

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

IN RE LARRY D. JOHNSON)
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_____)

FINAL ORDER

The Director of Enrollment and Discipline (OED Director) and Larry D. Johnson (Respondent) having submitted a settlement of a matter that meets the requirements of 37 CFR § 10.133(g), it is:

1. ORDERED that Larry D. Johnson, of San Rafael, California, Registration Number 31,528 be publicly reprimanded for his conduct in connection with settling a malpractice suit brought by a former client by providing, *inter alia*, that the former client not "make, file, solicit or induce the making of a complaint to . . . the United States Patent and Trademark Office" in violation of 37 CFR § 10.23(b)(5);
2. ORDERED that the OED Director publish the following notice in the Official Gazette:

NOTICE OF REPRIMAND

Larry D. Johnson, of San Rafael, California, Registration No. 31,528, has been publicly reprimanded by the Director of the United States Patent and Trademark Office pursuant to 35 U.S.C. § 32 for settling a dispute with a former client by precluding disclosure to the United States Patent and Trademark Office of a grievance or report of misconduct. This action is taken pursuant to 35 U.S.C. § 32, and 37 CFR §§ 10.133(g), and 10.159(b).

3. ORDERED that the reprimand be made of record in file D2001-09, a disciplinary file regarding only Respondent;
4. ORDERED that the OED Director give notice to the California State Bar that Respondent has been publicly reprimanded by the Director of the United States Patent and Trademark Office pursuant to 35 U.S.C. § 32 for settling a dispute with a former client by precluding disclosure to the United States Patent and Trademark Office of a grievance or report of misconduct; and
5. ORDERED that the "Petition and Proposed Settlement Pursuant To 37 CFR § 10.133(g)," this FINAL ORDER, record, proceeding, and public reprimand be

considered not only in dealing with any further complaint or evidence of the same or similar misconduct which may come to the attention of the Office, but also in any disciplinary proceeding occurring in the future as an aggravating factor to be taken into consideration in determining any discipline to be imposed, and to rebut any statement or representation by or on Respondent's behalf, in any disciplinary proceeding occurring in the future.

Nicholas P. Godici

JUL 9 2001

Nicholas P. Godici

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

cc: Harry I. Moatz
Director of Enrollment and Discipline

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