

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

In the Matter of:	)	
	)	
Mark A. Hopkins,	)	Proceeding No. D2015-31
	)	
Respondent	)	
_____	)	

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

Pursuant to 37 C.F.R. § 11.24, the exclusion of Mark A. Hopkins (“Respondent”) is hereby ordered for violation of 37 C.F.R. § 11.804(h).

**Background**

On March 12, 2015, the Supreme Court of Illinois issued an Order in *In the Matter of Mark Allen Hopkins*, Supreme Court no. M.R. 27241, disbaring Respondent on consent from the practice of law in that jurisdiction on ethical grounds.

On October 21, 2015, a “Notice and Order Pursuant to 37 C.F.R. § 11.24” (“Notice and Order”) mailed by certified mail (receipt no. 70143490000038969135) notified 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 (“USPTO” or “Office”) impose reciprocal discipline upon Respondent identical to the discipline imposed by the Supreme Court of Illinois in *In the Matter of Mark Allen Hopkins*, Supreme Court no. M.R. 27241. The Notice and Order was delivered to Respondent.

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 Supreme Court of Illinois, based on one or more of the reasons provided in 37 C.F.R. § 11.24(d)(1). 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 exclusion of Respondent 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 be, and hereby is, excluded from the practice of patent, trademark and other non-patent law before the USPTO effective on the date of this Final Order for violation of 37 C.F.R. § 11.804(h);
2. Respondent be, and hereby is, consistent with the sanction imposed by the Supreme Court of Illinois, granted the right to file a petition seeking reinstatement under 37 C.F.R. § 11.60 after serving three years of his exclusion.<sup>1</sup>
3. The OED Director publish the following Notice in the *Official Gazette*:

#### **NOTICE OF EXCLUSION**

This notice concerns Mark A. Hopkins of Chicago, Illinois, who is a registered patent attorney (Registration Number 51,161). In a reciprocal disciplinary proceeding, the Director of the United States Patent and Trademark Office (“USPTO”) has ordered that Mr. Hopkins 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 being disbarred on consent from the practice of law by a duly constituted authority of a State; and, consistent with the sanction imposed by the Supreme Court of Illinois, be granted the right to file a petition seeking reinstatement under 37 C.F.R. § 11.60 after serving three years of his exclusion.

By Order dated March 12, 2015, in *In the Matter of Mark Allen Hopkins*, Supreme Court no. M.R. 27241, the Supreme Court of Illinois granted Mr. Hopkins’s motion to be disbarred on consent from the practice of law in Illinois, for being convicted in federal court of conspiracy to commit crimes involving money laundering. Specifically, Mr. Hopkins engaged in a scheme with two other individuals to conduct financial transactions using Mr. Hopkins’s client trust account to launder a total of approximately \$3,100,000.00. As a result of this conduct, the Supreme Court of Illinois found that Mr. Hopkins engaged in the following misconduct: a) committing criminal acts that reflect adversely on the lawyer’s honesty, trustworthiness or fitness as a lawyer in other respects, by conspiring to commit federal crimes (money laundering) as proscribed by 18 U.S.C. § 371, in violation of Rule 8.4(a)(3) of the Illinois Rules of Professional Conduct; and b) conduct which is prejudicial to the administration of justice, by conspiring to commit federal crimes (money laundering) as proscribed by 18 U.S.C. § 371, in violation of Rule 8.4(a)(5) of the Illinois Rules of Professional Conduct. Pursuant to Supreme Court of Illinois Rule 767(a), an attorney who has been disbarred

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<sup>1</sup> Pursuant to Supreme Court of Illinois Rule 767(a), an attorney who has been disbarred on consent may file a verified petition with the clerk of the court seeking to be reinstated to the roll of attorneys admitted to practice law in Illinois no earlier than three years after the date of an order allowing disbarment on consent.

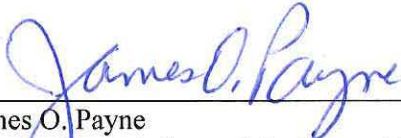
on consent may file a verified petition with the clerk of the court seeking to be reinstated to the roll of attorneys admitted to practice law in Illinois no earlier than three years after the date of an order allowing disbarment on consent.

This action is taken pursuant to the provisions of 35 U.S.C. § 32 and 37 C.F.R. § 11.24. Disciplinary decisions involving practitioners are available for public reading 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;
6. The USPTO dissociate Respondent's name from any Customer Numbers and the public key infrastructure ("PKI") certificate associated with those Customer Numbers;
7. Respondent shall not apply for a USPTO Customer Number, shall not obtain a USPTO Customer Number, and shall not have his name added to a USPTO Customer Number, unless and until he is reinstated to practice before the USPTO; and
8. Such other and further relief as the nature of this cause shall require.

**JAN 12 2016**

Date

  
James O. Payne  
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  
Mr. Mark A Hopkins