

**UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE DIRECTOR OF THE UNITED STATES PATENT AND  
TRADEMARK OFFICE**

In the Matter of:

Carl. D. Hughes,

Respondent

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Proceeding No. D2009-02

**FINAL ORDER UNDER 37 C.F.R. § 11.24**

Pursuant to 37 C.F.R. § 11.24(d), the Director of the United States Patent and Trademark Office (USPTO) hereby orders the exclusion of Carl D. Hughes (Respondent) from the practice of patent, trademark, and other non-patent law before the USPTO for violation of the ethical standards set out in 37 C.F.R. §§ 10.23(a) and (b), as further identified under 37 C.F.R. § 10.23(c)(5).

A "Notice and Order Under 37 C.F.R. § 11.24" mailed December 19, 2008, (Notice and Order) informed Respondent that the Director of the Office of Enrollment and Discipline (OED Director) had filed a "Complaint for Reciprocal Discipline Under 37 C.F.R. § 11.24" (Complaint) requesting that the USPTO Director exclude Respondent from practice before the USPTO. The request for exclusion of the Respondent in the Complaint was based upon the June 10, 2008 Order of Disbarment of the District 06A Grievance Committee of the State Bar of Texas, in File No. D0060629909, *Commission for Lawyer Discipline v. Carl D. Hughes*, disbarring Respondent from the practice of law based on ethical grounds. The Notice and Order directed Respondent to file, within 40 days, a response containing all information Respondent believes is sufficient to establish a genuine

issue of material fact that the imposition of discipline identical to that imposed by the District 06A Grievance Committee of the State Bar of Texas would be unwarranted based upon any of the grounds permissible under 37 C.F.R. § 11.24(d)(1).

Respondent has not filed a response to the Notice and Order. 37 C.F.R. § 11.24(d)(1). Accordingly, the USPTO Director hereby determines that: 1) there is no genuine issue of material fact under 37 C.F.R. § 11.24(d) and 2) exclusion of Respondent from practice before the USPTO is appropriate.

ACCORDINGLY, it is:

ORDERED that Respondent is hereby excluded from the practice of patent, trademark, and other non-patent law before the USPTO;

ORDERED that the OED Director publish the following notice in the Official Gazette:

NOTICE OF EXCLUSION

Carl D. Hughes of Dallas, Texas, is a registered patent attorney whose registration number is 30,852. In a disciplinary proceeding, the Director of the United States Patent and Trademark Office has ordered Mr. Hughes be excluded from the practice of patent, trademark, and non-patent law before the United States Patent and Trademark Office based upon Mr. Hughes' disbarment from the practice of law in the State of Texas for having charged and collected unconscionable fees from a client and for not providing the client's file upon request until the client paid \$540 for the copying thereof. The exclusion imposed by the Director begins on February 13, 2009. This action is taken pursuant to the provisions of 35 U.S.C. § 32 and 37 C.F.R. § 11.24.

ORDERED that the OED Director shall give notice of this Final Order to 1) appropriate employees of the USPTO; 2) interested departments, agencies, and courts of the United States; and 3) appropriate authorities of any State in which Respondent is known to be a member of the bar;

ORDERED that Respondent shall comply with 37 C.F.R. § 11.58(a) while excluded;

ORDERED that Respondent comply with 37 C.F.R. § 11.58(b)(1);

ORDERED that Respondent comply with 37 C.F.R. § 11.58(b)(2);

ORDERED that Respondent comply with 37 C.F.R. § 11.58(b)(3);

ORDERED that Respondent comply with 37 C.F.R. § 11.58(b)(4);

ORDERED that Respondent comply with 37 C.F.R. § 11.58(b)(5);

ORDERED that Respondent comply with 37 C.F.R. § 11.58(b)(6);

ORDERED that Respondent comply with 37 C.F.R. § 11.58(c);

ORDERED that Respondent comply with 37 C.F.R. § 11.58(d);

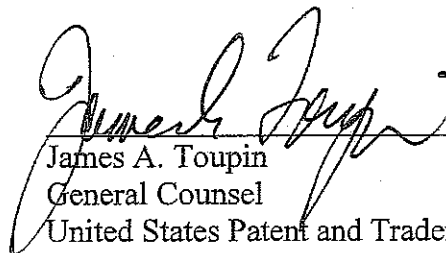
ORDERED that Respondent comply with 37 C.F.R. § 11.58(e);

ORDERED that Respondent comply with 37 C.F.R. § 11.58(f);

ORDERED that Respondent comply with 37 C.F.R. § 11.60 should Respondent seek  
reinstatement.

FEB 13 2009

Date



James A. Toupin  
General Counsel  
United States Patent and Trademark Office

on behalf of

John Doll

Acting Under Secretary of Commerce for Intellectual  
Property and Director of the United States Patent and  
Trademark Office