

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

In the Matter of:)
)
)

Chelsea L. Davis,)
)

Respondent)
)

Proceeding No. D2016-25

FINAL ORDER PURSUANT TO 37 C.F.R. § 11.29

Pursuant to 37 C.F.R. § 11.29, the reciprocal transfer to disability inactive status of Chelsea L. Davis (“Respondent”) is hereby ordered.

Background

On May 14, 2015, the Board of Disciplinary Appeals appointed by the Supreme Court of Texas issued an order in *In the Matter of Chelsea L. Davis, State Bar Card No. 24059652*, Cause No. 54202, transferring Respondent to inactive status for an indefinite period.

On May 25, 2016, a “Notice and Order Pursuant to 37 C.F.R. § 11.29” (“Notice and Order”), mailed by certified mail (receipt number 70142870000070093770), notified Respondent that the Director of the Office of Enrollment and Discipline (“OED Director”) had filed a “Request for Reciprocal Transfer to Disability Inactive Status Pursuant to 37 C.F.R. § 11.29” (“Request”) requesting that the Director of the United States Patent and Trademark Office (“USPTO” or “Office”) transfer Respondent to disability inactive status based on Respondent having been indefinitely suspended due to disability by the Board of Disciplinary Appeals appointed by the Supreme Court of Texas with its order in *In the Matter of Chelsea L. Davis, State Bar Card No. 24059652*, Cause No. 54202. The Notice and Order was delivered to Respondent on May 28, 2016.

The Notice and Order provided Respondent an opportunity to file, within thirty (30) days, a response opposing the imposition of reciprocal transfer to disability inactive status, based on one or more of the reasons provided in 37 C.F.R. § 11.29. 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. § 11.29(d) and the transferring of Respondent to disability inactive status, precluding her from the practice of patent, trademark, and other non-patent law before the USPTO for an indefinite period, is appropriate.

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

1. Respondent be transferred to disability inactive status, precluding her from the practice of patent, trademark, and other non-patent law before the USPTO until further Order of the OED Director, effective the date of this Final Order;
2. The OED Director publish the following Notice in the *Official Gazette*:

NOTICE OF TRANSFER TO DISABILITY INACTIVE STATUS

This notice concerns Chelsea L. Davis of Dallas, Texas, who is a registered patent attorney (Registration Number 63,791). In a reciprocal proceeding pursuant to 37 C.F.R. § 11.29, the Director of the United States Patent and Trademark Office ("USPTO") has ordered that Ms. Davis be transferred to disability inactive status.

This action is predicated on a May 14, 2015 Order of the Board of Disciplinary Appeals appointed by the Supreme Court of Texas, which indefinitely suspended Respondent from the practice of law in Texas due to her disability. While on disability inactive status, Ms. Davis shall not be authorized to practice before the USPTO in patent, trademark, and other non-patent matters.

This action is taken pursuant to the provisions of 35 U.S.C. § 32 and 37 C.F.R. § 11.29. Disciplinary decisions and decisions regarding transfer to

disability inactive status are available for public review at the Office of Enrollment and Discipline's FOIA Reading Room, available at: <http://e-foia.uspto.gov/Foia/OEDReadingRoom.jsp>.

3. The OED Director give notice pursuant to 37 C.F.R. § 11.59 of the transfer and the reasons for the transfer 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;

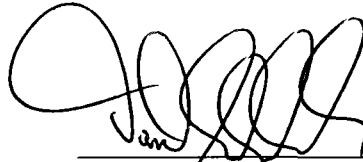
4. Respondent shall comply with the duties enumerated in 37 C.F.R. § 11.58;

5. The USPTO dissociate Respondent's name from any Customer Numbers and the public key infrastructure ("PKI") certificate associated with those Customer Numbers; and

6. Respondent shall not apply for a USPTO Customer Number, shall not obtain a USPTO Customer Number, nor shall she have her name added to a USPTO Customer Number, unless and until she is reinstated to practice before the USPTO.

9 August 2016

Date



David M. Shewchuk
Deputy General Counsel for General Law
United States Patent and Trademark Office

on behalf of

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

cc:

OED Director

Ms. Chelsea L. Davis
Law Office of Chelsea L. Davis
25 Highland Park Village, Suite 100-830
Dallas, TX 75205