



Court of California in *In the Matter of Hugh P. Gortler* ( Case No. 11-C-12562-DFM). The Notice and Order was delivered to Respondent on March 2, 2013.

The Notice and Order provided Respondent an opportunity to file, within forty (40) 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 State Bar Court of California. More than forty days have passed, yet 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 there is no genuine issue of material fact under 37 C.F.R. § 11.24(d) and reprimand of Respondent is the appropriate discipline.

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

1. Respondent be, and hereby is, reprimanded;
2. The OED Director publish the following Notice in the Official Gazette:

### NOTICE OF REPRIMAND

This Notice concerns Hugh P. Gortler of Mission Viejo, California, who is a registered patent attorney (Registration No. 33,890). In a reciprocal disciplinary proceeding, the Acting Director of the United States Patent and Trademark Office has ordered that Mr. Gortler be reprimanded for violating 37 C.F.R. § 11.804(h), predicated upon being publicly reprovved on ethical grounds by a duly constituted authority of a State.

Mr. Gortler was publicly reprovved by the State Bar Court of California in connection with his guilty plea, and conviction of, a misdemeanor violation of California Penal Code section 243, subdivision (e)(1) (spousal battery).

This action is taken pursuant to the provisions of 35 U.S.C. § 2(b)(2)(D) and 37 C.F.R. § 11.24. Disciplinary decisions involving practitioners are posted for public reading at the Office of Enrollment and Discipline's Reading Room available at: <http://e-foia.uspto.gov/Foia/OEDReadingRoom.jsp>.

