

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

In the Matter of:)	
)	
Kristofer Halvorson,)	
)	
Respondent)	Proceeding No. D2017-01
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FINAL ORDER PURSUANT TO 37 C.F.R. § 11.24

Pursuant to 37 C.F.R. § 11.24(b), the six month suspension of Kristofer Halvorson (“Respondent”) is hereby ordered for violation of 37 C.F.R. § 11.804(h).

Background

On May 5, 2016, the Presiding Disciplinary Judge of the Supreme Court of Arizona issued an order in *In re Halvorson*, PDJ-2016-9006, suspending Respondent from the practice of law in Arizona for a period of six (6) months and one (1) day consecutive to his present suspension from the practice of law in Arizona.

On November 2, 2016, a “Notice and Order Pursuant to 37 C.F.R. § 11.24” (“Notice and Order”) mailed by certified mail (receipt no. 70160910000045133808) 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 (“USPTO or Office”) impose reciprocal discipline upon Respondent identical to the discipline imposed by the Presiding Disciplinary Judge of the Supreme Court of Arizona in *In re Halvorson*, PDJ-2016-9006. 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 Presiding Disciplinary Judge of the Supreme Court of Arizona in *In re Halvorson*, PDJ-2016-9006, 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 suspension of Respondent from the practice of patent, trademark and other non- patent law before the USPTO for six (6) months and one (1) day is the appropriate discipline.

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

1. Respondent is suspended from the practice of patent, trademark and other non-patent law before the USPTO, effective the date of this Final Order;
2. The OED Director publish the following Notice in the *Official Gazette*:

NOTICE OF SUSPENSION

This notice concerns Kristofer E. Halvorson of Tempe, Arizona, who is a registered patent attorney (Registration Number 39,211). In a reciprocal disciplinary proceeding, the Director of the United States Patent and Trademark Office (USPTO) has ordered that Mr. Halvorson be suspended from practice before the USPTO in patent, trademark, and other non-patent matters for a period of six (6) months and one (1) day for violating 37 C.F.R. § 11.804(h), predicated upon being suspended on ethical grounds from the practice of law by a duly constituted authority of a State.

On May 5, 2016, the Presiding Disciplinary Judge of the Supreme Court of Arizona suspended Mr. Halvorson from the practice of law in Arizona for a period of six (6) months and one (1) day consecutive to his present suspension from the practice of law in Arizona for conduct that violated Arizona's Rules of Professional Conduct 1.2, 1.3, 1.4, 1.5, 1.16, 8.1(b), and 8.4(d). Specifically, Mr. Halvorson violated these rules by accepting advanced payment to prosecute a patent application on behalf of his client, neglecting to prosecute the patent application, failing to communicate with or respond to inquiries from his client,

allowing the patent application to become abandoned without his client's authorization, vacating his office without notice to his client, and failing to return any unearned fees to his client for legal work that he did not perform.

This action is taken pursuant to the provisions of 35 U.S.C. § 32 and 37 C.F.R. § 11.24 and 11.59. Disciplinary decisions involving practitioners are posted for public reading at the Office of Enrollment and Discipline's Reading Room available at: <http://e-foia.uspto.gov/Foia/OEDReadingRoom.jsp>.

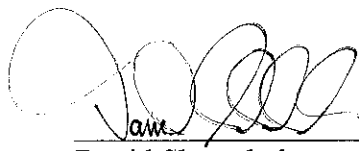
3. The OED Director give notice pursuant to 37 C.F.R. § 11.59 of the public discipline and the reasons for the discipline to disciplinary enforcement agencies in the state(s) where Respondent is admitted to practice, to courts where Respondent is known to be admitted, and to the public;

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 he have his name added to a USPTO Customer Number, unless and until he is reinstated to practice before the USPTO.

10 Jan 2017
Date



David 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

Mr. Kristofer E. Halvorson
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Tempe, Arizona 85282