



THE LAW REVIEW OF THE FRANKLIN PIERCE CENTER FOR  
INTELLECTUAL PROPERTY

VOLUME 60 — ISSUE 2

---

**EDITORIAL BOARD**

EDITOR-IN-CHIEF

MATTHEW MIDDLETON

NOTES & COMMENTS EDITOR

KATHERINE COKER

LEAD ARTICLES EDITOR

SARAH LEIGHTON

E-MEDIA EDITOR

DANIELLE POMEROY

MANAGING EDITORS

NICHOLAS BORTZ  
DUSTIN FERZACCA

ASSOCIATE EDITORS

NANCY BRAMAN  
HALEY BREEDLOVE  
DOUGLAS BRUNO  
MASON CARR

MEREDITH FOOR  
SIYUAN GE  
CHRISTOPHER GLUECK  
HALEY GOECKEL

KURT HOPPMANN  
AUSTIN LORCH  
RYAN RIEKER  
NICHOLAS TELLA

**FACULTY ADVISORS**

JON CAVICCHI & RYAN VACCA  
*UNIVERSITY OF NEW HAMPSHIRE FRANKLIN PIERCE SCHOOL OF LAW*

**BUSINESS MANAGER**

LAURI CONNOLLY  
*UNIVERSITY OF NEW HAMPSHIRE FRANKLIN PIERCE SCHOOL OF LAW*

***IDEA***<sup>®</sup>: *The Law Review of the Franklin Pierce Center for Intellectual Property* (ISSN 0019-1272) is published three times a year by the students of the University of New Hampshire Franklin Pierce School of Law (UNH Law), and provides practical articles relating to patent, copyright, trademark, trade secret, unfair competition, and general intellectual property law issues from around the world. Subscription information is available in the back of the Law Review.

Our mission is to be recognized worldwide as the premier intellectual property publication providing practical articles that timely address new, controversial, and potential developments in intellectual property law and related fields.

The opinions of the authors are not necessarily those of the Board of Editors, Editorial Advisory Board, Faculty Advisor(s), or UNH Law.

***IDEA***<sup>®</sup>: *The Law Review of the Franklin Pierce Center for Intellectual Property* is indexed in Current Law Index, Legal Resources Index, Index to Legal Periodicals, and Legal Contents and is available online on EBSCOhost<sup>®</sup>, HeinOnline<sup>®</sup>, WESTLAW<sup>®</sup>, LEXIS<sup>®</sup>, and at <https://law.unh.edu/IDEA>.

For additional information, call or write:

***IDEA***<sup>®</sup>: *The Law Review of the Franklin Pierce Center for Intellectual Property*

University of New Hampshire Franklin Pierce School of Law  
Two White Street  
Concord, New Hampshire 03301  
United States of America  
603.228.1541

[subscriptions@law.unh.edu](mailto:subscriptions@law.unh.edu)  
<https://law.unh.edu/IDEA>

© 2020 University of New Hampshire Franklin Pierce School of Law

Copyright in all published material in this issue is retained by the respective authors pursuant to *IDEA*'s Publishing Agreement available on the website. Copyright in the collected work is retained by UNH Law. Where UNH Law holds copyright, it grants permission for copies of articles to be made for classroom use, provided that copies are distributed at or below cost; the author and *IDEA: The Law Review of the Franklin Pierce Center for Intellectual Property* are identified; proper notice of copyright is affixed to each copy; and *IDEA: The Law Review of the Franklin Pierce Center for Intellectual Property* is notified of the use.

**Cite as: 60 IDEA \_\_ (2020).**

Notwithstanding anything to the contrary, *IDEA* should always be cited in the above-noted manner.

## SUBSCRIBER RENEWAL REQUIREMENT

Subscriptions of IDEA run on a calendar year. Payment is due before the shipment of issue one of the next volume. If you have not paid for Volume 60 directly or through your agent, your subscription will cease with this issue unless payment is received. Thank you for being a valued subscriber.



**TABLE OF CONTENTS**  
**VOLUME 60 — ISSUE 2**

---

**ARTICLES:**

<b>A KALEIDOSCOPIC MAPPING OF INTELLECTUAL PROPERTY DISCOURSES: IS THE PUBLIC DOMAIN AN ILLUSORY CONCEPT THAT IS INVOKED TO JUSTIFY EXCESSIVE MONOPOLIES?</b>	
WEDNESDAY EDEN . . . . .	235
<b>PLAGIARIZE THIS PAPER</b>	
BRIAN L. FRYE . . . . .	294
<b>PROTECTING VIRTUAL THINGS: PATENTABILITY OF ARTIFICIAL INTELLIGENCE TECHNOLOGY FOR THE INTERNET OF THINGS</b>	
ANASTASIA GREENBERG . . . . .	328
<b>FIXING SECONDARY CONSIDERATIONS IN PATENT OBVIOUSNESS ANALYSIS</b>	
CHARLES LIU . . . . .	352
<b>UNDERSTANDING AFRICAN AND LIKE-MINDED COUNTRIES' POSITIONS AT WIPO-IGC</b>	
CHIDI OGUAMANAM . . . . .	386