

The logo features a stylized circuit board on the left side, with lines connecting to the text. The text is arranged in three lines: "Journal of Law." on the top line, "Technology & the Internet" on the middle line, and "Case Western Reserve University School of Law" on the bottom line.

Journal of Law.  
Technology & the Internet  
Case Western Reserve  
University  
School of Law

The logo consists of a square icon with a stylized sunburst or fan shape on the left, followed by the text "CASE WESTERN RESERVE UNIVERSITY" in a bold, serif font, and "SCHOOL OF LAW" in a smaller, sans-serif font below it.

CASE WESTERN RESERVE  
UNIVERSITY  
SCHOOL OF LAW

Volume 2

Spring 2011

Number 2

**JOURNAL OF LAW, TECHNOLOGY & THE INTERNET**  
**2010-2011 EDITORIAL BOARD**

EDITOR-IN-CHIEF  
Katherine D. Gotelaere

MANAGING EDITOR  
Rachel McMillion

EXECUTIVE ARTICLES  
EDITOR  
Gabrielle LaHatte

PRODUCTION EDITOR  
John Wesley Samples

SUBMISSIONS EDITOR  
Abigail Greiner

EXECUTIVE NOTES  
EDITOR  
Greg Watkins

ASSOCIATE COORDINATOR  
William Baynard

CONTRIBUTING EDITORS  
Geoff Schotter  
D. Martin Stanberry  
ChelseyTelliard

SENIOR EDITORS  
Martin Dong Soon Choi, Kevin Morrissey, Samantha Neides, Steven Roth  
& Zachary West

ASSOCIATE EDITORS

Philip Blanco	Eben McNair
Daniel Cronin	Alex Mechling
Jolie DeForrest	Nada Mohamed
Carla DiBlasio	David Myers
Rebecca Gilbert	AshtynSaltz
Abbey Jahnke	Daniel Smith
Mitch Kline	Rachel Wolbers

FACULTY ADVISORS  
Raymond Ku  
Craid A. Nard  
Jacqueline D. Lipton  
Irina D. Manta

---

---

The JOURNAL OF LAW, TECHNOLOGY & THE INTERNET (“JOLTI”) is published by the students of Case Western Reserve University School of Law. The views expressed in this issue are those of the authors and do not necessarily reflect the views of JOLTI, its Editors and Staff, or the Case Western Reserve University School of Law.

JOLTI welcomes submissions of original articles. Possible topical areas include: patent law, copyright law, trademark law, cyber law, telecommunications law, and law regulating nascent technologies. JOLTI conforms to THE BLUEBOOK: A UNIFORM SYSTEM OF CITATION (19th ed. 2010). The JOLTI Executive Board will consider submissions for publication. The Executive Board regrets that it cannot return submissions to authors unless a self-addressed stamped envelope accompanies the manuscript. Correspondence and manuscripts should be sent to:

Managing Editor

JOURNAL OF LAW, TECHNOLOGY & THE INTERNET  
Case Western Reserve University School of Law  
11075 East Boulevard  
Cleveland, OH 44106  
Telephone: (216)-223-8529  
Email: JOLTI@Case.edu

All accepted manuscripts are subject to editing. Manuscripts selected for publication are accepted with the understanding that editorial changes may be made to improve readability, and to ensure conformity with style policy. Accepted manuscripts become the permanent property of JOLTI and may only be published on SSRN without prior written permission.

Annual subscriptions may be entered for the entire volume for \$25.00 for both foreign and domestic subscribers. Any correspondence regarding subscriptions should be sent to the Manager Editor at the address listed above. Single issues of the current volume are available for \$14.00 each.

---

For all photocopy or republication requests, please contact Copyright Clearance Center, Inc. by mail: 222 Rosewood Drive, Danvers, MA 01923; by phone: (978) 646-2600; by fax: (978) 646-8600; by email: infoat@copyright.com; or online: www.copyright.com.

Selected JOLTI Articles are available on LexisNexis, Westlaw, and Heinonline. This issue went to press in March of 2011.

---

ISSN 1949-6451

Cite as: CASE W. RES. J.L. TECH & INTERNET

---

## PREFACE

Students created the JOURNAL OF LAW, TECHNOLOGY & THE INTERNET to provide academics, practitioners, and students with a forum to discuss topics relating to technology and the law. The JOURNAL OF LAW, TECHNOLOGY & THE INTERNET also provides its student editors with rigorous academic research and writing experience that exposes them to a wide variety of topics; the breadth of our subject matter is tremendous, ranging from scientific and social to commercial and political, on scales from the subatomic to the universal.

Furthermore, articles published in JOLTI are peer-reviewed. Our peer-review process is used to ensure quality, accuracy, and that all our articles meaningfully advance legal scholarship. We also thank the entire Case Western Reserve School of Law community, especially the Center for Law, Technology & the Arts and Professor Raymond Ku, Professor Craig Nard, Professor Jacqueline Lipton, and Professor Irina Manta.