

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

In the Matter of:)
)
Les A. Boegemann,)
)
Respondent)
)
)
)
_____)

Proceeding No. D2009-59

FINAL ORDER PURSUANT TO 37 C.F.R. § 11.24

Pursuant to 37 C.F.R. § 11.24(d), the public reprimand of Les A. Boegemann, (Respondent) is hereby ordered for violation of the ethical standard set out in 37 C.F.R. § 10.23(b)(6).

A “Notice and Order Under 37 C.F.R. § 11.24” mailed December 11, 2009, (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 Director of the United States Patent and Trademark Office (USPTO or Office) impose reciprocal discipline upon Respondent, namely: a public reprimand. The request for the public reprimand of the Respondent in the Complaint was based upon the July 17, 2009, order of the Supreme Court of Arizona in *In the matter of a Member of the State Bar of Arizona, Les A. Boegemann* (Supreme Court No. SB-09-0069-D) censuring Respondent for misconduct as disclosed by the Disciplinary Commission Report, which accepted and incorporated the Hearing Officer’s finding of fact, conclusions of law, and recommendation for censure and costs – as set out in the Hearing Officer’s Report - which concluded that Respondent violated Rule 42 Arizona Rules

Supreme Court Ethics Rule 8.4(a)(violating a rule of professional conduct), Ethics Rule 8.4(d) (engaging in conduct that is prejudicial to the administration of justice), and Rule 53(c) (knowingly violating any rule or order of the court) for advising Respondent's client to discontinue making payments to an ex-spouse in violation of a court order. The Notice and Order directed that if Respondent seeks to contest imposition of his public reprimand pursuant to 37 C.F.R. § 11.24(d), Respondent shall 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 Supreme Court of Arizona 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, it is hereby determined that: 1) there is no genuine issue of material fact under 37 C.F.R. § 11.24(d) and 2) a public reprimand of Respondent is appropriate.

ACCORDINGLY, it is hereby **ORDERED** that:

- (a) Respondent is publicly reprimanded;
- (b) the OED Director shall publish this Final Order;
- (c) the OED Director shall publish the following notice in the *Official Gazette*:

NOTICE OF REPRIMAND

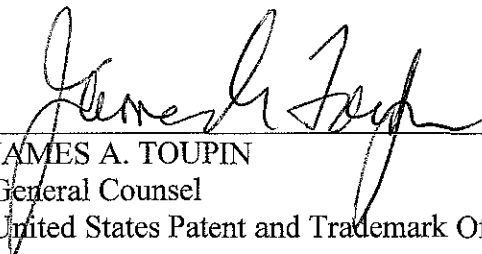
Les A. Boegemann of Benson, Arizona, a registered patent attorney (Registration Number 50,121). It has been ordered that Mr. Boegemann be publicly reprimanded by the United States Patent and Trademark Office for violating 37 C.F.R. § 10.23(b)(6) by having been publicly censured by the Supreme Court of Arizona for violating a rule of professional conduct, engaging in conduct that is prejudicial to the administration of justice, and knowingly

violating any rule or order of the court by advising his client to discontinue making payments to an ex-spouse in violation of a court order. This action is taken pursuant to the provisions of 35 U.S.C. § 32 and 37 C.F.R. §§ 11.24 and 11.59. Disciplinary decisions involving practitioners are posted for public reading at the Office of Enrollment and Discipline's Reading Room located at: <http://des.uspto.gov/Foia/OEDReadingRoom.jsp>.

(d) the OED Director, in accordance with 37 C.F.R. § 11.59, shall give notice of the public discipline and the reasons for the discipline to disciplinary enforcement agencies in the State where the practitioner is admitted to practice, to courts where the practitioner is known to be admitted, and the public.

FEB 18 2010

Date



JAMES A. TOUPIN
General Counsel
United States Patent and Trademark Office

on behalf of

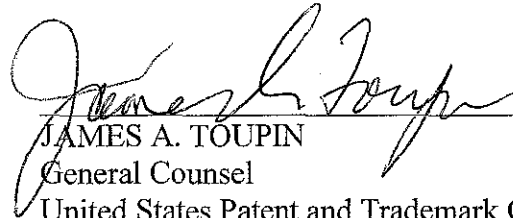
David Kappos
Under Secretary of Commerce For Intellectual
Property and Director of the United States Patent
and Trademark Office

NOTICE OF REPRIMAND

Les A. Boegemann of Benson, Arizona, a registered patent attorney (Registration Number 50,121). It has been ordered that Mr. Boegemann be publicly reprimanded by the United States Patent and Trademark Office for violating 37 C.F.R. § 10.23(b)(6) by having been publicly censured by the Supreme Court of Arizona for violating a rule of professional conduct, engaging in conduct that is prejudicial to the administration of justice, and knowingly violating any rule or order of the court by advising his client to discontinue making payments to an ex-spouse in violation of a court order. This action is taken pursuant to the provisions of 35 U.S.C. § 32 and 37 C.F.R. §§ 11.24 and 11.59. Disciplinary decisions involving practitioners are posted for public reading at the Office of Enrollment and Discipline's Reading Room located at: <http://des.uspto.gov/Foia/OEDReadingRoom.jsp>.

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Date



JAMES A. TOUPIN

General Counsel

United States Patent and Trademark Office

on behalf of

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