

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

In the Matter of:

Hugh D. Jaeger,

Respondent

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Proceeding No. D2012-01

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

Pursuant to 37 C.F.R. § 11.24(d), the suspension of Hugh D. Jaeger, (Respondent) from the practice of patent, trademark, and other non-patent law is hereby ordered for violation of the ethical standard set out in 37 C.F.R. § 10.23(b)(6) via 37 C.F.R. § 10.23(c)(5).

Background

On August 11, 2011, in an order issued by the Supreme Court of Minnesota in *In re Petition for Disciplinary Action against Hugh D. Jaeger, a Minnesota Attorney*, Registration No. 49529, Case No. A11-0182 (MN. August 11, 2011), the Supreme Court of Minnesota suspended Respondent for violating Minnesota Rules of Professional Conduct 1.3, 1.15(c)(4), 1.16(d), 4.1, 8.1(b), and 8.4(c), and Rule 25 of the Rules on Lawyers Professional Responsibility. On May 11, 2012, a “Notice and Order Under 37 C.F.R. § 11.24” (Notice and Order) mailed by certified mail (receipt no. 70113500000314475243), informed Respondent that the Deputy General Counsel for Enrollment and Discipline and Director of the Office of Enrollment and Discipline (OED DGC) 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 identical to the discipline imposed by the Supreme Court of Minnesota. The Notice and Order was delivered to Respondent on May 14, 2011.

The Notice and Order provided Respondent an opportunity to file, within forty days, a response opposing, based on one or more of the reasons provided in 37 C.F.R. § 11.24(d)(1), the imposition of reciprocal discipline identical to that imposed by the Supreme Court of Minnesota. Respondent has not filed a response to the Notice and Order.

Analysis

In light of Respondent's failure to file a response, it is hereby determined that: (1) there is no genuine issue of material fact under 37 C.F.R. § 11.24(d) and (2) suspension of Respondent is appropriate.

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

- a) Respondent is suspended from the practice of patent, trademark, and other non-patent law before the Office for a minimum of 120 days;
- b) Respondent, after serving the 120 day suspension set forth in the subparagraph a., above, may request reinstatement pursuant to 37 C.F.R. § 11.60 for the sole purpose of being placed on voluntary inactive status consistent with 37 C.F.R. § 11.11(d);
- c) Respondent shall not apply for reinstatement to actively practice before the USPTO;
- d) The OED Director shall publish the following Notice in the *Official Gazette*:

NOTICE OF SUSPENSION

This concerns Hugh D. Jaeger of Wayzata, Minnesota, an attorney licensed in Minnesota and Pennsylvania and registered to practice before the United States Patent and Trademark Office (USPTO) (Registration Number 27,270). In a reciprocal disciplinary proceeding, the Director of the USPTO has ordered that Mr. Jaeger be suspended for a minimum of 120 days. After serving the 120 day suspension, he may request reinstatement pursuant to 37 C.F.R. § 11.60 for the sole purpose of being placed on voluntary inactive status consistent with 37 C.F.R. § 11.11(d). Mr Jaeger shall not be permitted to be restored to active

status on the register after serving the 120 day suspension.

Mr. Jaeger violated 37 C.F.R. § 10.23(b)(6) via 37 C.F.R. § 10.23(c)(5) when he was disciplined by the Supreme Court of Minnesota in *In re Petition for Disciplinary Action against Hugh D. Jaeger, a Minnesota Attorney, Registration No. 49529*, Case No. A11-0182 (MN, Aug. 11, 2011). The discipline was predicated upon a determination that Mr. Jaeger violated Minnesota Rules of Professional Conduct 1.3, 1.15(c)(4), 1.16(d), 4.1, 8.1(b), and 8.4(e), and Rule 25 of the Rules of Lawyers Professional Responsibility by neglecting multiple client matters, signing documents without consent, failing to return client files, and failing to cooperate with the disciplinary investigation. In its August 11, 2011 Order, the Supreme Court of Minnesota indefinitely suspended Mr. Jaeger for a minimum of 120 days and ordered that he be reinstated to inactive status (retired) following the end of his suspension period; that he not apply for reinstatement to the active practice of law in Minnesota; and that he not apply for admission to the bar (or reinstatement, if applicable) in any other jurisdiction.

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>.

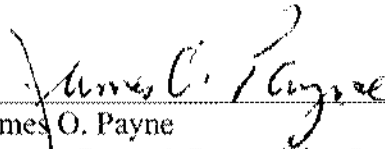
- e) Nothing in the Final Order shall allow Respondent to be restored to active status on the register after serving the 120 day suspension set forth in the subparagraph a., above; and

- f) The OED Director give notice pursuant to 37 C.F.R. § 11.59 of the public discipline and the reasons for the discipline to disciplinary enforcement agencies in the state(s) where Respondent is admitted to practice, to courts where Respondent is known to be admitted, and to the public.

Respectfully Submitted,

JUL - 9 2012

Date



James O. Payne
Deputy General Counsel for General Law
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

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Date



JAMES O. PAYNE
Deputy General Counsel for General Law
United States Patent and Trademark Office

on behalf of

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