



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

IN RE BYRON W. COOPER)
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FINAL ORDER

The Director and Byron W. Cooper, having submitted a settlement of a matter that meets the requirements of 37 C.F.R. § 10.133(g), it is:

ORDERED that Byron W. Cooper of California, Registration Number 39,484, be suspended from practice before the United States Patent and Trademark Office (USPTO) for two years, corresponding to the period he is suspended in California;

ORDERED that Byron W. Cooper's two-year suspension is stayed, that he is actually suspended for 30 days, that credit is given for the period of actual suspension from January 5, 2000, to February 4, 2000, imposed by the California Supreme Court, and that he is placed on probation for two years, corresponding to the probationary period imposed by the California Supreme Court;

ORDERED that Byron W. Cooper's probation from the two-year suspension is conditioned on the following terms:

- (i) Byron W. Cooper must immediately inform the Director of Enrollment and Discipline of any change in address or telephone number that may occur;
- (ii) While on probation, Byron W. Cooper must comply with the probationary conditions imposed by the State Bar Court of the State Bar of California;
- (iii) Byron W. Cooper shall promptly submit a copy of the written quarterly reports to the Director of Enrollment and Discipline that are required to be provided to the Probation Unit of the Office of the Chief Trial Counsel on

each January 10, April 10, July 10, and October 10 of the period of probation. With each quarterly report, Byron W. Cooper is required to state under penalty of perjury, that he has complied with all provisions of the State Bar Act and Rules of Professional Conduct during the preceding calendar quarter or period;

- (iv) Byron W. Cooper shall comply with the provisions of the USPTO Rules of Professional Responsibility and shall promptly submit to the Director of Enrollment and Discipline a written quarterly report on each January 10, April 10, July 10, and October 10 of the period of probation. With each quarterly report, Byron W. Cooper is required to state under penalty of perjury that he has complied with all provisions of the USPTO Rules of Professional Responsibility during the preceding calendar quarter or period; and
- (v) Pursuant to 37 C.F.R. § 10.158, the following notice will be published in the Official Gazette:

Notice of Suspension

Byron W. Cooper, of Palo Alto, California, a patent attorney whose registration number is 39,484, was suspended, nunc pro tunc, for 30 days from January 5, 2000, to February 4, 2000, from practice before the United States Patent and Trademark Office in patent, trademark, and other non-patent law cases pursuant to the provisions of 35 U.S.C. § 32, and 37 C.F.R. § 10.133(g).

It is ordered, that if, at the end of Byron W. Cooper's two-year probationary term, he has failed to comply with any condition of probation as herein required, the Director of Enrollment and Discipline may request in writing to the Director of the United States Patent and Trademark Office that Byron W. Cooper's probation be revoked along with grounds for the request. A copy of the request shall be mailed to Byron W. Cooper, and

he shall be given an opportunity to respond. If the Director of the United States Patent and Trademark Office, after consideration of the request by the Director of Enrollment and Discipline and any response by Byron W. Cooper, finds that Byron W. Cooper has violated the terms of his probation, Byron W. Cooper's probation shall be revoked, and he will be suspended from practice for two years as described in 37 C.F.R. § 10.158. The term of suspension shall run from the date of the finding of violation by the Director of the United States Patent and Trademark Office. Additionally, the following notice will be published in the Official Gazette:

Notice of Suspension

Byron W. Cooper, of Palo Alto, California, a patent attorney whose registration number is 39,484, has been suspended for two years beginning (date of finding by the Director of the United States Patent and Trademark Office), from practice before the United States Patent and Trademark Office in patent, trademark, and other non-patent law cases for two years pursuant to the provisions of 35 U.S.C. § 32, and 37 C.F.R. § 10.133(g).

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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
Office of Enrollment and Discipline

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