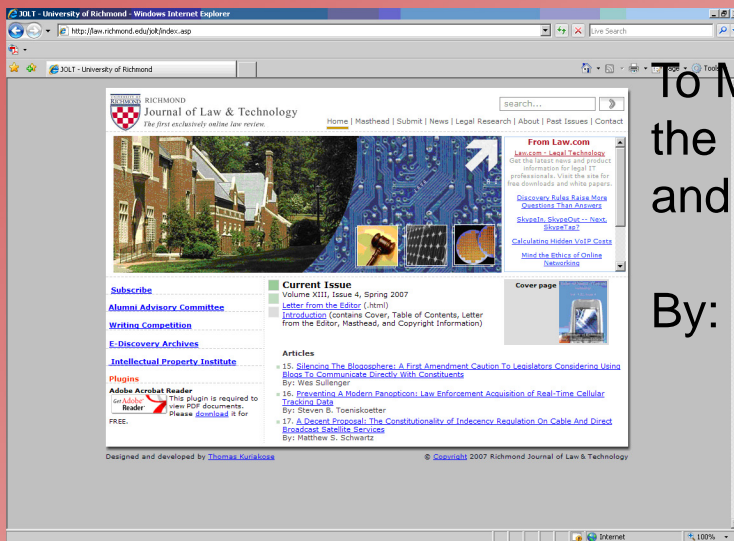


Richmond Journal of Law and Technology

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Applying Section 271 to Activities that “Straddle”
Territorial Borders

By: Eric W. Gutttag



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the Patent Marking Statute to Websites
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3. THE “FIRST-TO-FILE” PATENT SYSTEM: WHY ADOPTION IS NOT AN
OPTION!

By: Rebecca C.E. McFadyen

November 8, 2007

Richmond Journal of Law & Technology
University of Richmond School of Law
28 Westhampton Way
University of Richmond, Virginia 23173

Dear Readers,

The *Richmond Journal of Law and Technology* is proud to present its first issue of the 2007–2008 academic school year. To start off the new academic year, our authors present new ideas on the age old topic of Patent Law.

In an increasingly global economy, what resources are available to patent owners when activities in cyberspace, but also outside the United States' borders, infringe on patent rights? Eric Guttag examines the reach of §271 of the Patent Act on infringing activities that straddle territorial boundaries. Eric Guttag is a registered patent attorney and a partner in the intellectual property law firm of Jagtiani+Guttag.

Authors Eugene Goryunov and Mark Polyakov explore how the decades-old marking statute of the Patent Act applies to patented websites or internet applications. The authors explain what patent owners and their licensees should do in order to comply with the marking statute. Eugene Goryunov is a 2008 Juris Doctorate candidate at the John Marshall Law School. His co-author, Mark Polyakov, is an associate at Wood Phillips in Chicago.

The United States has long adhered to a “first to invent” patent system. However, in recent years, many commentators have called for a major overhaul of the American system so that it better conforms with the policy of other nations and various international treaties. Author Rebecca McFadyen takes an in-depth look at this issue and argues that adoption of a “first to file” system is not an option for American patent law. McFadyen is a candidate for J.D. from the University of Florida in December 2007.

The *Journal* would especially like to thank the faculty and staff at the University of Richmond for their continued support and guidance. We welcome our new faculty advisor, Professor Melanie Holloway, to campus, and we look forward to working with her to produce scholarly and relevant works for the legal community this year.

Thank you for visiting the *Journal's* website. As always, comments and suggestions are welcome from our readers at jolt@richmond.edu.

Sincerely,

A handwritten signature in cursive script that reads "Eileen R. Geller".

Eileen R Geller
Editor-in-Chief

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