
Contents

<i>List of editors and contributors</i>	viii
<i>Foreword by Jerome H. Reichman</i>	xv
<i>Preface by Irene Calboli and Edward Lee</i>	xvii

PART I THE THEORETICAL FRAMEWORK OF INTELLECTUAL PROPERTY EXHAUSTION

1 Incentives, contracts, and intellectual property exhaustion <i>Shubha Ghosh</i>	3
2 The economic rationale for exhaustion: distribution and post-sale restraints <i>Ariel Katz</i>	23
3 Exhaustion and personal property servitudes <i>Molly Shaffer Van Houweling</i>	44
4 “Exhaustion” in the digital age <i>Reto M. Hilty</i>	64

PART II INTELLECTUAL PROPERTY EXHAUSTION AND PARALLEL IMPORTS: THE INTERNATIONAL CONTEXT

5 International intellectual property rules and parallel imports <i>Susy Frankel and Daniel J. Gervais</i>	85
6 Economic perspectives on exhaustion and parallel imports <i>Keith E. Maskus</i>	106
7 Working toward international harmony on intellectual property exhaustion (and substantive law) <i>Vincent Chiappetta</i>	125
8 Parallel trade in pharmaceuticals: trade therapy for market distortions <i>Frederick M. Abbott</i>	145

PART III INTELLECTUAL PROPERTY EXHAUSTION AND PARALLEL IMPORTS: REGIONAL AND NATIONAL APPROACHES

9 The European internal market: exhaustion plus <i>Christopher M. Stothers</i>	169
10 The exhaustion doctrine in Singapore: different strokes for different IP folks <i>Ng-Loy Wee Loon</i>	185

vi	<i>Research handbook on intellectual property exhaustion and parallel imports</i>	
11	Parallel imports and the principle of exhaustion of rights in Latin America <i>Carlos M. Correa and Juan I. Correa</i>	198
12	Exhaustion of intellectual property rights and the principle of territoriality in the United States <i>John A. Rothchild</i>	226
PART IV SELECTED ISSUES (AND CHALLENGES) ON PATENT EXHAUSTION		
13	Patent exhaustion and free transit at the interface of public health and innovation policies: lessons to be learned from EU competition law practice <i>Josef Drexler</i>	249
14	Regulatory responses to international patent exhaustion <i>Sarah R. Wasserman Rajec</i>	271
15	Patent exhaustion rules and self-replicating technologies <i>Christopher Heath</i>	289
16	Development of patent exhaustion in Mainland China <i>Xiang Yu and Conghui Yin</i>	308
17	The hermeneutics of the patent exhaustion doctrine in India <i>Yogesh Pai</i>	324
PART V SELECTED ISSUES (AND CHALLENGES) ON TRADEMARK EXHAUSTION		
18	Trademark exhaustion and its interface with EU competition law <i>Apostolos G. Chronopoulos and Spyros M. Maniatis</i>	343
19	Trademark exhaustion and free movement of goods: a comparative analysis of the EU/EEA, NAFTA and ASEAN <i>Irene Calboli</i>	367
20	Using trademark law to override copyright's first sale rule for imported copies in the United States <i>Mary LaFrance</i>	390
21	New developments in trademark exhaustion in Korea <i>Byungil Kim</i>	408
22	Trademark exhaustion and the Internet of resold things <i>Yvette Joy Liebesman and Benjamin Wilson</i>	422

PART VI SELECTED ISSUES (AND CHALLENGES) ON COPYRIGHT
EXHAUSTION

23	How could the Taiwan Copyright Act follow the patent and trademark regime and adopt international copyright exhaustion? <i>Kung-Chung Liu</i>	443
24	The Marrakesh Treaty and the targeted uses of copyright exhaustion <i>Marketa Trimble</i>	461
25	From importation to digital exhaustion: a Canadian copyright perspective <i>Pierre-Emmanuel Moyses</i>	478
26	Exhaustion and the Internet as a distribution channel: the relationship between intellectual property and European law in search of clarification <i>Guido Westkamp</i>	498
27	Digital copyright exhaustion and personal property <i>Aaron Perzanowski and Jason Schultz</i>	518
	<i>Index</i>	537