRIS Wks. (1907) 146 No word or glance as they shuffled along But the \*order-word, sharp and loud. 1898 T. HARDY Wessex Poems 71 Marmont against the third gave the order-word.

# Entry printed from Oxford English Dictionary Online

Copyright © Oxford University Press 2006

# periodic, adj. and n.

DRAFT REVISION Dec. 2005

Brit. /piəri'ndik/, U.S. /piri'adık/ Forms: 16-17 periodick, 16- periodic. [< French périodique (of symptoms) recurring at regular intervals (15th cent. in Middle French), (of the recurring motion of a celestial object) completed within a fixed period (1634), characterized by the use of rhetorical periods (1671), (of a magazine, journal, etc.) published at regular intervals (1721; 1872 as noun in this sense) and its etymon classical Latin periodicus intermittent (Pliny, of fevers), in post-classical Latin also characterized by the use of rhetorical periods (5th cent.) < Hellenistic Greek περιοδικός of or relating to the recurring motion of a celestial object, recurrent, intermittent (of fevers), characterized by the use of rhetorical periods < ancient Greek περίοδος <u>PERIOD</u> n. + -ικός <u>-IC</u> suffix. Cf. earlier <u>PERIODICAL</u> adj.

With use as noun (see sense B.) cf. earlier PERIODICAL adj. 1.]

### **A.** *adj*.<sup>1</sup>

1. Astron. Of or relating to the recurring motion of a celestial object, esp. in its orbit or apparent orbit.

1642 J. HOWELL Instr. Forreine Trav. (1869) 87 In as short a compas of time as the Sun finisheth his periodic annuall motion. 1694 W. HOLDER Disc. Time vi. 69 The moon has two accounts of her circuit,..one her periodic month, or month of peragration:..the other is her synodic month. 1769 Philos. Trans. 1768 (Royal Soc.) 58 179 The duplicate proportion of the periodic month to the anomalistic month. 1833 J. F. W. HERSCHEL Astron. viii. 248 A direct method of ascertaining the periodic time of each planet. 1893 R. S. BALL Story of Sun 97 What the periodic time of the Moon would have been if our satellite had been devoid of mass. 1941 Philos. Trans. (Royal Soc.) A. 239 205 In order to examine the stability of the periodic motion [of Saturn's rings]..we shall find it necessary to proceed to approximations. 1992 S. P. MARAN Astron. & Astrophysics Encycl. 54/2 Astrometric binaries are pairs in which the companion cannot be seen directly, but its presence may be inferred from the periodic motion of the brighter star.

2. a. Med. and Veterinary Med. Of, relating to, or characterized by

regularly recurring symptoms; (of symptoms) recurring at regular intervals.

1661 R. LOVELL Πανζωορυκτολογια 365 The boulimos is a great periodick appetite, often ending in nauseousnesse. 1742 E. YOUNG Complaint VI. 154 Periodic Potions for the Sick. 1805 Med. Jrnl. 14 88 The fevers of the periodic class exhibit great variety of condition. 1898 T. C. ALLBUTT Syst. Med. V. 577 Slight periodic throbbing pains in the joints. 1928 Arch. Neurol. & Psychiatry 19 865 The 'explosive' phenomena selected were infantile convulsions, breath-holding, head-banging and a miscellaneous group of periodic attacks. 1957 Science 27 Sept. 611/1 In patients other than schizophrenic, DMAE produces relief of periodic headache, functional bowel distress, and chronic fatigue syndromes. 1990 Brain 113 1372 Acetazolamide, initially tried in analogy with its effect in familial periodic ataxia.., has been used by 12 patients.

b. Recurring at regular intervals, regular; (more generally) recurring or reappearing intermittently.

1750 H. WALPOLE Let. 2 Apr. in Lett. to H. Mann (1834) II. 328, I have advised several who are going to keep their next earthquake in the country to take the bark for it, as it is so periodic. 1834 T. CARLYLE Sartor Resartus III. viii. 92/2 Such a minnow is man;..his Ocean the immeasurable All; his Monsoons and periodic Currents the mysterious Course of Providence. 1856 T. DE QUINCEY Confessions in Select. Grave & Gay V. 25 The fretting..of anxiety, which..he kept alive by this periodic exaction. 1873 T. HARDY Pair of Blue Eyes II. xii. 252 His hopes for the best had been but periodic interruptions of a chronic fear of the worst. 1885 Jrnl. Hellenic Stud. 6 344/2 The twenty-second periodic celebration of the Trajaneia. 1940 G. TAYLOR Austral. viii. 181 The red soils indicate that the material has been peroxidized under a hot sun in an arid climate not subjected to periodic flooding. 1977 Washington Post 20 Feb. K6 The home-video idea..is making one of its periodic bids for attention. 1998 Borneo Bull. (Nexis) 7 Apr., There are two intermonsoon periods in a year occurring before the periodic monsoon. 2002 N. DRURY Dict. Esoteric 77/2 There have been periodic clashes with the Royal Canadian Mounted Police.

c. Math. Of a function: such that the dependent variable returns to the same value at constant intervals of the independent variable (starting from any value of the independent variable).

1820 C. BABBAGE Examples Functional Equations 4 To find periodic functions of the nth order. 1850 J. F. W. HERSCHEL in Philos. Trans.

(Royal Soc.) 140 400 If Ax, Bx, &c. be simply constant, the function may be termed a periodic one, since it assumes in periodic and constantly recurring succession the values A, B, C..N, A, B, &c. ad infinitum. 1882 G. M. MINCHIN Uniplanar Kinematics 13 A function of a variable, x, is said to be a periodic function..if its values repeat themselves for values of the variable differing by a constant. 1926 Proc. London Math. Soc. 25 495 H. Bohr. has constructed the theory of almost periodic functions. 1990 IMA Jrnl. Numerical Anal. 10 523 Each 27-periodic function v has a Fourier expansion.

d. Physics. Of a physical phenomenon or structure: varying in such a way that the same state or attribute is regularly repeated in time or space; having a physical structure of this nature; exhibiting periodicity.

1836 Philos. Trans. (Royal Soc.) 126 136 It may be expected, like other tidal inequalities, to be resolvable into a non-periodic and a periodic part. 1859 S. PARKINSON Optics (1866) 104 The cylindrical beams transmitted through these annular lenses sweep the horizon and produce a revolving or periodic light. 1899 W. S. FRANKLIN & R. B. WILLIAMSON Elem. Alternating Currents v. 59 If a periodic force of given maximum value and given frequency acts upon the body..the body will be set vibrating at the same frequency as that of the force. 1934 Nature 16 June 916/1 The electron extracted from the atom may only move through the periodic field of the lattice with certain discrete energies. 1967 Brain 90 821 The rods showed a crystalline structure with characteristic periodic patterns. 1990 New Scientist 30 June 65/3 Slowly altering the value of R2 made the circuit pass through alternating regions of chaos and regular, periodic oscillations.

3. Of verbal or written style: characterized by the use of rhetorical periods (PERIOD n. 16); elevated, formal, ornamental.

1701 tr. J. Le Clerc Lives Primitive Fathers 276 Those Letters are not writ in a Periodick Style, as the Orations. 1709 E. WARD Humours of Coffee-house in Writings IV. 51 E'ery Sentence so precisely stiff, Was gravely stop'd with periodick whiff. 1828 T. DE QUINCEY Elem. Rhetoric in Blackwood's Mag. Dec. 898/1 The splendour of his periodic diction, with his fine delivery, compensated his defect in imagery. 1860 G.P. MARSH Lect. Eng. Lang. xvii. 361 The Italian resembles the Latin in independence of fixed laws of periodic arrangement. 1875 B. JOWETT tr. Plato Dialogues (ed. 2) III. 527 Anaxagoras never attained to a connected or periodic style. 1937 J. P. MARQUAND Late George Apley i. 4, I could not avoid thinking of all the other lives which I had heard read out from

that platform in sonorous, periodic sentences. 1992 Amer. Scholar Autumn 492/2 He wrote..wondrously intricate periodic sentences embedded in impressively lengthy, neatly pointed paragraphs.

- **4.** = PERIODICAL adj. 5. Now rare.
  - 1835 I. TAYLOR Spiritual Despotism i. 19 The despotism of the Periodic Press. 1873 Appletons' Jrnl. 8 Mar. 339/1 Those whose nameless voices communicate, through the infinite reverberations of the periodic press, ideas whose originators we meanwhile lose sight of. 1904 Westm. Gaz. 30 Apr. 5/2 There is in all these respects no better model for the journalist or periodic writer. 1930 H. G. WELLS Autocracy of Mr. Parham II. iv. 128 The need of a stronger and clearer guidance in our periodic literature. 1996 Russ. Rev. 55 9 The periodic press or literary almanacs and publicistic ventures of the period.
- 5. Chem. Of or relating to the periodicity of the elements. Cf. periodic classification n. at Special uses, periodic law n. at Special uses, periodic system n. at Special uses, periodic table n. at Special uses
  - 1872 Philos. Mag. 43 251 The regular progression in physical and chemical properties observable in members of the same family..are either consequences of, or closely related to, these 'periodic laws'. 1897 Science 1 Oct. 500/1 Let us turn our attention to..the atomic weight of argon, and its anomalous position in the periodic scheme of the elements. 1925 Science 20 Feb. 208/2 To establish the important facts concerning these missing elements, their location in the periodic scheme, [etc]. 1989 in Chemists through Years (Royal Soc. Chem.) (1994) II. 154/2 Element 87, owing to its position in the periodic chart, is the most electropositive element.
- 6. Relating to a particular period of time; relating to or characteristic of a particular period of history (= PERIOD adj.).
  - 1884 J. TAIT Mind in Matter IV. 140 A periodic conception of the [six] 'days' would at once suggest itself,..the divine rest embracing an indefinite period. 1937 Amer. Home Apr. 165/2 (advt.) Those with other preferences will find a 'happy discovery' among our large assortment of various periodic designs. 2001 Houston (Texas) Press (Nexis) 8 Mar. (Music section), There are plenty of bands playing tunes in periodic style that don't sound authentic to me. They may be playing an old tune, but are they putting themselves into the music?

#### = PERIODICAL n. 2. rare.

1920 C. E. MULFORD Johnny Nelson xvii. 222 He says yore puncher was on th'worst bender he's seen in months... That's th' worst of them periodics! You can't never tell when they'll start.

#### SPECIAL USES

**periodic classification** *n. Chem.* the classification of the chemical elements according to the periodic law.

1881 Chem. News 14 Jan. 16/1 The criticism of Prof. Wurtz upon the \*periodic classification. 1936 S. GLASSTONE Recent Adv. Gen. Chem. i. 36 This elaborate investigation has eliminated all the elements of the first group of the periodic classification. 1995 Marketing Sci. 14 G31 Mendeléev's periodic classification of the chemical elements.

periodic comet n. Astron. a comet with an observably elliptical orbit, esp. one that brings it into the inner solar system at regular intervals.

1852 E. COOPER Cometic Orbits 9 The small inclinations of the orbits of \*periodic comets. 1925 Science 2 Oct. p. x/2 Brooks's comet [is] one of the seven periodic comets expected to visit the region of the earth this summer. 1992 S. P. MARAN Astron. & Astrophysics Encycl. 505/2 The Comet Rendezvous and Asteroid Flyby (CRAF) spacecraft is to accompany the periodic comet Kopff over much of its orbit.

**periodic error** n. Mech. and Physics an error that recurs at regular intervals and so can be predicted (and therefore corrected for).

1850 R. W. EMERSON Montaigne in Representative Men iv. 160 We are golden averages, volitant stabilities, compensated or \*periodic errors. 1879 Amer. Jrnl. Math. 2 338 In consequence of the periodic error of the screw, a periodic inequality is produced in the ruling. 1953 K. J. HUME & G. H. SHARP Pract. Metrol. (1965) II. v. 31 The periodic error is the error existing in one revolution of the micrometer and is usually caused by 'drunkenness' of the thread or eccentricity of the thimble or its graduations. 2002 Appl. Physics Lett. 81 3122 From scanning electron microscope observation of the crystals, the periodic error was determined to be within 50 nm.

periodic inequality n. Astron. (now rare) a recurring perturbation in the orbit of a celestial object due to the gravitational attraction of another body.

**1830** *Philos. Trans.* (Royal Soc.) **120** 340 The periods of the \*periodic inequalities of all the elliptic constants due to the action of the resisting medium are fractional parts of the periodic time of the planet. 1927 Proc. National Acad. Sci. U.S.A. 13 834 The periodic inequality in the photometric formula can be accounted for by the progressive motion of the periastron.

periodic law n. Chem. the law that the chemical elements, when listed in order of their atomic numbers (originally, atomic weights), fall into recurring groups, so that elements with similar properties occur at regular intervals.

1872 Philos. Mag. 43 251 The regular progression in physical and chemical properties observable in members of the same family..are either consequences of, or closely related to, these '\*periodic laws'. 1907 Science 4 Jan. 10/2 Professor J. J. Thomson has succeeded in picturing the periodic law as an almost immediate consequence of the atomic structure which he has proposed. 1996 Isis 87 595 The reception of the periodic law of the elements...has attracted only a handful of historians, although the story of its discovery and verification is well known.

**periodic system** *n. Chem.* = periodic classification n.

1875 Chem. News 24 Dec. 294/1 These characters of [gallium]..have been obtained..by considering its place in the \*periodic system of the elements. 1969 J. W. VAN SPRONSEN (title) The periodic system of chemical elements. 2001 Slavic Rev. 60 757 Mendeleyeev is best known as the formulator of the periodic system of chemical elements.

periodic table n. Chem. a table of the elements arranged according to the periodic law; spec. one in which they are arranged in order of atomic number, usually in rows, such that groups of elements possessing analogous electronic structures, and hence exhibiting similar chemical properties, form vertical columns (groups) of the table.

1890 Science 21 Feb. 126/2 The horizontal series in the \*periodic table to which the element belongs. 1930 Engineering 21 Mar. 372/2 The sequence of the elements in the old periodic table with its eight groups and seven periods. 1990 Sciences Jan.-Feb. 4/3 When the elements are merely indexed by atomic weight, a list results, but when that list is

arranged so that similar elements appear in vertical columns..the list becomes the periodic table.

**periodic time** n. (a) Astron. = <u>PERIOD</u> n. 7b; (b) Science = <u>PERIOD</u> n. 7e.

1715 tr. D. Gregory Elements Astron. I. I. §84. 192 If the Sun were retained by the same Force [sc. gravity], propagated so far as itself, the Cubes of the Distances of the Sun and Moon..would have the same ratio as the Squares of their \*Periodic Times. 1862 W. FROUDE Rolling of Ships 75 All ships having the same 'periodic time', or period of natural roll, when artificially put in motion in still water, will go through the same series of movements. 1870 Nature 6 Oct. 461/1 The periodic time of a wave, its length.., and its speed of advance, are all related to each other by laws. 1977 Whitaker's Almanack 156/1 The squares of the periodic times vary as the cubes of the semi-major axes.

### Entry printed from Oxford English Dictionary Online

Copyright © Oxford University Press 2006

### queue, n.

SECOND EDITION 1989

(kjur) Also 9 **queu**. [a. F. queue, OF. coue, cue, coe:—L. cauda tail: see <u>CUE</u>  $n.^3$ ]

1. Her. The tail of a beast. queue fourché(e, having a forked or double tail.

**1592** W. WYRLEY Armorie 41 Gold ramping Lion queue doth forked hold. **1864** BOUTELL Her. Hist. & Pop. xiv. (ed. 3) 164 The lion of Gueldres is also queue fourchée. **1868** CUSSANS Her. (1893) 86 A Lion, with its tail between its legs, is said to be Coward; when furnished with two tails, Queue fourché, or Double queued.

2. A long plait of hair worn hanging down behind, from the head or from a wig; a pig-tail.

1748 SMOLLETT Rod. Rand. (1760) II. xlix. 116 A..coat over which his own hair descended in a leathern queue. 1774 GOLDSM. Nat. Hist. II. v. 100 The largeness of the doctor's wig arises from the same pride with the smallness of the beau's queue. 1802 JAMES Milit. Dict., Queue...an appendage that every British soldier is directed to wear in lieu of a club. 1843 LE FEVRE Life Trav. Phys. I. I. viii. 183 Old cocked-hats, and tied queues, still stalk about the town. 1888 W. R. CARLES Life in Corea iii. 40 These boys were all bachelors, and wore their hair in a queue down their backs. 1904 L. HEARN Japan: an Attempt at Interpretation xii. 257 All classes excepting the nobility, samurai, Shinto priests, and doctors, shaved the greater part of the head, and wore queues. 1947 R. BENEDICT Chrysanthemum & Sword iv. 77 Insignia and distinctive dress of caste were outlawed—even queues had to be cut. 1959 E. TUNIS Indians 117/1 The Hopi had brown skins and straight black hair. Men wore it either in a queue bound up in the back or in the long bob they inherited from the Basket-makers. 1976 'D. FLETCHER' Don't whistle 'Macbeth' 22 One of her habitual wigs..that..ended in a pert queue at the back.

3. A number of persons ranged in a line, awaiting their turn to proceed, as at a ticket-office; also, a line of carriages, etc. Also *transf.* and *fig. to jump* 

the queue: see JUMP v. 10c.

**1837** CARLYLE Fr. Rev. I. VII. iv, That talent...of spontaneously standing in queue, distinguishes..the French People. 1862 THACKERAY Philip II. viii. 177 A half-mile queue of carriages was formed along the street. 1876 C. M. DAVIES Unorth. Lond. (ed. 2) 120 A long queue, like that outside a Parisian theatre. 1903 E. CHILDERS Riddle of Sands xxvi. 298, I joined a queue of three or four persons who were waiting their turn, flattened myself between them and the partition till I heard him walk out. 1943 E. M. ALMEDINGEN Frossia ii. 64 Paulina had a mind above bread queues and unlit streets. 1951 Jrnl. R. Statistical Soc. B. XIII. 152 My own interest in the subject arose from a correspondence, about queues of taxis in station yards and of customers in retail shops. 1953 Times 5 Nov. 4/2 It would be for the Commons to discuss whether the claim of the judges on salaries in the queue of claims should be met before others. 1956 Newsweek 9 Jan. 43/1 In Leningrad, Gershwin's music and Heyward's 'Porgy' were anticipated by a two-day queue for tickets priced up to \$15 apiece in rubles. 1958 Listener 20 Nov. 839/3 After the war the railways had to take their place in the queue after housing and housing repairs. 1966 Rep. Comm. Inquiry Univ. Oxf. II. 279 In arts and social studies, most of those with a college post before a university post were tutorial fellows in the 'queue' for a CUF lectureship. 1968 Sci. Amer. Aug. 96/1 Airplanes stacked over an airport, shoppers,..freight cars lined up for unloading at a railroad terminal and messages seeking a free path through a telegraph network all have one thing in common: they are members of a queue, or a line waiting for a service. 1969 Listener 28 Aug. 267/3 Are we going to wait until Marxism and socialism have conquered the world, and then stand there last in the queue, waiting for its return to us? 1977 Spare Rib May 19/4 Women in poor areas are always at the end of the queue for anything.

### **4.** A support for the butt of a lance.

**1855** in <u>OGILVIE</u> Suppl. **1860** <u>HEWITT</u> Ancient Armour Suppl. 647 The butt of the lance..is supported by the piece called the queue: this was of iron, and made fast to the body-armour by screws.

- **5. a.** 'The tail-piece of a violin or other instrument.' **b.** 'The tail of a note' (Stainer & Barrett *Dict. Mus. Terms* 1876).
- **6.** (Perh. a different word.) A barrel or cask capable of holding approximately one and a half hogsheads of liquid, usu. wine.

1777 P. THICKNESSE Year's Journey I. vi. 47 The carriage of a queue of wine from Dijon to Dunkirk..costs an hundred livres..but if sent in the bottle, the carriage will be just double. 1851 C. REDDING Hist. & Descr. Mod. Wines v. 91 The names applied in various wine districts of France to the casks which they use, differ without reference to the measure; in the department of the Marne, the tonneau is called the queue. 1931 W. E. MEAD Eng. Medieval Feast iii. 81 In 1385-6 Jean de Neele declared that his household used in one year between six and seven 'queues' of verjuice or between 2,346 and 2,737 litres. 1956 Atlantic Monthly June 94/2 In Burgundy the barrel is called pièce and contains from 226 to 228 liters, in the Mâconnais 215 liters, in the Beaujolais 216 liters, in Alsace 114 liters. In the Champagne it's called a queue and contains 216 liters.

7. attrib. and Comb., as queue day, discipline, driving, form, number, system, theory (hence queue-theoretic adj.); queue-barging vbl. n., = QUEUE-JUMPING.

**1977** *Time Out* 30 Sept.-6 Oct. 15/1 The elaborate queue system is an attempt to eliminate queue barging.

1908 Daily Chron. 4 Aug. 3/4 It was queue day at the Franco-British Exhibition yesterday. At 6 o'clock..a line of people a quarter of a mile long extended on either side of the Flip Flap. 1951 Jrnl. R. Statistical Soc. B. XIII. 152 The queue-discipline is the rule or moral code determining the manner in which the customers form up into a queue and the manner in which they behave while waiting. 1972 Guardian 29 Aug. 2/1 The high standard of British queue discipline.

**1970** Sunday Tel. 20 Dec. 7/5 Yet another factor contributing to fast 'queue' driving in fog on motorways...is that drivers with their families as passengers tend to drive quickly for fear that a car behind might ram them.

**1902** Westm. Gaz. 14 Nov. 10/1 From the pens to the steps of the car the intending passengers will go in queue form, as now adopted with so much success at most of the theatres. **1956** R. BRADDON Nancy Wake I. i. 9 Each day they received queue numbers so that they could take up their correct positions next morning.

**1941** New Statesman 27 Dec. 523/2 The argument that the queue system is fair to everybody. **1966** S. BEER Decision & Control ix. 176 This

thoroughly basic situation is so important in operational research as applied to dynamic systems that a whole branch of mathematical statistics, known as queue theory, has been developed round it. Ibid. 178 Some of the earliest queue-theoretic notions were developed around the problem of the doctor's waiting room.

#### **ADDITIONS SERIES 1993**

queue, n.

Add: [3.] b. Computing. A list of data items, commands, etc. stored in such a way that the most recently stored item cannot be, or by software convention is not, retrieved before all of the previously stored items have been retrieved. (Also formerly, =  $\underline{STACK}$  n. 1 f.)

1963 BROOKS & IVERSON Automatic Data Processing vi. 310 If a pool is organized as a backward-chained stack, then the component next taken from the pool is the component last added to it. The queue of components in the pool therefore obeys a so-called last-in-first-out, or LIFO discipline. 1970 H. A. RODGERS Dict. Data Processing Terms 86/2 Queue,...an ordered sequence of items waiting to be serviced according to their order. 1983 Austral. Personal Computer Aug. 98/3 To use an array 'Q' to represent a queue is almost as simple. All you need is a pointer 'S' to the start of the queue and a pointer 'E' to the end of the queue.

## Entry printed from Oxford English Dictionary Online

Copyright © Oxford University Press 2006

# rental, n.

**SECOND EDITION 1989** 

('rentəl) Also 4-8 **rentall**, 6 **-aill**, **-ayl**. [a. AF. rental (Godef.) or ad. Anglo-Lat. rentale (Du Cange): see <u>RENT</u> n. and <u>-AL</u>.]

**1. a.** A list or register of the rents due by tenants to a proprietor; a rentroll. Now *rare*.

1362 LANGL. P. Pl. A. VII. 83 To ha reles and remission on pat rental I beleeue. c1440 Jacob's Well 41 3 if a styward fynde in pe old court-rollys & rentallys..pat pou art behynde of pi rente to pi lord. 1523 FITZHERB. Surv. 12 What rentes..the lorde ought to haue of his tenauntes can nat be knowen but by the..court rolles, rentayles [etc.]. 1584 Reg. Privy Council Scot. III. 698 Bringand with thame..ane just and trew inventour and rentall of the convent. 1709 Lond. Gaz. No. 4520/3 The two several Demesnes..to be Sold, and a Rental or Proposals thereof is to be had at Mr. Thomas Norton's. 1824 SCOTT Redgauntlet let. xi, I have heard of a thing they call Doomsday-book—I am clear it has been a rental of backganging tenants.

**b.** An income arising from rents received.

c1395 Plowman's Tale I. 474 Her seruauntes be to them vnholde But they can doublin theyr rentall. 1801 Lusignan II. 154 Emily's vast rental offered a mark to his ambition. 1878 LECKY Eng. in 18th C. II. vii. 239 Prior, in 1730, calculated the rental spent by absentees in England at about 620,000l.

**2. a.** The amount paid or received as rent.

1637-50 ROW Hist. Kirk (Wodrow Soc.) 42 If any Minister sett his gleib or manse, or any part of the fruits thereof, with diminution of the rentall, that all such tacks be declared null. 1765 BLACKSTONE Comm. I. viii. 300 The rental of the kingdom was supposed to be so exceeding low, that one subsidy of this sort did not..amount to more than 70,000l. 1844 DISRAELI Coningsby III. iii, Lord Everingham..frightened him with visions of rates exceeding rentals.

**b.** A house, flat, car, etc., let out for rent. Chiefly N. Amer.

1952 Sat. Even. Post 22 Nov. 25 Sometimes a mob of hoodlums in a rental forced off the road by pursuing police would get tangled up in their own arsenal. 1968 Globe & Mail (Toronto) 3 Feb. 3/3 Habitat, Expo's futuristic housing complex, has started a new life as an ordinary rental development. 1970 New York 16 Nov. 42/3 They began breaking up the mills and foundries into rentals for small~time manufacturers. 1972 J. GORES Dead Skip xi. 76 The house was a rental, and rental properties meant landladies. 1981 Nordic Skiing Jan. 47/1 The ski shop carries complete rentals in all sizes and reservations on rental equipment are accepted.

- **3.** *Sc.* A species of lease or 'tack' granted to a 'kindly tenant' (see <u>KINDLY</u> *a.* 3, quot. 1773).
  - 1565-6 Reg. Privy Council Scot. I. 428 Obtenit ane new tak and rentall thairof. 1580-1 Ibid. III. 351 They have..had thair rentalis thairof..for ane certane sowme of entrie. a1768 ERSKINE Inst. Law Scot. II. vi. §38 (1773) 267 Rentals commonly bear a clause, that the rentaller shall neither assign nor subset.
  - **4.** The fact or process of renting (in the sense of <u>RENT</u> v.<sup>1</sup> 3).

1915 Nat. Real Estate Jrnl. Nov. 332/2 The duty of the agent to owners whose property he has in charge for rental, requires him to make untiring effort to promptly secure desirable tenants. 1928 Publishers' Weekly 12 May 1951 The rental of children's books has not so far been well tested out, as only four of the stores replying have collections of children's books. 1977 Grimsby Even. Tel. 31 May 11/2 (Advt.), The property is on rental.

5. attrib. as **rental agency**, **agent**, **boll**, **book**, **car**, (**feu-**)**duty**, **house**, **land**, **mail**, **right**, **roll**; **rental library** chiefly *U.S.*, a library at which a charge is made for the loan of books.

1947 S. L. MCMICHAEL How to operate Real Estate Business xxvii. 221 The \*rental agency must use considerable tact in fitting tenants into the right locations. 1972 J. PHILIPS Vanishing Senator III. iv. 136 Couldn't you try rental agencies? 1978 R. LUDLUM Holcroft Covenant xiii. 153 The rental agency was not amused, but Holcroft gave them no choice.

1915 Nat. Real Estate Jrnl. Nov. 332/2 (heading) Duties of \*rental agents. 1967 Boston Sunday Globe 23 Apr. B43/7 The rental agent is Martin Cerel, Natick realtor. 1979 N.Y. Rev. Bks. 17 May 37 (Advt.), Britain's most experienced rental agent is here to give you every assistance with your plans for accommodation.

a1768 ERSKINE Inst. Law Scot. II. x. §25 (1773) Sometimes the titular..accepted of a stated quantity of corns yearly, commonly called \*rental bolls.

**1518-19** *Rec. St. Mary at Hill* 300 Paid for papur for..the \*Rentall boke. a1768 ERSKINE Inst. Law Scot. II. vi. §37 (1773) 267 If the proprietor barely inrol a tenant in his rental-book,..the inrolment is sufficient to defend the tenant. 1824 SCOTT Redgauntlet let. xi, I will bear the contents to your credit in the rental-book.

1962 Time 7 Dec. 84/3 Cut-rate \*rental cars are generally as clean and well-serviced as the big three. 1978 S. SHELDON Bloodline xxxiii. 315 It took almost three hours for Max to drive to Lesgets in a Volkswagen, the cheapest rental car he could find.

1640-1 Kirkcudbr. War-Comm. Min. Bk (1855) 95 The heritor to pey the tenth and twentieth penny for his \*rentall dewtie.

1591 Reg. Privy Council Scot. IV. 629 The auld \*rentaill few dewitie.

1953 A. UPFIELD Murder must Wait ix. 85 \*Rental houses are few..and the demand for them is heavy.

**a1768** ERSKINE Inst. Law Scot. II. vi. §38 (1773) 267 A rentaller..by exchanging his \*rental lands..incurs the forfeiture of his right.

1928 Publishers' Weekly 14 July 169 His basement book-store..is now the home of an unusually successful \*rental library. 1934 G. CONKLIN How to run Rental Library i. 11 The rental library..is strictly limited to that type of book-renting business which is organized for the purpose of profit. 1946 R. CHANDLER Let. 9 Jan. (1966) 136 The publishers have cooperated in the rental library swindle over a period of years.

**1820** SCOTT *Monast.* xxxiii, Settling the \*rental mails, and feu-duties.

1838 W. BELL Dict. Law Scot. 566 The right was not effectual against singular successors, unless the rentaller could show a \*rental right.

**1433** *Rolls of Parlt.* IV. 479/2 That the rolles of accounte..and the \*rentall rolle..be putte and kepte in the cofre.

### Entry printed from Oxford English Dictionary Online

Copyright © Oxford University Press 2006

selection

SECOND EDITION 1989

(srleksən) [ad. L. sēlection-em, n. of action f. sēligēre: see SELECT v.]

1. The action of selecting or choosing out; also the fact of being selected or chosen.

1646-58 SIR T. BROWNE Pseud. Ep. III. xxv. (ed. 4) 211 While we single out several dishes, and reject others, the selection seems but arbitrary, or upon opinion. 1744 HARRIS Three Treat. Wks. (1841) 83 It should seem, then,..that the essence of right conduct lay in selection and rejection. 1825 COLERIDGE Aids Refl. (1843) I. 187 There is [in the instinctive action of insects] selection, but not choice; volition rather than will. 1890 A. J. BELL Why does Man exist? xi. 75 Can selection of food-materials by plants be accounted for without consciousness? 1893 J. A. HODGES Elem. Photogr. (1907) 113 The careful selection of the point of view.

2. a. A particular choice; choice of a particular individual or individuals; concr. the (\*person or) thing selected; a number of selected (\*persons or) things. Often, a passage or a number of extracts from one or more literary works; a musical passage or a sequence of selected musical extracts.

1805 W. COOKE Foote II. 7 His company generally consisted of men of rank and fashion, some literary characters, and a selection from the stage. 1828 B. OAKLEY (title) Selections from Shakspeare. 1837 DICKENS *Pickw*. xxxvii, At this, the assembled selections laughed very heartily. 1857 W. ACTON *Prostitution* vii. 103 [We]..enjoyed in a grim kind of way the 'selection' from some favourite opera. 1865 (title) A Selection from the Works of Alfred Tennyson. 1878 C. STANFORD Symb. Christ i. 27 They make a selection from His laws, choosing some and rejecting others. 1887 TRAILL in Contemp. Rev. Oct. 479 The English public..does not pretend to care for poetry except in 'selections'. 1899 Observer 1 Oct. 5/3 The 'selection', which always begins the second part of the concert, was the familiar fantasia on English airs. 1929 Radio Times 8 Nov. 411/1 Selection of Songs by T. C. Sterndale Bennett. 1945 S. HUGHES in C. Madge Pilot Papers I. 94 The brass band repertoire..consists principally of marches..waltzes and light opera selections. 1968 M. BALL (title)

Selections from the classics for chime bar music making.

- **b.** Sporting. The horse or horses selected by a racing prophet as likely to win or obtain a place.
  - 1901 Scotsman 12 Mar. 5/2 In 1897..the sporting selections of a highly respectable newspaper..the individual race prophecies numbered 1739.
- c. in pl. 'In tobacco-culture, the choicest leaves and the highest grades of tobacco' (Funk's Stand. Dict. 1895).
- **3. a.** Applied *spec*. to the action of a breeder in selecting individuals from which to breed, in order to obtain some desired quality or characteristic in the descendants. b. Hence in Biol., used by C. Darwin (Origin of Species, 1859) and subsequent writers, to designate any process, whether artificial or natural, which brings about a particular modification of an animal or vegetable type by ensuring that in successive generations the individuals that reproduce their kind shall be those that have transmissible variations from the ancestral form in the direction of this modification.

**natural selection**: the operation of natural causes by which those individuals of a species that are best adapted to the environment tend to be preserved and to transmit their characters, while those less adapted die out, so that in the course of generations the degree of adaptation to the environment tends progressively to increase. sexual **selection**: that kind of natural selection which arises through the preference by one sex of those individuals of the other sex that have some special characteristic, in consequence of which that characteristic tends to be transmitted, with progressive enhancement in succeeding generations.

- a. 1837 YOUATT Sheep iii. 60 That which enables the agriculturist not only to modify the character of his flock, but to change it altogether..—the principle of selection. 1844 H. D. RICHARDSON Pigs 51 In the selection of a boar and sow for breeding, much more attention and consideration are necessary.
- b. 1857 DARWIN Lett. (1887) II. 123 There is such an unerring power at work, or Natural Selection (the title of my book), which selects exclusively for the good of each organic being. 1859 — Orig. Species iv. 81 This preservation of favourable variations and the rejection of injurious variations, I call Natural Selection. Ibid. iv. 88 And this leads me to say a few words on what I call Sexual Selection. This depends, not on a struggle for existence, but on a struggle between the males for the possession of the females; the result is not death to the unsuccessful

competitor, but few or no offspring. 1868 — Var. Anim. & Plants Domest. (1875) II. 177 The principle of selection may be conveniently divided into three kinds. Methodical selection. Unconscious selection. Natural selection. 1878 TAIT & STEWART Unseen Universe v. §170 Thus the struggle for existence bears to natural selection the same relation as man bears to artificial selection. 1882 VINES tr. Sachs' Bot. 929 The struggle for existence acts therefore in a certain sense similarly to the selection of the breeder; as the breeder developes only that which is suited to his own purposes... Thus,...through what may be termed metaphorically *Natural Selection* by means of the struggle for existence, —forms are produced which are as well or even better adapted for the purpose of self-preservation than cultivated plants are for the purpose of man.

transf. 1860 O. W. HOLMES Elsie V. xix, That is the way..physiological democracy is enabled to fight against the principle of selection which would disinherit all the weaker children. 1869 Fortn. Rev. June 644 By a sort of critical selection, the cultivated class improves the breed of literary egotists; it suppresses all but the best specimens.

#### **4.** Austral. **a.** = FREE-SELECTION. Also attrib.

1866 ROGERSON *Poems* 22 Heathcote never was so gay As on the land selection day. 1880 Victorian Rev. I. 628 It is surprising that the selectors themselves have not prayed the Government to stop selection for some years at least.

**b.** A piece of land selected or taken up through 'free-selection'.

1875 Melbourne Spect. 21 Aug. 189/3 Jumping selections..is said to be very common now in the Winmera district. 1881 MRS. C. PRAED Policy & *P.* I. 50 He has a selection down the Koorong.

5. a. attrib. as (sense 1) selection board, committee, panel, test; **selection pressure** Biol., differential mortality or fertility such as tends to make a population adapt genetically; selection restriction Linguistics, a syntactic or semantic restraint on the concurrence of dependent lexical items; **selection rule** *Physics*, any of a number of rules which describe, within certain limits, which particular quantum transitions can occur in an atom, molecule, etc., and which are 'forbidden'; selection value, value (of a variation or peculiarity) as affecting natural selection.

1940 R. S. LAMBERT Ariel & all his Quality xi. 302 Methods of

appointing new staff. by advertising vacancies and setting up selection boards. 1976 L. DEIGHTON Twinkle, twinkle, Little Spy xvi. 162 Douglas was sent to a swanky private school. but was still unable to pass the U.S. Army officers' selection board.

Document 89-4

1909 Daily Graphic 26 July 6/3 It is safe to believe that the Selection Committee has done its best, the players will do their best, Australia will do its best. 1932 Q. D. LEAVIS Fiction & Reading Public I. ii. 22 The Book Society...was started..in 1927..with a Selection Committee of five novelists and journalists. 1978 J. PUDNEY Thank Goodness for Cake 97, I was short-listed and looked over by a selection committee.

1974 BP Shield Internat. Oct. 8/1 Conference members..were screened by a selection panel.

1944 J. S. HUXLEY On living in Revolution 79 [In the Australian area] there is less scope for variation,...so that general selection-pressure never became so intense. 1977 J. L. HARPER Population Biol. of Plants ii. 46 Groups of species caught in different evolutionary pathways may face the same selective forces, e.g. a selection pressure to disperse.

1964 KATZ & POSTAL Integrated Theory of Linguistic Descriptions ii. 15 Each reading in the dictionary entry for a lexical item must contain a selection restriction, i.e., a formally expressed necessary and sufficient condition for that reading to combine with others. 1976 Word 1971 XXVII. 133 One reason is that the selection restrictions of the verb throw require an animate subject.

1931 H. P. ROBERTSON tr. H. Weyl's Theory of Groups & Quantum Mech. iv. 198 The selection rule for the inner quantum number j is obtained in an analogous manner. 1977 I. M. CAMPBELL Energy & Atmosphere viii. 218 The origin of the selection rules for radiative transitions between electronically excited states and the ground state lies in fundamental quantum theory.

1935 Discovery Jan. 17/2 The most anxious moment in the design of a selection test now comes. If we take a group of workers..can the new test sort them into their correct relative order? 1967 WILLS & YEARSLEY Handbk, Managem, Technol. xi. 202 Are we right to ignore selection tests?

**1892** <u>ROMANES</u> *Darwin & After* I. 275 We cannot speak of adaptations as due to natural selection, without thereby affirming that they present what I have elsewhere termed a 'selection value'.

**b.** Forestry. Used attrib. with reference to a system of forest management under which there is a continuing selection of individual trees for felling over the whole area, on the basis of their saleability.

1891 W. Schlich Man. Forestry II. 133 The term selection system was introduced into India; it is perhaps not an ideal term, since a certain amount of selection is practised in all systems; it has been retained, as none better is at present available. 1911 H. S. Graves Princ. handling Woodlands ii. 72 The development of the individual trees in a selection stand is somewhat different than in an even-aged stand. 1935 N. C. Brown Gen. Introd. Forestry U.S. viii. 105 The selection method is likely to be best adapted to general silvicultural and economic conditions found in this country. 1950 Q. Jrnl. Forestry XLIV. 15 Rabbits are probably the greatest drawback to the selection system or any irregular system in this country. 1979 O. KUTHANOVA tr. Jenik's Pict. Encycl. Forests 451 (caption) Diagram showing selection felling in a high forest; four stages of forest with alternating generations of trees in man-made clearings.

# Entry printed from Oxford English Dictionary Online

Copyright © Oxford University Press 2006

# 'specified, ppl. a.

**SECOND EDITION 1989** 

[f. SPECIFY v.]

That is or has been definitely or specifically mentioned, determined, fixed, or settled.

**1645** Verney Mem. (1907) I. 422 That you may add to my fortin the above specifide sum. **1796** Cavalry Instr. (1813) 134 All these specified wheelings are in order to make the divisions [etc.]. **1845** M<sup>c</sup>Culloch Taxation I. iii. (1852) 126 Their incomes die with themselves or cease at specified periods. **1878** H. S. WILSON Alpine Ascents i. 2 Engaged by us as chief guide for a specified time.

## Entry printed from Oxford English Dictionary Online

Copyright © Oxford University Press 2006

up'date, v. orig. U.S.

SECOND EDITION 1989

[UP-4; cf. UP TO DATE, UP-TO-DATE advb. phr.]

trans. a. To bring (information, esp. written material or material recorded in some other form) up to date.

1948 Time 11 Oct. 22/1 [The speech] had been corrected and updated after last-minute teletype reports from..Paris. 1959 Times Lit. Suppl. 20 Mar. 155/2 He would streamline the production, add a chorus of dancing girls, update the lyrics, and upjazz the music. 1962 C. WALSH From Utopia to Nightmare 12 All current allusions have been 'updated' (as of early 1962). 1979 Ottawa Law Rev. XI. 815 The entry for 'Hudson's Bay Company' needs to be updated.

**b.** To supply (a person) with the most recent information; to bring (a person) up to date.

1952 N.Y. Herald-Tribune 14 Mar. 21/2 He updated me on a couple of gimmicks. 1970 J. EARL Tuners & Amplifiers 7 The book will have appeal, too, to the older hand, allowing him to become quickly updated without the task of researching into piles of technical literature. 1975 Sunday Times 16 Nov. 44/4 No doubt I'll update myself in a few weeks and emerge as a real Seventies mum.

c. Of equipment, processes, etc.

1959 Listener 4 June 998/1 This prescience has now been 'up-dated', as they say, by reference to nuclear warfare. 1970 Islander (Victoria, B.C.) 8 Feb. 7/2 Despite..updating the equipment to include new freezing facilities..this [whaling] venture also folded. 1977 N.Y. Rev. Bks. 13 Oct. 45/1 To update the 'dirty test tube' analogy, the effects of the contaminants have been estimated and found to be minor. 1984 Daily Mail 1 Dec. 14/1 (Advt.) This way, you can update your equipment whenever you want.

Also **up'dated** *ppl. a.*; **up'dating** *vbl. n.* Quot. 1910 is an isolated early British example.

1910 HARDY Satires of Circumstance (1914) 222 Your up-dated modern page. 1954 Newsweek 27 Sept. 58/1 The new research center is an updated transplant of the National Bureau of Standards world-wide radio investigations formerly based in Washington. 1959 Spectator 31 July 134/2 Despite the up-dating and jazzy typographical treatment, one fairly quickly perceives an enduring pattern of traditional attitudes. 1974 ADBY & DEMPSTER Introd. Optimization Methods iv. 96 Round-off errors in the computations of the up-dating process can lead to non-positive definitive S<sub>k</sub> and divergence. 1978 Jrnl. R. Soc. Arts CXXVI. 672/1 The plan adopted is said to be a revised and updated version of an outline plan for the development of the economy produced in 1975.