CONTENTS

ARTICLES

Separate and Unequal: The Law of “Domestic” and "International" Terrorism ........ Shirin Sinnar 1333

Qualified Immunity and Constitutional Structure .......... Katherine Mims Crocker 1405

ESSAY

Plaintiff Personal Jurisdiction and Venue Transfer ........ Scott Dodson 1463

NOTE

Carpenter’s Legacy: Limiting the Scope of the Electronic Private Search Doctrine .... Sarah A. Mezera 1487

COMMENT

Putting Accessible Expression to Bed ......................... Jamila A. Odeh 1507
Except where otherwise expressly provided, the author of each Article, Essay, and Note in this issue has granted permission for copies of that Article, Essay, or Note to be made for educational use, provided that (i) copies are distributed at or below cost; (ii) copies identify the author, the Michigan Law Review, the volume, the number of the first page, and the year of the publication; and (iii) proper notice of copyright is affixed to each copy, attributing copyright to the author.

Michigan Law Review (ISSN 0026-2234) is published in October, November, December, February, March, April, May, and June. Subscriptions: United States, $60 per year in advance, eight numbers; Foreign, $70. Editorial and Business Offices: University of Michigan Law Library, 801 Monroe St., Ann Arbor, Michigan 48109-1210; MLR-business@umich.edu (Business); 734/647-5817 (Fax). Website: http://www.michiganlawreview.org. Periodicals postage paid at Ann Arbor, Michigan and additional mailing offices. POSTMASTER: send address changes to University of Michigan Law Library, 801 Monroe St., Ann Arbor, Michigan 48109-1210.

Printed by Sheridan, Hanover, PA 17331.


Volumes 1 through 112, as well as single issues in those volumes, are available in print and microform from William S. Hein & Co., Inc., 2350 North Forest Road, Getzville, New York 14068.

Because back stock of the Review is turned over to a dealer, back numbers are available to the Review for a short time only. We must therefore ask that subscribers report the nonreceipt of copies within six months of the mailing date.

We gladly consider unsolicited manuscripts for publication via Scholastica. Citations in manuscripts should follow the form prescribed in The Bluebook: A Uniform System of Citation (20th ed. 2015) and The Chicago Manual of Style (17th ed. 2017). Please see our website for submission instructions.
Call for Submissions

The editors of the Michigan Law Review invite essay submissions on current areas of legal thought and research for the Michigan Law Review Online.

Michigan Law Review Online publishes short articles and op-ed style pieces by academics, judges, practitioners, and law students, as well as timely responses to articles in the print journal of the Michigan Law Review. Our online companion quickly disseminates the legal community’s initial impressions of important judicial decisions and legislative developments.

Michigan Law Review Online prefers submissions under 6,000 words inclusive of footnotes and can only very rarely accept longer pieces. Submissions should be written in a style accessible to a general audience of practitioners and policymakers. Pieces will be published on an expedited production schedule.


Please send questions and comments to the Executive Online Editors at mlr.online@umich.edu
The editors of the *Michigan Law Review* are pleased to announce

**2020 SURVEY OF BOOKS RELATING TO THE LAW**
published April 2020


Please address inquiries to:

Michigan Law Review
University of Michigan Law School
Attn: Book Review Editors
625 S. State St.
Ann Arbor, MI 48109-1215

Visit our website at
UNIVERSITY OF MICHIGAN LAW SCHOOL

Administrative Officers
Mark Schlissel, B.A., M.D., Ph.D., President of the University
Martin A. Philbert, B.Sc., Ph.D., Provost and Executive Vice President for Academic Affairs
Mark D. West, B.A., J.D., Nippon Life Professor of Law, Dean
Bridge Carr, B.A., J.D., Clinical Professor of Law, Associate Dean for Strategic Initiatives
Daniel Halberstam, B.A., J.D., Eric Stein Collegiate Professor of Law, Associate Dean for Faculty and Research, Director of European Legal Studies Program
Debra Chopp, B.A., J.D., Clinical Professor of Law, Associate Dean for Experiential Education
David Santacroce, B.A., J.D., LL.M., Clinical Professor of Law, Associate Dean for Experiential Education
Gil Seinfeld, A.B., J.D., Professor of Law, Associate Dean for Academic Programming
Michael Dubin, B.S., M.A., Assistant Dean for Development and Alumni Relations
Theresa Kaiser-Jurvis, B.A., B.S.J., Ed.M, J.D., Assistant Dean for International Affairs
Ramji Kaul, B.A., J.D., Assistant Dean for Career Planning
Bayrex Marti, B.A., J.D., Assistant Dean for Student Life
Lindsey Stetson, B.A., J.D., Assistant Dean for Financial Aid
Sarah C. Zearfoss, B.A., J.D., Senior Assistant Dean for Admissions, Financial Aid, and Career Planning

Professors Emeriti of Law
Layman E. Allen, A.B., M.P.A., LL.B.
David L. Chambers, A.B., LL.B., Wade H. McCree, Jr. Collegiate Professor of Law
Edward H. Cooper, A.B., LL.B., Thomas M. Cooley Professor of Law
Donald N. Daquett, B.A., J.D.
Clinical Professor of Law
Philip M. Fost, B.A., J.D., Clinical Professor of Law
Thomas A. Green, B.A., Ph.D., J.D., John Philip Dawson Collegiate Professor of Law
Samuel R. Gross, A.B., J.D., Thomas G. and Mabel Long Professor of Law
Jerold H. Israel, B.B.A., LL.B., Alene and Allan F. Smith Professor of Law
Douglas A. Kahn, B.A., J.D., Paul G. Kauper Professor of Law
Yale Kamisar, A.B., LL.B., LL.D., Clarence Darrow Distinguished University Professor of Law
Thomas E. Kauper, A.B., J.D., Henry M. Butzel Professor of Law
Richard O. Lempert, A.B., J.D., Ph.D., Eric Stein Distinguished University Professor of Law and Sociology
Sallyanne Payton, B.A., LL.B., William W. Cook Professor of Law
Margaret Jane Radin, A.B., M.F.A., J.D., LL.D., Henry King Ransom Professor of Law
Terrance Sandalow, A.B., J.D., Edson R. Sunderland Professor of Law
E. Philip Soper, B.A., M.A., J.D., Ph.D., James V. Campbell Professor of Law
Theodore J. St. Antoine, A.B., J.D., James E. and Sarah A. Degan Professor of Law
Joseph Vining, B.A., M.A., J.D., Harry Burns Hutchins Collegiate Professor of Law
Lawrence W. Waggoner, B.B.A., J.D., D.Phil., Lewis M. Simes Professor of Law
Peter K. Westen, B.A., J.D., Frank G. Millard Professor of Law
James Boyd White, B.A., M.A., LL.B., L. Hart Wright Collegiate Professor of Law
James J. White, B.A., J.D., Robert A. Sullivan Professor of Law

Professors of Law
Kate Andrias, B.A., J.D.
Reuven S. Avi-Yonah, B.A., A.M., Ph.D., J.D., Irwin I. Cohn Professor of Law
Samuel Bagenstos, B.A., J.D.
Frank G. Millard Professor of Law
Nicholas Bagley, B.A., J.D.
Roy F. and Jean Humphrey Proffitt Professor of Law
Lawrence W. Waggoner, B.B.A., J.D., D.Phil., Lewis M. Simes Professor of Law
Bruce W. Frier, B.A., Ph.D., John and Teresa D’Arms Distinguished University Professor of Classics and Roman Law
Monica R. Hakimi, B.A., J.D.
Daniel Halberstam, B.A., J.D., Eric Stein Collegiate Professor of Law
James C. Hathaway, LL.B., LL.M., J.S.D., James E. and Sarah A. Degan Professor of Law
Scott Hershovitz, A.B., M.A., D.Phil., J.D.
Donald J. Herzog, A.B., A.M., Ph.D., Edson R. Sunderland Professor of Law
James Hines Jr., B.A., M.A., Ph.D., L. Hart Wright Collegiate Professor of Law
Nicholas C. Howson, B.A., J.D.
Ellen D. Katz, B.A., J.D., Ralph W. Agler Professor of Law
Vikramaditya S. Khanna, B.C.A., LL.B., S.J.D., William W. Cook Professor of Law

Phoebe C. Ellsworth, A.B., Ph.D., Frank Murphy Distinguished Professor of Law and Psychology
Richard D. Friedan, B.A., J.D., D.Phil., Alene and Allan F. Smith Professor of Law
Bruce W. Frier, B.A., Ph.D., John and Teresa D’Arms Distinguished University Professor of Classics and Roman Law
Vikramaditya S. Khanna, B.C.A., LL.B., S.J.D., William W. Cook Professor of Law
Assistant Professors of Law

Maureen Carroll, B.S., J.D.
Nicolas Cornell, A.B., Ph.D., J.D.
Edward Fox, B.A., J.D., Ph.D.

Clinical Professors of Law

Alicia Alvarez, B.A., J.D.
Nicole Appleberry, A.B., J.D., LL.M.
Edward R. Becker, B.A., J.D.
Howard Bromberg, B.A., J.D., J.S.M.
David A. Moran, B.S., B.A., M.A., M.S., J.D.
Mark K. Osbeck, A.B., M.A., J.D.
Paul D. Reingold, B.A., J.D.
Nicholas J. Rine, B.A., J.D.

Clinical Assistant Professors of Law

Matthew Andres, B.A., J.D.
Patrick Barry, B.A., J.D., Ph.D.
Elizabeth Campbell, B.A., J.D.
Paul H. Falon, B.A., M.A., J.D.
Steve Gray, B.A., J.D.
David Guenther, B.A., M.A., J.D.
Margaret Hannon, B.A., J.D.

Professors from Practice

J. Phillip Adams, B.A., J.D., LL.M
Timothy L. Dickinson, B.A., J.D., LL.M
Jennifer Havekamp, B.A., M.A., J.D.
Robert Hirshon, B.A., J.D.

Frank G. Millard Professor from Practice

Barbara McQuade, B.A., J.D.
Leonard Niehoff, A.B., J.D.
David Uhlmann, B.A., J.D.

William W. Cook Global Law Professors

Susanne Baer, LL.M.
Paul Brand, B.A., M.A., D.Phil
Christine Chinkin, LL.B., LL.M., Ph.D.
John G. Hudson, M.A., D.Phil

Hau-Jin Kim, B.S., Dr. Jur., LL.M.
J. Christopher McCrudden, LL.B., LL.M., D.Phil
Anne Peters, LL.M.