Florida Prepaid Postsecondary Education Expense Board v. College Savings Bank and
College Savings Bank v. Florida Prepaid Postsecondary Education Expense Board

Pathfinder

Cases
8. Parden v. Terminal Railway, 377 U.S.184 (1964)
9. Chisholm v. Georgia, 2 U.S. 419 (1793); case that launched the 11th Amendment
10. Hans v. Louisiana, 134 U.S. 1 (1890) extends protection to suits by any individual regardless of citizenship—the Eleventh Amendment “reflects ‘the fundamental principle of sovereign immunity [that] limits the grant of judicial authority in Art. III ….’”—Hans
11. Pennsylvania v. Union Gas, 491 U.S. 1 (1989) (plurality opinion) (Congress can abrogate using the commerce clause. Seminole Tribe overruled this case)
20. Ex Parte Young, 209 U.S. 123 (1908)
23. City of Boerne v. Flores 521 US 507

Constitutional Provisions
1. Eleventh Amendment:
The Judicial power of the United States shall not be construed to extend to any suit in law or equity, commenced or prosecuted against one of the United States by Citizens of another State, or by Citizens or Subjects of any Foreign State.
2. Fourteenth Amendment

Statutes
1. 35 USC § 271 et seq (Patent Act)
2. Patent Remedy Act, 35 USC §§ 271(h), 296(a)
3. Trademark Clarification Remedy Act 15 USC § 1222(b)
5. 28 U.S.C. §§ 1295;1338(a)

Law Reviews

Treatises
1. Tribe on Constitutional Law

Books
2. ROBERT P. MERGES ET AL., INTELLECTUAL PROPERTY IN THE NEW TECHNOLOGICAL AGE 125.