Prefatory Matter and Table of Contents
ARTICLES

Fixing Forum Selling

Brian L. Frye & Christopher J. Ryan, Jr. 1

Patent Venue Exceptionalism
after TC Heartland v. Kraft

Ana Santos Rutschman 29

TC Heartland:
The Patent Venue Question Is Informed By
Personal Jurisdiction Issues

Richard Samp 45
STATEMENT OF EDITORIAL POLICY

The University of Miami Business Law Review, formerly the Business Law Journal (ISSN: 1047-2819), is an academic journal that publishes submitted articles and student notes and comments on legal issues arising in any field related to business. These areas include, but are not limited to, corporation, tax, antitrust, banking, securities regulation, bankruptcy, environmental, sports, entertainment, health, insurance, and labor law. The University of Miami Business Law Review is currently available on LEXIS and Westlaw, as well as on our organizational website at law.miami.edu/umblr.

SUBSCRIPTIONS: The University of Miami Business Law Review strives to produce two issues per year. For information on receiving a hard copy of the University of Miami Business Law Review through our Print-on-Demand service, please visit our organizational website at business-law-review.law.miami.edu. If you or your institution is interested in receiving news on our forthcoming digital issues, please email the Managing Editor at umblr@law.miami.edu with your contact information, your organizational name, and a receiving email address.

SUBMISSIONS: The University of Miami Business Law Review invites the submission of unsolicited manuscripts and comments. All manuscripts should conform to the style set forth in The Bluebook: A Uniform System of Citation (20th ed. 2015). Authors seeking publication in the University of Miami Business Law Review should submit manuscripts in Microsoft Word format electronically to umblr@law.miami.edu or as otherwise provided at http://business-law-review.law.miami.edu/submissions/.

MEMBERSHIP: The University of Miami Business Law Review selects members on the basis of academic performance and a student writing competition. The Editorial Board does not discriminate on the basis of age, color, handicap, national origin, race, religion, sex, sexual orientation, gender, or gender identity.

COPYRIGHT: The copyright in the Journal shall be owned by the University of Miami as a collective work pursuant to the Copyright Act, 17 U.S.C. §§ 101 and 103(b). The copyright in the Work shall be owned by the Author pursuant to the Copyright Act, 17 U.S.C. § 201(c). This issue may be reproduced and distributed, in whole or in part, by nonprofit institutions for educational purposes, including distribution to students, provided that the copies are distributed at or below cost and that those copies identify the Author(s), the University of Miami Law Review, the volume, the number of the first page and the year of publication. For reprint permission for purposes other than the above, please contact the University of Miami Business Law Review at the address below, or email (umblr@law.miami.edu). Please allow at least one business week for processing.

Address all inquiries to:
Editor-in-Chief
University of Miami Business Law Review
University of Miami School of Law
1311 Miller Drive, Law Library D334
Coral Gables, Florida 33124

Cite as: U. MIAMI BUS. L. REV.
UNIVERSITY OF MIAMI SCHOOL OF LAW

ADMINISTRATION

Julio Frenk, M.D., M.P.H., Ph.D., President of the University
Thomas J. LeBlanc, B.S., M.S., Ph.D., Provost & Executive Vice President
Patricia D. White, B.A., M.A., J.D., Dean & Professor of Law
Osamudia James, B.A., J.D., LL.M., Vice Dean & Professor of Law
Scott Sundby, B.A., J.D., Associate Dean for Faculty Development, Dean’s Distinguished Scholar & Professor of Law
Kele Stewart, B.S., J.D., Associate Dean for Experiential Learning, Co-Director of the Children & Youth Law Clinic & Professor of Clinical Legal Education
Ileana Porras, B.A., M.Phil., J.D., Associate Dean of Academic Affairs
Raquel M. Matas, B.A., J.D., Associate Dean for Administration and Counsel to the Dean
Harold Flegelman, B.A., J.D., Associate Dean for the Adjunct Faculty & Director of the Graduate Program in Entertainment, Arts and Sports Law
Georgina Angones, B.A., Assistant Dean for Law Development and Alumni Relations
Marcelyn Cox, B.A., J.D., Assistant Dean, Career Development Office
Michael L. Goodnight, B.A., M.S., Associate Dean of Admissions and Enrollment Management
Marni B. Lennon, B.A., Ms.Ed., J.D., Assistant Dean for Public Interest and Pro Bono, Director, HOPE Public Interest Resource Center
Greg Levy, B.A., J.D., Assistant Dean of Academic Affairs and Student Services
Janet E. Stearns, B.A., J.D., Dean of Students
William P. VanderWyden, III, B.A., M.Ed., J.D., Assistant Dean for Professional Development

FACULTY

David Abraham, B.A., M.A., Ph.D., J.D., Professor of Law Emeritus & University of Miami Law Review Faculty Advisor
Anthony V. Alfieri, A.B., J.D., Dean’s Distinguished Scholar, Professor of Law & Director of the Center for Ethics & Public Service
Paula Arias, J.D., Director of International Moot Court Program & Lecturer in Law
Yasminat Assis, LL.M., J.D., Associate Director, International Graduate Law Programs & Lecturer in Law
Jill Barton, B.J., B.A., M.S., J.D., Professor of Legal Writing
Ricardo Bascuas, B.A., J.D., Professor of Law
Caroline Bettinger-Lopez, B.A., J.D., Professor of Clinical Legal Education & Director, Human Rights Clinic
William Blatt, A.B., J.D., Professor of Law
Caroline M. Bradley, B.A. (Hons), LL.M., Professor of Law
Patricia A. Brown, B.S.F.S., J.D., Director, Graduate Program in Taxation
Sergio Campos, A.B., J.D., Professor of Law
Donna K. Coker, B.S.W., M.S.W., J.D., Professor of Law
Charlton Copeland, B.A., M.A.R., J.D., M. Minnette Massey Chair in Law and Professor of Law
Caroline Mala Corbin, B.A., J.D., Professor of Law
Andrew Dawson, B.A., J.D., Associate Professor of Law
Michele DeStefano, B.A., J.D., Professor of Law
Alyssa Dragnich, B.A., J.D., Professor of Legal Writing
Marc Fajer, A.B., J.D., Professor of Law
Zanita E. Fenton, A.B., J.D., Professor of Law
Mary Anne Franks, B.A., M.Phil., Ph.D., J.D., Professor of Law
Sandra Friedrich, J.D., LL.M., Director, White & Case International Arbitration LL.M. Graduate Program & Lecturer in Law
Christina M. Frohock, B.A., M.A., J.D, Professor of Legal Writing
A. Michael Froomkin, B.A., M.Phil., J.D., Laurie Silvers and Mitchell Rubenstein Distinguished Professor of Law
Patrick O. Gudridge, A.B., J.D., Professor of Law
Michael H. Graham, B.S.E., J.D., Dean’s Distinguished Scholar for the Profession, Professor of Law
Susan Haack, B.A., M.A., B.Phil., Ph.D., Distinguished Professor in the Humanities, Cooper Senior Scholar in Arts and Sciences, Professor of Philosophy & Professor of Law
Stephen K. Halpert, A.B., J.D., Professor of Law
Frances R. Hill, B.A., M.A., Ph.D., J.D., LL.M., Dean’s Distinguished Scholar for the Profession, Professor of Law
Elizabeth M. Iglesias, B.A., J.D., Professor of Law
Jan L. Jacobowitz, B.S., J.D., Director of the Professional Responsibility and Ethics Program & Lecturer in Law
D. Marvin Jones, B.S., J.D., Professor of Law
Stanley I. Langbein, A.B., J.D., Professor of Law
Tamara Rice Lave, B.A., M.A., Ph.D., J.D., Associate Professor of Law
Lili Levi, A.B., J.D., Professor of Law
Martha R. Mahoney, B.A., M.A., J.D., Dean’s Distinguished Scholar & Professor of Law
Fred McChesney, A.B., J.D., Ph.D., Carlos de la Cruz-Soia Mentschikoff Chair in Law and Economics
Felix Mormann, J.D., LL.M., Associate Professor of Law
Peter Nemerovski, B.A., J.D., Professor of Legal Writing
JoNel Newman, B.A., J.D., Director of the Health and Elder Law Clinic & Professor of Clinical Legal Education
James W. Nickel, B.A., Ph.D., Professor of Philosophy & Professor of Law
Leigh Ososky, A.B., J.D., Professor of Law
Bernard H. Oxman, A.B., J.D., Richard A. Hausler Endowed Chair & Professor of Law
Kunal Parker, A.B., M.A., J.D., Ph.D., Dean’s Distinguished Scholar & Professor of Law
Jan Paulsson, A.B., J.D., Michael Klein Distinguished Scholar Chair & Professor of Law
Shara Pelz, B.A., J.D., Professor of Legal Writing
Carmen Perez-Llorca, J.D., LL.M., Director of International Graduate Law Programs & Lecturer in Law
Bernard P. Perlmutter, B.A., J.D., Co-Director of the Children & Youth Law Clinic & Professor of Clinical Legal Education
Alejandro Portes, B.A., M.A., Ph.D., Professor of Sociology & Professor of Law
Tina Portuondo, B.A., J.D., LL.M., Director of the Heckerling Institute on Estate Planning & Director of the Heckerling LL.M. in Estate Planning
Daniel B. Ravicher, B.S.C.E., J.D., Director of the Larry Hoffman|Greenberg Traurig Startup Law Practicum & Lecturer in Law
Thomas A. Robinson, B.S., J.D., B.Litt., Professor of Law
Scott Rogers, B.S., M.S., J.D., Director, Mindfulness and the Law Program & Lecturer in Law
Laurence M. Rose, B.A., J.D., Director of the Litigation Skills Program & Professor of Law Emeritus
Robert E. Rosen, A.B., M.A., J.D., Ph.D., Professor of Law
Andres Sawicki, S.B., J.D., Associate Professor of Law
K. Renee Schimkat, B.A., J.D., Professor of Legal Writing
Stephen J. Schnably, A.B., J.D., Professor of Law
Rebecca Sharpless, B.A., M.Phil., J.D., Director, Immigration Clinic & Professor of Clinical Legal Education
Rachel Stabler, B.A., J.D., Professor of Legal Writing
Irwin P. Stotzky, B.A., J.D., Professor of Law
Jessi Tamayo, B.A., J.D., Director of the Street Law Program & Lecturer in Law
Annette Torres, B.A., M.B.A., J.D., Professor of Legal Writing
Stephen K. Urice, B.A., Ph.D., J.D., Professor of Law
Francisco Valdes, B.A., J.D., J.S.M., J.S.D., Dean’s Distinguished Scholar & Professor of Law
Teresa Verges, B.A. J.D., Director, Investor Rights Clinic & Lecturer in Law
William H. Widen, A.B., J.D., Professor of Law
Richard L. Williamson, Jr., A.B., M.A., J.D., Professor of Law
Sally H. Wise, B.A., J.D., M.LL., Director of the Law Library & Professor of Law
Cheryl Zuckerman, B.A., J.D., Professor of Legal Writing

Emeriti
Terence J. Anderson, B.A., J.D., Professor Emeritus of Law
Kenneth M. Casebeer, A.B., J.D., Professor Emeritus of Law
Mary I. Coombs, B.A., M.A., J.D., Professor Emerita of Law
Mary Doyle, B.A., LL.B., Dean Emerita & Professor Emerita of Law
Dennis O. Lynch, B.A., J.D., J.S.D., LL.M., Dean Emeritus & Professor Emeritus of Law
Elliott Manning, A.B., J.D., Professor Emeritus of Law
M. Minnette Massey, B.B.A., LL.B., M.A., LL.M., Professor Emerita of Law
George Mundstock, B.A., J.D., Professor Emeritus of Law
Keith S. Rosenn, B.A., LL.B., Professor Emeritus of Law
Kathryn D. Sowle, B.A., J.D., Professor Emerita of Law