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BIBLIOGRAPHY

LEGAL PERIODICAL ARTICLES (2002–2008)

Amendolara, Lauren D. *Knocking Out Knock-Offs: Effectuating the Criminalization of Trafficking in Counterfeit Goods*, 15 FORDHAM INTELL. PROP., MEDIA & ENT. L.J. 789 (Spring 2005).

Andrews, Robin. *Copyright Infringement and the Internet*, 11 B.U. J. SCI. & TECH. L. 256 (Summer 2005).

Archidiacono, Sheri. *Intellectual Property: Piracy for Sale: Vicarious and Contributory Infringement*, 6 J. HIGH TECH. L. 315 (2006).

Austen, Graeme W. *Importing Kazaa—Exporting Grokster*, 22 SANTA CLARA COMPUTER & HIGH TECH. L.J. 577 (Mar. 2006).

Axberg, Robyn. *File-Sharing Tools and Copyright Law: A Study of* In re Aimster *Copyright Litigation and* MGM Studios, Inc. v. Grokster, Inc., 35 LOY. U. CHI. L.J. 389 (Fall 2003).

Barker, J. Cam. *Grossly Excessive Penalties in the Battle Against Illegal File-Sharing: The Troubling Effects of Aggregating Minimum Statutory Damages for Copyright Infringement*, 83 TEX. L. REV. 525 (Dec. 2004).

Bathaee, Yavar. *A Constitutional Idea-Expression Doctrine: Qualifying Congress' Commerce Power when Protecting Intellectual Property Rights*, 18 FORDHAM INTELL. PROP., MEDIA & ENT. L.J. 441 (Winter 2008).

Beckerman-Rodau, Andrew. MGM v. Grokster*: Judicial Activism or a Good Decision?*, 74 UMKC L. REV. 921 (Summer 2006).

Bell, David A., and Jeffrey D. Sullivan. *Will the Supreme Court or Congress Modify Copyright Law in an Era of Rampant Digital Piracy?*, 1 N.Y.U. J. L. & BUS. 565 (Spring 2005).

Benschar, Tal S. et al. *Proving Willfulness in Trademark Counterfeiting Cases*, 27 COLUM. J.L. & ARTS 121 (Fall 2003).

HeinOnline -- 1 Protecting America's Intellectual Property: A Legislative History of the Pro IP Act of 2008 (William H. Manz, ed.) ix 2009

Bergen, Grace J. *Litigation as a Tool Against Digital Piracy*, 35 MCGEORGE L. REV. 181 (2004).

Bergen, Grace J. *The* Napster *Case: The Whole World Is Watching*, 15 TRANSNAT'L LAW. 259 (Spring 2002).

Bhattacharjee, Sudip, et al. *Impact of Legal Threats on Online Music Sharing Activity: An Analysis of Music Industry Legal Actions*, 49 J.L. ECON. 91 (Apr. 2006).

Bielinski, Laura. *Post-*Grokster *Contributory Copyright Liabity and Potential P2P Entitlement to the DMCA ISP Safe Harbors*, 6 VA. SPORTS & ENT. L.J. 209 (Spring 2007).

Boag, Jordana. *The Battle of Piracy Versus Privacy: How the Recording Industry Association of America (RIAA) Is Using the Digital Millennium Copyright Act (DMCA) as Its Weapon Against Internet Users' Privacy Rights*, 41 CAL. W. L. REV. 241 (2004).

Boeve, Mikel R. *Will Internet Service Providers Be Forced to Turn in Their Copyright Infringing Customers? The Power of the DMCA 's Subpoena Provision After* In re Charter Communications, 29 HAMLINE L. REV. 115 (Winter 2006).

Boyd-Farrell, Rhys. *Legal Analysis of the Implications of* MGM v. Grokster *for BitTorrent*, 11 INTELL. PROP. L. BULL. 77 (Fall 2006).

Bronshtein, Dina M. *Counterfeit Pharmaceuticals in China: Could Changes Bring Stronger Protection for Intellectual Property Rights and Human Health*, 17 PAC. RIM L. & POL'Y J. 439 (Mar. 2008).

Bunker, Amy M. *Deadly Dose: Counterfeit Pharmaceuticals, Intellectual Property and Human Health*, 89 J. PAT. & TRADEMARK OFF. SOC'Y 493 (June 2007).

Burgunder, Lee B. *Reflections on* Napster*: The Ninth Circuit Takes a Walk on the Wild Side*, 39 AM. BUS. L.J. 683 (2002).

Carroll, Michael W. *Disruptive Technology and Common Law Lawmaking: A Brief Analysis of* A&M Records v. Napster, Inc., 9 VILL. SPORTS & ENT. L.J. 5 (2002).

Chan, Alvin. *The Chronicles of* Grokster*: Who is the Biggest Threat in the P2P Battle?*, 15 UCLA ENT. L. REV. 291 (Summer 2008).

HeinOnline -- 1 Protecting America's Intellectual Property: A Legislative History of the Pro IP Act of 2008 (William H. Manz, ed.) x 2009

Chapman, James. *Russian Web Sites Jeopardize U.S. Users: The Dangers of Importing Copyrighted Material over the Internet*, 29 HASTINGS INT'L & COMP. L.J. 267 (Winter 2006).

Cho, Timothy M. *Hollywood vs. the People of the United States of America: Regulating High-Definition Content and Associated Anti-Piracy Copyright Concerns*, 6 J. MARSHALL REV. INTELL. PROP. 525 (Spring 2007).

Choi, Bryan H. *The* Grokster *Dead-End*, 19 HARV. J. L. & TECH. 393 (Spring 2006).

Chong, Jana Nicole Checa. *Sentencing Luxury: The Valuation Debate in Sentencing Traffickers of Counterfeit Luxury Goods*, 77 FORDHAM L. REV. 1147 (Dec. 2008).

Chow, Daniel C.K. *Why China Does Not Take Commercial Piracy Seriously*, 32 OHIO N.U. L. REV. 203 (2006).

Chynoweth, Graham J. *Reality Bites: How the Biting Reality of Piracy in China is Working to Strengthen Its Copyright Laws*, 2003 DUKE L. & TECH. REV. 3 (2003).

Clark, Eliza Shardlow. *Online Music Sharing in a Global Economy: The U.S. Effort to Command (or Survive) the Tidal Wave*, 14 MINN. J. GLOBAL WARMING 141 (Winter 2005).

Coats, William S. et al. *Revenge of the Record Industry Association of America: The Rise and Fall of Napster*, 9 VILL. SPORTS & ENT. L.J. 35 (2002).

Coblenz, Michael. *How the Seizure of Counterfeit Goods Can Go Bad:* Waco International v. KHK Scaffolding, et al., 3 MINN. INTELL. PROP. REV. 59 (2002).

Cocks, Sam. *The Hoods Who Move the Goods: An Examination of the Booming International Trade in Counterfeit Luxury Goods and an Assessment of the American Efforts to Curtail Its Proliferation*, 17 FORDHAM INTELL. PROP., MEDIA & ENT. L.J. 501 (Winter 2007).

Cook, Eliot C. *Internationalizing Copyright: How Claims of International, Extraterritorial Copyright Infringement May Be Brought in U.S. Courts*, 7 U. C. DAVIS BUS. L.J. 429 (Spring 2007).

HeinOnline -- 1 Protecting America's Intellectual Property: A Legislative History of the Pro IP Act of 2008 (William H. Manz, ed.) xi 2009

Cornish, Jordana. *Cracks in the Great Wall: Why China's Copyright Law Has Failed to Prevent Piracy of American Movies Within Its Borders*, 9 VAND. J. ENT. & TECH. LAW 405 (Winter 2006).

Corwin, David. *Contributory Copyright Liability in* Napster *Versus* Grokster*: A Distinction Without a Difference*, 24 LOY. L.A. L. REV. 605 (2004).

De Kieffer, Donald. *Trojan Drugs: Counterfeit and Mislabeled Pharmaceuticals in the Legitimate Market*, 32 AM. J.L. & MED. 325 (2006).

De la Torre, Carlos Ruiz. *Towards the Digital Music Distribution Age: Business Model Adjustments and Legislative Proposals to Improve Legal Downloading Services and Counter Piracy*, 8 VAND. J. ENT. & TECH. L. 503 (Summer 2006).

Dodes, Jeffrey L. *Beyond* Napster, *Beyond the United States: The Technological and International Legal Barriers to Online Copyright Enforcement*, 46 N.Y.L. SCH. L. REV. 279 (2002–2003).

Drumm, Michael. *Life After Napster: Will Its Successors Share Its Fate?*, 5 TEX. REV. ENT. & SPORTS L. 157 (2003).

Dye, James. *Who's Walking the Plank? The Recording Industry's Fight to Stop Music Piracy*, 6 U. PITT. J. TECH. L. & POL'Y 3 (Fall 2005).

Edwards, Darryl. *How to Run Online File-Sharing Technology Without Really Infringing: Why the Supreme Court's* MGM v. Grokster *Decision Does Not Make File-Sharing Technology Illegal Per Se*, 52 WAYNE L. REV. 1461 (Winter 2006).

Engleman, Anna E. *Arrgh! Hollywood Targets International Piracy*, 11 RICH. J. L. & TECH. 3 (Fall 2004).

Evans, Andrew. *Taming the Counterfeit Dragon: The WTO, TRIPS and Chinese Amendments to Intellectual Property Laws*, 31 GA. J. INT'L & COMP. L. 587 (Spring 2003).

Fayle, Kevin. *Sealand Ho! Music Pirate, Data Havens, and International Copyright Law*, 28 HASTINGS INT'L & COMP. L. REV. 247 (Winter 2005).

Fedock, John A. *The RIAA v. the People: The Recording Industry's Misguided Attempt to Use the Legal System to Save Their Business Model*, 32 PEPP. L. REV. 947 (May 2005).

HeinOnline -- 1 Protecting America's Intellectual Property: A Legislative History of the Pro IP Act of 2008 (William H. Manz, ed.) xii 2009

Feldman, Yuval, and Janice Nadler. *The Law and Norms of File Sharing*, 43 SAN DIEGO L. REV. 577 (Summer 2006).

Fernandez, Dennis. *A New Hero in Hollywood: Patent Protection Against Piracy of Electronic Media and Creative Digital Rights*, 87 J. PAT. & TRADEMARK OFF. SOC'Y 808 (Oct. 2005).

Fitch, Gabriel. *From Napster to Kazaa: What the Recording Industry Did Wrong and What Options Are Left*, 9 J. L. & POL'Y 183 (Dec. 2004).

Gilbert, Tim, and Sana Halwani. *Confusion and Contradiction: Untangling Drug Importation and Counterfeit Drugs*, 36 CAL. W. INTERNAT'L L.J. 41 (Fall 2005).

Ginsburg, Jane C. *Legal Protection of Technological Measures Protecting Works of Authorship: International Obligations and the US Experience*, 29 COLUM. J. L. & ARTS 11 (Fall 2005).

Green, Matthew. Napster *Opens Pandora's Box: Examining How File-Sharing Services Threaten the Enforcement of Copyright on the Internet*, 63 OHIO ST. L.J. 799 (2002).

Grossman, Craig A. *From* Sony *to* Grokster, *the Failure of the Copyright Doctrines of Contributory Infringement and Vicarious Liability to Resolve the War Between Content*, 53 BUFF. L. REV. 141 (Winter 2005).

Haas, Lisa. *Peer-to-Peer Technology and Innovation: Refining the Indirect Liability System to Accommodate Economic, Constitutional, and Social Considerations*, 6 GEO. J. L. & PUBLIC POL'Y 283 (Winter 2008).

Haber, Jessica. *Motion Picture Piracy in China: Rated ARRGH!*, 32 BROOK. J. INT'L L. 205 (2006).

Hambridge, Todd Ryan. *Containing Online Copyright Infringement: Use of the Digital Millennium Copyright Act's Foreign Site Provision to Block U.S. Access to Infringing Foreign Websites*, 60 VAND. L. REV. 905 (Apr. 2007).

Hancock, Galen. Metro-Goldwyn-Mayer Studios, Inc. v. Grokster, Ltd.*: Inducing Infringement and Secondary Copyright Liability*, 21 BERKELEY TECH. L.J. 189 (Annual Review 2006).

HeinOnline -- 1 Protecting America's Intellectual Property: A Legislative History of the Pro IP Act of 2008 (William H. Manz, ed.) xiii 2009

Harris, Elizabeth M. *School Houses Rock: University Response to the Threat of Contributory Copyright Infringement and Forced Compliance of the Digital Millennium Copyright Act*, 31 RUTGERS COMPUTER & TECH. L.J. 187 (2004).

Harrison, David. *The P2P File Sharing War After Grokster: It Feels Like Belgium over Here*, 32 J.C. & U.L. 681 (2006).

Heiberg, Carl Erik. *American Films in China: An Analysis of China's Intellectual Property Record and Reconsideration of Cultural Trade Exceptions Amidst Rampant Piracy*, 15 MINN. J. INT'L L. 210 (2006).

Hetcher, Stephen. *The Music Industry's Failed Attempt to Influence File-Sharing Norms*, 7 VAND. J. ENT. L. & PRAC. 10 (Winter 2004).

Hill, Daniel D. A&M Records v. Napster, Inc.: *A Victory in the War to Sound the Digital Death Knell for Peer-to-Peer Online File Sharing*, 12 WIDENER L.J. 161 (2003).

Honigsberg, Peter Jan. *The Evolution and Revolution of* Napster, 36 U.S.F. L. REV. 473 (Winter 2002).

Hunter, Kate Colpitts. *Here There Be Pirates: How China is Meeting Its IP Enforcement Obligations Under TRIPs*, 8 SAN DIEGO INT'L L.J. 523 (Spring 2007).

Ingrassia, Charles. *A Helpful Loss? The Implications of* Metro-Goldwyn-Mayer Studios, Inc. v. Grokster, Ltd. *on Future Distribution of Products Capable of Infringing Uses*, 2005 U. ILL. J. L., TECH. & POL'Y 357 (Fall 2005).

Jacobson, Anna-Liisa. *The New Chinese Dynasty: How the United States and International Intellectual Property Laws Are Failing to Protect Consumers and Inventors from Counterfeiting*, 7 RICH. J. GLOBAL L. & BUS. 45 (2007).

Johnson, Ryan. *Steal This Note: Proactive Intellectual Property Protection in the People's Republic of China*, 54 J. COPYRIGHT SOC'Y USA 591 (Summer 2007).

Katyal, Sonia. *Privacy vs. Piracy*, 7 YALE J.L. & TECH. 222 (2004–2005).

Kirkpatrick-Lee, Diane L. *Criminal Copyright Law: Preventing a Clear Danger to the U.S. Economy of Clearly Preventing the Original Purpose of Copyright Law?*, 14 U. BALT. INTELL. PROP. L.J. 87 (Fall 2005).

HeinOnline -- 1 Protecting America's Intellectual Property: A Legislative History of the Pro IP Act of 2008 (William H. Manz, ed.) xiv 2009

Kopczynski, Mary. *Robin Hood Versus the Bullies: Software Piracy and Developing Countries*, 33 RUTGERS COMPUTER & TECH. L.J. 299 (2007).

Kowalski, Hillary M. *Peer-to-Peer File Sharing and Technological Sabotage Tactics: No Legislation Required*, 8 MARQUETTE INTELL. PROP. L. REV. 297 (Summer 2004).

Kramer, Karen M. *Intent: The Road Not Taken in the Ninth Circuit's Post-*Napster *Analysis of Contributory Copyright Infringement*, 21 SANTA CLARA COMPUTER & HIGH TECH. L.J. 525 (Mar. 2005).

Ku, Raymond Shih Ray. *Grokking* Grokster, 2005 WIS. L. REV. 1217 (2005).

Ku, Raymond Shih Ray. *The Creative Destruction of Copyright:* Napster *and the New Economics of Digital Technology*, 69 U. CHI. L. REV. 263 (Winter 2002).

Kwant, Robert. *The Legality of Music City, Kazaa, and Grokster in the Wake of the* Napster *Decision*, 2002 UCLA J. L. & TECH. 10 (2002).

LaBelle, Megan. *The "Rootkit Debacle": The Latest Chapter in the Story of the Recording Industry and the War on Music Piracy*, 84 DENV. U. L. REV. 79 (2006).

Lam, Aimee Ai Dac. *Internet Music Downloads: A Copyright Owner's Protection of Royalties in the United States and Abroad*, 34 SW. L. REV. 267 (2004).

Landau, Michael. *What if the Anti-Bootlegging Statutes Are Upheld Under the Commerce Clause*, 2008 MICH. STATE L. REV. 153 (Spring 2008).

Lee, Andrew J. MGM Studios, Inc. v. Grokster, Ltd. *and* In re Aimster *Litigation: A Study of Secondary Copyright Liability in the Peer-to-Peer Context*, 20 BERKELEY TECH. L.J. 485 (2005).

Leeds, Rachael S. *Confronting Digital Technology: The Motion Picture Industry's Battle with Online Piracy*, 5 J. HIGH TECH. L. 303 (2005).

Lemley, Mark A. *A Quick and Inexpensive System for Resolving Peer-to-Peer Copyright Disputes*, 23 CARDOZO ARTS & ENT. L.J. 1 (2005).

Lewen, Ulric M. *Internet File-Sharing: Swedish Pirates Challenge the U.S.*, 16 CARDOZO J. INT'L & COMP. L. 173 (Spring 2008).

HeinOnline -- 1 Protecting America's Intellectual Property: A Legislative History of the Pro IP Act of 2008 (William H. Manz, ed.) xv 2009

Liang, Bryan A. *Fade to Black: Importation and Counterfeit Drugs*, 32 AM. J. L. & MED. 279 (2006).

Liang, Bryan A. *Over the Virtual and Geographic Borders: Understanding Importation and Counterfeit Drugs*, 36 CAL. W. INTERNAT'L L.J. 7 (Fall 2005).

Liang, Bryan A. *Parallel Trade in Pharmaceuticals: Injecting the Counterfeit Element into the Public Health*, 31 N.C. J. INT'L & COM. REG. 847 (2006).

Lindblom, Matthew R. *Using Products Liability Law for Guidance in the* Grokster *File-Sharing Scenario: Why the* Sony *Rule Should Be Refined*, 45 BRANDEIS L.J. 129 (Fall 2006).

Lipton, Jacqueline D. *Solving the Digital Piracy Puzzle: Disaggregating Fair Use from the DMCA's Anti-Device Provisions*, 19 HARV. J. L. & TECH. 111 (Fall 2005).

Liebowitz, Stan J. *File Sharing: Creative Destruction or Just Plain Destruction?*, 49 J. L. & ECON. 1 (Apr. 2006).

Mann, David M. *So You Wanna Be a P2P – An Analysis of P2P and OSP Liability Post-*Grokster, 18 ENT., ARTS & SPORTS L.J. 64 (Spring 2007).

Margolis, Stephen E. *The Profits of Infringement: Richard Posner v. Learned Hand*, 22 BERKELEY TECH. L.J. 1521 (Fall 2007).

Marshall, Jolene Lau. *Online Music Piracy: Can American Solutions Be Exported to the People's Republic of China?*, 14 PAC. RIM L. & POL'Y J. 189 (Jan. 2005).

McGinty, William. *Not a Copyright Law?* United States v. Martignon *and Why the Anti-Bootlegging Provisions Are Unconstitutional*, 23 BERKELEY TECH. L.J. 323 (Annual Review 2008).

Mellis, Michael J. *Internet Piracy of Live Sports Telecasts*, 18 MARQ. SPORTS L. REV. 259 (Spring 2008).

Menasche, Nicholas M. *Recording Industry Missteps: Suing Anonymous Filesharers as a Last Resort*, 26 PACE L. REV. 273 (Fall 2005).

Mertens, Michael. *Thieves in Cyberspace: Examining Music Piracy and Copyright Law Deficiencies in Russia as It Enters the Digital Age*, 14 U. MIAMI INT'L & COMP. L. REV. 139 (Summer 2006).

HeinOnline -- 1 Protecting America's Intellectual Property: A Legislative History of the Pro IP Act of 2008 (William H. Manz, ed.) xvi 2009

Miller, Seth A. *Peer-to-Peer File Distribution: An Analysis of Design, Liability, Litigation, and Potential Solutions*, 25 REV. LITIG. 181 (Winter 2006).

Miao, Felix. *Protection of Intellectual Property Rights in Software Products and How to Accomplish a Technology Transfer Transaction in China*, 17 FORDHAM INTELL. PROP., MEDIA & ENT. L.J. 61 (Autumn 2007).

Morea, Lori A. *The Future of Music in a Digital Age: The Ongoing Conflict Between Copyright Law and Peer-to-Peer Technology*, 28 CAMPBELL L. REV. 195 (Spring 2006).

Mota, Sue Ann. *Secondary Liability for Third Parties' Copyright Infringement Upheld by the Supreme Court:* MGM Studios, Inc. v. Grokster, Ltd., 32 RUTGERS COMPUTER & TECH. L.J. 62 (2005).

Mousley, Matthew C. *Peer-to-Peer Combat: The Entertainment Industry's Arsenal in Its War on Digital Piracy*, 48 VILL. L. REV. 667 (2003).

Moye, John M. *How* Sony *Survived: Peer-to-Peer Software, Grokster, and Contributory Copyright Liability in the Twenty-First Century*, 84 N.C. L. REV. 646 (Jan. 2006).

Myrick, Richard M. *Peer-to-Peer and Substantial Noninfringing Use: Giving the Term "Substantial" Some Meaning*, 12 J. INTELL. PROP. L. 539 (Spring 2005).

Nastase, Laura C. *Made in China: How Chinese Counterfeits Are Creating a National Security Nightmare for the United States*, 19 FORDHAM INTELL. PROP., MEDIA & ENT. L.J. 143 (Autumn 2008).

Nortman, Gregory Scott. *Indirect Liability of ISPs for Peer-to-Peer Copyright Infringement*, 7 TUL. J. TECH. & INTELL. PROP. 249 (Spring 2005).

Note, *Tackling Global Software Piracy Under TRIPS: Insights from International Relations Theory*, 116 HARV. L. REV. 1139 (Feb. 2003).

Oman, Ralph. *Copyright Piracy in China*, 5 J. MARSHALL REV. INTELL. PROP. L. 583 (Summer 2006).

Pantages, Christian John. *Avast Ye, Hollywood! Digital Motion Picture Piracy Comes of Age*, 15 TRANSNAT'L LAW. 155 (Winter 2002).

HeinOnline -- 1 Protecting America's Intellectual Property: A Legislative History of the Pro IP Act of 2008 (William H. Manz, ed.) xvii 2009

Parcher, Tiffany A. *The Fact and Fiction of* Grokster *and* Sony*: Using Factual Comparisons to Uncover the Legal Rule*, 54 UCLA L. REV. 509 (Dec. 2006).

Park, Michelle, In re Charter Communications*: The Newest Chapter in P2P File Sharing*, 11 B.U. J. SCI. & TECH. 324 (Summer 2005).

Penn, Stacey N. A&M Records v. Napster, *259 F.3d 1004 (9th Cir. 2001)*, 7 J. TECH. L. & POL'Y 5 (Dec. 2002).

Pessach, Guy. *An International-Comparative Perspective on Peer-to-Peer File-Sharing and Third Party Liability in Copyright Law: Framing the Past, Present, and Next Generations' Questions*, 40 VAND. J. TRANSNAT'L L. 87 (Jan. 2007).

Pesta, Kristine. *The Piracy Prevention Bill, H.R. 5211: The Second Generation's Answer to Copyright Infringement over Peer-to-Peer Networks*, 33 SW. U. L. REV. 397 (2004).

Peterson, Debra D. *Criminal Counterfeiting and Component Parts*, 30 AIPLA Q. J. 457 (Fall 2002).

Ponte, Lucille M. *Coming Attractions: Opportunities and Challengers in Thwarting Global Movie Piracy*, 45 AM. BUS. L.J. 331 (Summer 2008).

Priest, Eric. *The Future of Music and Film Piracy in China*, 21 BERKELEY TECH. L.J. 795 (Spring 2006).

Sag, Matthew. *Piracy: Twelve Year-Olds, Grandmothers, and Other Good Targets for the Recording Industry*, 4 NW. J. TECH. & INTELL. PROP. 133 (2006).

Schwabach, Aaron. *Intellectual Property Piracy: Perception and Reality in China, the United States, and Elsewhere*, 2 J. INT'L MEDIA & ENT. L. 65 (Winter 2008).

Shah, Manesh Jiten. *Problems with Sharing the Pirates' Booty: An Analysis of TRIPs, the Copyright Divide Between the United States and China & Two Potential Solutions*, 5 RICH. J. GLOBAL L. & BUS. 69 (Winter 2005).

Sher, Scott A. In re Napster, Inc. *Copyright Litigation: Defining the Contours of the Copyright Misuse Doctrine*, 18 SANTA CLARA COMPUTER & HIGH TECH. L.J. 325 (May 2002).

HeinOnline -- 1 Protecting America's Intellectual Property: A Legislative History of the Pro IP Act of 2008 (William H. Manz, ed.) xviii 2009

Shipley, David E. *Congressional Authority over Intellectual Property Policy After* Eldred v. Ashcroft*: Deference, Empty Limitations, and Risks to the Public Domain*, 70 ALB. L. REV. 1255 (2007).

Shiu, Stephen K. *Motion Picture Piracy: Controlling the Seemingly Endless Supply of Counterfeit Optical Disks in Taiwan*, 39 VAND. J. TRANSNAT'L L. 607 (Mar. 2006).

Siefkas, Julie. *Copyright Piracy in Vietnam: The Impediments of Weak Enforcement Policies on the Country's Economic Reform*, 14 FLA. J. INT'L L. 475 (Spring 2002).

Smith, Ryan. *Counterfeit Drugs: The Good, the Bad and the Ugly*, 16 ALB. L.J. SCI. & TECH. 525 (2006).

Smith, Seagrumn. *From Napster to Kazaa: The Battle over Peer-to-Peer Filesharing Goes International*, 2003 DUKE L. & TECH. REV. 8 (2003).

Sorkin, Bernard. *A Geriatric View of Motion Picture Piracy*, 51 J. COPYRIGHT SOC'Y USA 237 (Fall 2003).

Spitz, Bradley D. *Cyber-Swashbuckling? The U.S. Copyright Holder's Battle Against Extraterritorial Peer-to-Peer Network Infringement in U.S. Courts Will Not End with* Grokster, 16 IND. INT'L & COMP. L. REV. 423 (2006).

Stearn, Douglas W. *Deterring the Importation of Counterfeit Pharmaceutical Products*, 59 FOOD & DRUG L.J. 537 (2004).

Ting, Oliver. *Pirates of the Orient: China, Film Piracy, and Hollywood*, 14 VILL. SPORTS & ENT. L.J. 399 (2007).

Thomas, Robert E. *Vanquishing Copyright Pirates and Patent Trolls: The Divergent Evolution of Copyright and Patent Laws*, 43 AM. BUS. L. REV. 689 (Winter 2006).

Tunberg, Laura. *Film Piracy in the Digital Environment: Is It the Wild, Wild West?*, 24 LOY. L.A. L. REV. 601 (2004).

Tussey, Deborah. *Music at the Edge of Chaos: A Complex Systems Perspective on File Sharing*, 37 LOY. U. CHI. L.J. 147 (Fall 2005).

Waldvogel, Rafael RobJoel. *Piracy on the High C's: Music Downloading, Sales Displacement, and Social Welfare in a Sample of College Students*, 49 J. L. & ECON. 29 (Apr. 2006).

HeinOnline -- 1 Protecting America's Intellectual Property: A Legislative History of the Pro IP Act of 2008 (William H. Manz, ed.) xix 2009

Wan, Charn Wing. *The Challenge of the Criminalization of Online Piracy in Hong Kong*, 3 J. INTELL. POL'Y L. & PRAC. 666 (Oct. 2008).

Wardle, David L. *Broken Record: Revisiting the Flaws in* Sony's *Fair Use Analysis in Light of the* Grokster *Decision*, 26 LOY. L.A. ENT. L. REV. 1 (2005).

Weber, Janelle A. *Don't Drink, Don't Smoke, Don't Download: Parent's Liability for Their Children's File Sharing*, 57 FLA. L. REV. 1163 (Dec. 2005).

Witt, Amanda. *Burned in the USA: Should the Music Industry Utilize It: American Strategy of Suing Users to Combat Online Piracy in Europe?*, 11 COLUM. J. EUR. L. 375 (Spring 2005).

Wright, Robert H. *Escaping Davy Jones' Locker: How the Motion Picture Industry Can Stop Digital Piracy Without Unnecessary Litigation*, 6 U. PITT. J. TECH. L. & POL'Y 1 (Fall 2005).

Xie, Huijia, *Regulation of Anti-Circumvention in China*, 54 J. COPYRIGHT SOC'Y USA 545 (Winter/Spring 2007).

Yu, Peter. *Four Common Misconceptions About Copyright Piracy*, 26 LOY. L.A. INT'L & COMP. L. REV. 127 (2003).

Yu, Peter. *From Pirates to Partners (Episode II): Protecting Intellectual Property in Post-WTO China*, 55 AM. U. L. REV. 901 (May 2006).

Zankel, Julie. *A Little Help with Sharing: A Mandatory Licensing Proposal to Resolve the Unanswered Questions Surrounding P2P Liability for Contributory Copyright Infringement in the Wake of* Grokster, 80 S. CAL. L. REV. 189 (Nov. 2006).

Zhang, Jing. *Pushing Copyright Law in China: A Double-Edged Sword*, 18 DEPAUL J. ART, TECH. & INTELL. PROP. L. 27 (Fall 2007).

Zhu, Lanye, and Jiarui Liu. *Sino-US Intellectual Property Dispute: A New Chapter in WTO History*, 3 J. INTELL. PROP. L. & PRAC. 194 (Mar. 2008).

ZIMMERMAN, DIANE LEENHEER. *Daddy, Are We There Yet? Lost in* Grokster-*land*, 9 N.Y.U. J. LEGIS. & PUB. POL'Y 75 (2005–06).

HeinOnline -- 1 Protecting America's Intellectual Property: A Legislative History of the Pro IP Act of 2008 (William H. Manz, ed.) xx 2009

CONGRESSIONAL HEARINGS (2002–2004)

Examining the Theft of American Intellectual Property at Home and Abroad, hearing before the Senate Committee on Foreign Relations (Feb. 12, 2002).

Protecting Content in a Digital Age: Promoting Broadband and the Digital Television Transition, hearing before the Senate Commerce, Science, and Transportation Committee (Feb. 28, 2002).

Competition, Innovation, and Public Policy in the Digital Age, hearing before the Senate Judiciary Committee (Mar. 14, 2002).

Ensuring Content Protection in the Digital Age, hearing before the House Energy and Commerce Committee (Apr. 25, 2002).

Piracy of Intellectual Property on Peer-to-Peer Networks, hearing before the House Judiciary Committee (Sept. 26, 2002).

Peer-to-Peer Piracy on University Campuses, hearing before the House Judiciary Committee (Feb. 26, 2003).

International Copyright Piracy: A Growing Problem with Links to Organized Crime and Terrorism, hearing before the House Judiciary Committee (Mar. 6, 2003).

Piracy Prevention and the Broadcast Flag, hearing before the House Judiciary Committee (Mar. 6, 2003).

Intellectual Property Crimes: Are Proceeds from Counterfeited Goods Funding Terrorism, hearing before the House International Relations Committee (July 16, 2003).

Database and Collections of Information Misappropriations, hearing before the House Energy and Commerce Committee (Sept. 23, 2003).

Privacy and Piracy: The Paradox of Illegal File Sharing on Peer-to-Peer Networks and the Impact of Technology on the Entertainment Industry, hearing before the Senate Governmental Affairs Committee (Sept. 30, 2003).

Anti-Counterfeiting Amendments of 2003, hearing before the Subcommittee on Courts, the Internet, and Intellectual Property of the House Judiciary Committee (Feb. 12, 2004).

HeinOnline -- 1 Protecting America's Intellectual Property: A Legislative History of the Pro IP Act of 2008 (William H. Manz, ed.) xxi 2009

Counterfeiting and Theft of Tangible Intellectual Property, hearing before the Senate Judiciary Committee (Mar. 23, 2004).

Pirates of the 21st Century: The Curse of the Black Market, hearing before the Senate Committee on Governmental Affairs (Apr. 20, 2004).

International and Domestic Intellectual Property Enforcement, Special Hearing, hearing before the Senate Appropriations Committee (Apr. 29, 2004).

Evaluating International Intellectual Property Piracy, hearing before the Senate Committee on Foreign Relations (June 9, 2004).

Protecting Innovation and Art While Preventing Piracy, hearing before the Senate Judiciary Committee (July 22, 2004).

Intellectual Property Piracy: Are We Doing Enough to Protect U.S. Innovation Abroad, hearing before the House Committee on Government Reform (Sept. 24, 2004).

Peer-to-Peer Piracy on University Campuses: An Update, hearing before the House Judiciary Committee (Oct. 5, 2004).

HeinOnline -- 1 Protecting America's Intellectual Property: A Legislative History of the Pro IP Act of 2008 (William H. Manz, ed.) xxii 2009