

Buffalo Intellectual Property Law Journal

Volume 1 | Number 2

Article 5

10-1-2002

Table of Contents

Buffalo Intellectual Property Law Journal

Follow this and additional works at: <https://digitalcommons.law.buffalo.edu/buffaloipjournal>

Recommended Citation

Buffalo Intellectual Property Law Journal, *Table of Contents*, 1 Buff. Intell. Prop. L.J. xi (2002).
Available at: <https://digitalcommons.law.buffalo.edu/buffaloipjournal/vol1/iss2/5>

This Front Matter is brought to you for free and open access by the Law Journals at Digital Commons @ University at Buffalo School of Law. It has been accepted for inclusion in Buffalo Intellectual Property Law Journal by an authorized editor of Digital Commons @ University at Buffalo School of Law. For more information, please contact lawscholar@buffalo.edu.

BUFFALO INTELLECTUAL PROPERTY LAW JOURNAL

Volume 1

Fall 2002

Number 2

Contents

ARTICLES

THE CRIMINALIZATION OF BOOTLEGGING: UNNECESSARY
AND UNWISE

Lee H. Rousso 169

CYBERSQUATTING IN THAILAND: THE THAI TRADEMARK
ACT AND THE UNIFORM DOMAIN NAME DISPUTE
RESOLUTION POLICY

Areeya Ratanayu 203

NOTES

TRAFFIX DEVICES, INC. v. MARKETING DISPLAYS, INC.:
THE PROBLEM WITH TRADE DRESS PROTECTION FOR
EXPIRED UTILITY PATENTS

Keeley Canning Luhnow 224

BOOK REVIEWS

BELLING THE CAT, VIRTUALLY
REVIEW OF STUART BIEGEL'S
BEYOND OUR CONTROL?

Shubha Ghosh 240

University at Buffalo Law School
UBLAW
 State University of New York

Robert L. King, B.A., Ph.D.

Chancellor of the State University of New York

William R. Greiner, B.A., M.A., J.D., LL.M.

President of the State University of New York at Buffalo and Professor of Law

School of Law

Administration

R. Nils Olsen, B.A., J.D.

Dean and Professor of Law

Dianne Avery, B.A., M.A.T., J.D.

Vice Dean and Professor of Law

Alan S. Carel, B.A., J.D.

Vice Dean, Professor of Law

David M. Engel, A.B., M.A., J.D.

Vice Dean and Professor of Law and

Director of the Baldy Center for Law and Social Policy

George Kannar, B.A., J.D.

Vice Dean and Professor of Law

Errol E. Meidinger, B.A., M.A., Ph.D., J.D.

Vice Dean and Professor of Law

Peter R. Pitegoff, B.A., J.D.

Vice Dean and Professor of Law

Marlene M. Cook, B.S., M.S., Ph.D.

Associate Dean

Jack Cox, Jr., B.A., M.A.

Associate Dean

Ilene R. Fleischmann, B.A., M.A.

Associate Dean

James Milles, B.A., M.A., M.L.I.S., J.D.

Associate Dean for Legal Information

Services,

Director of Law Library, and Professor of Law

Associate Dean

Lisa Patterson, A.B., J.D.

Associate Dean

Mary Ann Rogers, B.A., M.B.A.

Associate Dean

Melinda Saran, B.A., M.P.J., J.D.

Associate Dean

Karen J. Waltz, B.S., M.S.

Associate Dean

Deborah Scott, B.A.

Associate Dean

Alexander P. Tsutarov, B.S.

Associate Dean

Full-Time Faculty

Thomas Headrick, B.A., B.Litt., LL.B., Ph.D.

*Distinguished Service Professor and
Professor of Law*

Kenneth F. Joyce, B.A. LL.B., LL.M.

Distinguished Teaching Professor

Louse A. Del Cotto, LL.B., LL.M.

Professor Emeritus of Law

Jacob D. Hyman, B.A., LL.B.

Professor Emeritus of Law

Milton Kaplan, B.A., LL.B.

Professor Emeritus of Law

Wade J. Newhouse, B.A., J.D.

Professor of Law

Lee A. Albert, A.B., LL.B.

Professor of Law

James B. Atelson, B.A., J.D., LL.M.

Professor of Law

Robert S. Berger, A.B., J.D.

Professor of Law

Guyora Binder, A.B., J.D.

Professor of Law

Markus D. Dubber, A.B., J.D.

Professor of Law

Charles P. Ewing, B.A., Ph.D., J.D.

Professor of Law

David B. Filvaroff, S.B., LL.B.

Professor of Law

Lucinda M. Finley, B.A., J.D.

Professor of Law

Alfred S. Konefsky, B.A., J.D.

Professor of Law

Janet S. Lindgren, B.A., J.D.

Professor of Law

Isabel Marcus, B.A., M.A., Ph.D., J.D.

Professor of Law

Elizabeth B. Mensch, B.A., M.A.T., J.D. LL.M.	<i>Professor of Law</i>
Frank W. Munger, BA., J.D., Ph.D.	<i>Professor of Law</i>
Makau Mutua, LL.B., LL.M., S.J.D.	<i>Professor of Law</i>
Stephanie Phillips, B.S., J.D.	<i>Professor of Law</i>
Robert I. Reis, B.A., J.D., LL.M.	<i>Professor of Law</i>
Judy Scales-Trent, B.A., MA., J.D.	<i>Professor of Law</i>
John Henry Schlegel, B.A., J.D.	<i>Professor of Law</i>
Robert J. Steinfeld, B.A., J.D., A.M., Ph.D., LL.M.	<i>Professor of Law</i>
Anthony Szczygiel, B.A., J.D.	<i>Professor of Law</i>
	<i>and Director of Clinical Education Program</i>
Susan V. Mangold, B.A., J.D.	<i>Associate Professor of Law</i>
Martha McCluskey, B.A., J.D., LL.M.	<i>Associate Professor of Law</i>
Teresa A. Miller, B.A., J.D., LL.M.	<i>Associate Professor of Law</i>
Louis H. Swartz, B.S., LL.B., LL.M., Ph.D.	<i>Associate Professor of Law</i>
David A. Westbrook, B.A., J.D.	<i>Associate Professor of Law</i>
James A. Wooten, B.A., J.D., M.A., M. Phil.	<i>Associate Professor of Law</i>
Thomas Disare, B.A., J.D.	<i>Associate Professor of Law</i>
George M Hezel, B.A., M.A., J.D.	<i>Associate Professor of Law</i>
Shubha Ghosh, B.A., Ph.D., J.D.	<i>Associate Professor of Law</i>
Sara Faherty, B.A., J.D.	<i>Associate Professor of Law</i>
Johanna Oreskovic, B.A., M.A., Ed.H., J.D.	<i>Associate Professor of Law</i>
Lauren E. Breen, B.A., J.D.	<i>Clinical Instructor</i>
Catherine Cerulli, B.A., J.D., Ph.D.	<i>Clinical Instructor</i>
Cheryl C. Nichols, B.A, M.B.A., J.D.	<i>Clinical Instructor</i>
Suzanne Tomkins, B.S., J.D.	<i>Clinical Instructor</i>
Thomas Bassett, B.A., J.D.	<i>Lecturer in Law, Research and Writing</i>
Benjamin Bratman, B.A., J.D.	<i>Lecturer in Law, Research and Writing</i>
Jeffrey Malkan, A.B., Ph.D., J.D., J.S.M.	<i>Lecturer in Law, Research and Writing</i>
Mark McGarvie, B.A., J.D., M.A.	<i>Lecturer in Law, Research and Writing</i>
Natalie Schaffer, B.A., J.D.	<i>Lecturer in Law, Research and Writing</i>

Adjunct Faculty

James L. Magavern, B.A., LL.B.	<i>Professor</i>
Albert R. Mugel, B.A., LL.B.	<i>Professor</i>
Paul I. Birzon, B.A., LL.B.	<i>Associate Professor</i>
Elizabeth Buckley, B.A., J.D.	<i>Associate Professor</i>
Charles E. Carr, B.A., J.D.	<i>Associate Professor</i>
Athena Mutua, B.A., J.D., M.A., LL.M.	<i>Associate Professor</i>
Joseph Ogden, B.S., M.B.A., Ph.D.	<i>Associate Professor</i>
Margaret A. Shannon, B.A., M.S., Ph.D.	<i>Associate Professor</i>
Sheila Schulman, R.N., LL.B., M.P.H.	<i>Associate Professor</i>
Amy Westbrook, A.B., J.D.	<i>Associate Professor</i>
George M. Zimmermann, B.A., LL.B.	<i>Associate Professor</i>

The *Buffalo Intellectual Property Law Journal* is published biannually at Joe Christensen, Inc., 1540 Adams Street, Lincoln, NE 68521. Editorial and General Offices are located at the University at Buffalo, John Lord O'Brian Hall, Room 403, Box 601100, Buffalo, NY 14260-1100. Inquiries are also accepted by telephone at (716) 645-3091. Periodicals postage is paid at Lincoln, NE and at additional mailing offices.

Current subscriptions for Volume 1 are: \$25.00 for domestic mailing; \$35.00 for foreign mailing. All requests for Vol. 1, No.1 are to be made to the *Law Journal*. All remittances, payable in advance, are to be made in U.S. Currency and payable at a United States bank. Please enclose your check or money order made payable to the *Buffalo Intellectual Property Law Journal* with the order. For back volumes (once available) and subsequent single issues, microform, and/or on-line service, contact William S. Hein & Co., Inc., 1285 Main Street, Buffalo, NY 14209-1987, (800) 828-7581. For prices of single issues and back volumes, microform, and/or on-line service, please contact William S. Hein & Co.

Subscriptions are renewed automatically upon expiration unless the subscriber sends notice of termination at least 30 days prior to the renewal date. All notification of change of address should include old and new addresses, including zip code and be directed to the *Journal's* office. Please notify at least 30 days in advance to ensure prompt delivery.

Domestic claims of non receipt of issues should be made within 90 days of mailing date, foreign mailings within 180 days; otherwise, the regular back issue rate will be charged for replacement.

For information regarding subscriptions, copyright, permission to reprint, permission to photocopy, or advertising, please contact the *Law Journal* at (716) 645-3091, or by mail at the Editorial Office, University at Buffalo, John Lord O'Brian Hall, Room 403, Box 601100, Buffalo, NY 14260-1100.

The *Buffalo Intellectual Property Law Journal* welcomes manuscripts relevant to the discipline of intellectual property. Text should be typewritten, double-spaced, with one-inch margins and consecutively numbered pages. Footnotes should be numbered consecutively. In preparing text and footnotes, authors should consult the style presented in *The Bluebook: A Uniform System of Citation* (The Harvard Law Review Association ed., 17th ed. 2000). Parallel citation to U.S.P.Q. should be included where applicable. For questions of literary style not included in *The Bluebook* authors should consult *The Chicago Manual of Style* (University of Chicago Press, 14 ed. 1993). All citations should be placed in the footnotes, even if the authority is mentioned in the text. For more information on submissions contact the *Law Journal* at (716) 645-3091, or by mail at the Editorial Office, University at Buffalo, John Lord O'Brian Hall, Room 403, Box 601100, Buffalo, NY 14260-1100.

All articles Copyright 2002 by the *Buffalo Intellectual Property Law Journal*, except when otherwise expressly indicated. Please address your written request to the *Law Journal* for permission to reprint an article or any portion thereof.

The *Buffalo Intellectual Property Law Journal* is on the Worldwide Web at <http://wings.buffalo.edu/law/iplawjournal>.

ADVISORY BOARD

PRACTITIONERS

EDWIN T. BEAN

THOMAS R. FITZGERALD

RANJANA KADLE, Ph.D.

SCIENTISTS

UNIVERSITY AT BUFFALO

Department of Anatomy and Cell Biology

Christopher S. Cohan, Ph.D.

John Kolega, Ph.D.

Michal K. Stachowiak, Ph.D.

Department of Biochemistry

Murray J. Ettinger, Ph.D.; Distinguished Teaching Professor and Interim Chairman

Mulchand S. Patel, Ph.D.; Professor

Gail R. Willsky, Ph.D.; Associate Professor

Department of Chemical Engineering

Stelios T. Andreadis, Ph.D.

Department of Chemistry

Paras N. Prasad, Ph.D.

Department of Computer Science & Engineering

Peter D. Scott, Ph.D.

Department of Mechanical and Aerospace Engineering

Baruch B. Lieber, Ph.D.; Director, Center for Biomedical Engineering, University at Buffalo; Co-Director, Toshiba Stroke Research Center, University at Buffalo

Department of Medicine

Paresh Dandona, M.D.; Professor of Medicine (Endocrinology)

John M. Canty, Jr., M.D. (Cardiology)

Michael Wilson, M.D.; Professor of Medicine (Cardiology)

Department of Microbiology

John Hay, Ph.D. Chairman

Timothy F. Murphy, M.D.

Department of Neurology

Thomas J. Langan, M.D.; Associate Professor of Neurology and Pediatrics

Department of Pathology

Samuel Gallant, Ph.D.; Associate Professor

Robert Spengler, Ph.D.; Clinical Assistant Professor

Department of Pediatrics

Frederick C. Morin, III, M.D.; Professor of Pediatrics, Chairman, Department of Pediatrics

Michael G. Caty, M.D.; Assistant Professor of Surgery

Department of Pharmacology and Toxicology

Suzanne G. Laychock, Ph.D.

Richard A. Rabin, Ph.D.

Ronald P. Rubin, Ph.D.; Professor and Chair

Department of Philosophy

David Koepsell, Ph.D., J.D.

Department of Physiology and Biophysics

Michael E. Duffey, Ph.D.

Claes E.G. Lundgren, M.D.

Frederick Sachs, Ph.D.

Susan B. Udin, Ph.D.

School of Dental Medicine

Robert E. Baier, Ph.D., P.E.; Professor, Department of Oral Diagnostic Sciences

School of Pharmacy

Ho-Leung Fung, Ph.D.; Chairman of the Department of Pharmaceutics

Kathleen M. Boje, Ph.D.; Assistant Professor (Pharmaceutics)

Satpal Singh, Ph.D.; Associate Professor (Biochemical Pharmacology)

ROSWELL PARK CANCER INSTITUTE

Kenneth Gross, Ph.D.; Chair, Department of Cellular and Molecular Biology

Alan J. Kinniburgh, Ph.D.

William A. Held, Ph.D.

Department of Medicine

Myron S. Czuczman, M.D.; Assistant Professor of Clinical Medicine

BUFFALO INTELLECTUAL PROPERTY LAW JOURNAL

Volume 1

Fall 2002

Number 2

2001-2002 BOARD OF EDITORS

Editor-in-Chief

PAUL J. CALLAHAN

Executive Managing Editor

BARBARA A. SHERK, M.S.

Executive Articles Editor

GEORGE HAJDUCZOK, PH.D.

Executive Notes Editor

JON GRIFFIN, PH.D.

Executive Production Editor

CHARLES L. MILLER II, PH.D.

Executive Business Editor

TRACIE COVEY

Editors

MICHAEL BUI

JEEHYUN CHO

CHRISTOPHER E. COPELAND

ALISSA HOPE DIEN

ANN HARTNETT

MELISSA MARTIN

MARGARET MURPHY

JOHN LOPINSKI, PH.D

JENN MANDINA

AMOL PACHNANDA

MARK P. POPIEL

JENNIFER PRICE

BRIAN ZUCCARO

Associates

LAUREN BERROL

KELLY CASEY

KENNETH CASPER

ANDREW CONNELLY

PENNY DETINGER

CYNTHIA DOYLE

ESTHER EAGAN

THOMAS FITZGERALD

SCOTT HANSON

ROBIN HENDLER

JOAN HENRY

NOAH HERRICK

AMY HERSTEK

JAYME HURWITZ

ASHLEY JOHNSON

JASON KIEFER

ROBERT LAWS

JASON LLORENZ

CYNTHIA MAJEWSKI

ERIKA MARABELLA

ANDREW MCELWEE

KIMBERLEE MCGRATH

DAVID MORISSET

RICHARD ORTIZ

JENNIFER PARIETTI

ROBERT PICCOLO

KATRINA RAWLINS

ERIC RENNERT

JEREMY SCHWARTZ

PAUL STECK

VAN THAI

CHRISTOPHER TORTORELLA

LAURA TULYK-ROSSI

DMITRI VERENYOV

CHRISTINE VETTER

VICTOR WRIGHT

SAMANTHA ZAPPIA

SHAZIA NAGAMIA

Faculty Advisors

SHUBHA GHOSH, PH.D.

ROBERT REIS

