

UNITED STATES PATENT AND TRADEMARK OFFICE

In the Matter of:)
)
F. Chad Copier,) Proceeding No. D2019-51
)
Respondent)
_____)

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

Pursuant to 37 C.F.R. § 11.24, F. Chad Copier (“Respondent”) is hereby excluded from the practice of patent, trademark, and other non-patent law before the United States Patent and Trademark Office (“USPTO” or “Office”). Respondent’s reciprocal discipline is predicated on his violation of 37 C.F.R. § 11.804(h), having been disciplined by a duly constituted authority of a state.

Background

On October 30 2019, a “Notice and Order Pursuant to 37 C.F.R. § 11.24” (“Notice and Order”) was sent by certified mail (receipt no. 70183090000157595703) notifying Respondent that the Director of the Office of Enrollment and Discipline (“OED Director”) had filed a “Complaint for Reciprocal Discipline Pursuant to 37 C.F.R. § 11.24” (“Complaint”) requesting that the Director of the United States Patent and Trademark Office impose reciprocal discipline upon Respondent identical to the discipline imposed by the Utah Supreme Court in *In re F. Chad Copier*, No. 20190169-SC. The Notice and Order provided Respondent an opportunity to file, within forty (40) days, a response opposing the imposition of reciprocal discipline identical to that imposed by the Utah Supreme Court in *In re F. Chad Copier*, No. 20190169-SC, based on one or more of the reasons provided in 37 C.F.R. § 11.24(d)(1). Respondent received the Notice and Order on November 4, 2019

but 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 Respondent's exclusion from the practice of patent, trademark, and other non-patent law before the USPTO is the appropriate discipline.

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

1. Respondent is excluded from the practice of patent, trademark, and other non-patent law before the USPTO, commencing on the date of this Final Order;
2. Respondent shall remain excluded from the practice of patent, trademark, and other non-patent law before the USPTO until the OED Director grants a petition requesting Respondent's reinstatement pursuant to 37 C.F.R. § 11.60;
3. The OED Director publish the following Notice in the *Official Gazette*:

Notice of Exclusion

This notice concerns F. Chad Copier of Highland, Utah, who is a registered patent attorney (Registration Number 54,047). In a reciprocal disciplinary proceeding, the Director of the United States Patent and Trademark Office ("USPTO") has ordered that Mr. Copier be excluded from practice before the USPTO in patent, trademark, and other non-patent matters for violating 37 C.F.R. § 11.804(h), predicated upon his resignation from the State Bar of Utah in lieu of discipline, and his prohibition from practicing law in the State of Utah by a duly constituted state authority.

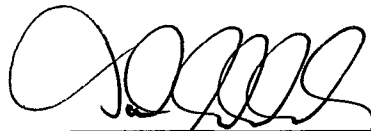
Mr. Copier submitted to the Utah Supreme Court a Petition for Resignation with Discipline Pending dated February 28, 2019, wherein he admitted to violating Rules 1.3 (diligence), 1.4(a) (communication with a client), 1.15(a) (safekeeping of client funds), 1.15(c) (depositing client funds into a trust account), 1.16(d) (refunding unearned fees), and 8.4(c) (engaging in conduct involving dishonesty, fraud, deceit, or misrepresentation) of the Utah Rules of Professional Conduct.

On March 27, 2019, the Utah Supreme Court issued an Order Accepting Resignation with Discipline Pending. This order enjoined and prohibited Mr. Copier from practicing law in the State of Utah, holding himself out as an attorney at law, performing any legal services for others, giving legal advice to others, accepting any fee directly or indirectly for rendering legal services as an attorney, appearing as counsel or in any representative capacity in any proceeding in a Utah court or before any Utah administrative body as an attorney (whether state, county, municipal or other), or holding himself out to others or using his name in any manner in conjunction with the words "Attorney at Law," "Counselor at Law," or "Lawyer."

This action is taken pursuant to the provisions of 35 U.S.C. § 32 and 37 C.F.R. § 11.24. Disciplinary decisions are available for public review at the Office of Enrollment and Discipline's FOIA Reading Room, located at: <http://e-foia.uspto.gov/Foia/OEDReadingRoom.jsp>;

4. 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;
5. Respondent shall comply with the duties enumerated in 37 C.F.R. § 11.58; and
6. The USPTO shall dissociate Respondent's name from any Customer Number(s) and USPTO verified Electronic System account(s), if any.

18 Dec 2019
Date



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

on delegated authority by

Andrei T. Iancu
Under Secretary of Commerce for Intellectual Property and
Director of the United States Patent and Trademark Office