

Notice of Petition for Reinstatement and Opportunity for Public Comment

Mr. Shan Zhu of Flushing, New York, is an attorney licensed in the State of New York (Reg. No. 5661426) and in the United States District Court Northern District of New York (Bar Roll # 701640) whose address is 3511-B Farrington Street - Suite 335, Flushing, NY 11354. (Mr. Zhu's New York attorney profile is searchable at <https://iapps.courts.state.ny.us/attorneyservices/search?1>). As the result of a settlement agreement between Mr. Zhu and the Office of Enrollment and Discipline ("OED") of the United States Patent and Trademark Office ("USPTO"), Mr. Zhu was suspended from practice before the USPTO for ten (10) months and placed on probation on ethical grounds for violating 37 C.F.R. §§ 11.101; 11.102(a); 11.103; 11.104(a)(2) and (b); 11.108(f); 11.303(d); and 11.804(c) and (d) of the USPTO Rules of Professional Conduct. *See In re Zhu*, Proceeding No. D2024-19 (USPTO Mar. 18, 2025) ([https://foiadocuments.uspto.gov/oed/Zhu-Final-Order-\(D2024-19\)-proposed-redactions-Redacted.pdf](https://foiadocuments.uspto.gov/oed/Zhu-Final-Order-(D2024-19)-proposed-redactions-Redacted.pdf)). In summary, the suspension and violations were predicated on Mr. Zhu's trademark practice where he did not devote sufficient time, attention, and care to reviewing his clients trademark filings, adequately communicate and consult with his clients about their trademark matters, and he inadequately communicated with a U.S.-based client about her trademark application, did not advise her about the risks attendant to a third-party retaining and paying him fees for representing the client, and did not obtain her consent to the arrangement.

Mr. Zhu has filed his petition for reinstatement to practice before the USPTO. A suspended practitioner may not be reinstated unless it is established to the satisfaction of the OED Director that reinstatement is not contrary to the public interest, and that the suspended practitioner has complied with the provisions of 37 C.F.R. § 11.58 during his period of suspension. *See* 37 C.F.R. § 11.60.

USPTO reinstatement proceedings for suspended or excluded practitioners are open to the public. Before reinstating any excluded or suspended practitioner, the OED Director shall publish a notice that such practitioner seeks reinstatement and shall permit the public a reasonable opportunity to comment or submit evidence regarding such matter. *See* 37 C.F.R. § 11.60(h)(1).

Therefore, pursuant to 37 C.F.R. § 11.60(h)(1), the public is invited to submit any comment, evidence, or other information tending to affect the eligibility for reinstatement of Mr. Shan Zhu, on moral, ethical or other grounds to the OED Director via written communication addressed to the Office of Enrollment and Discipline, Mail Stop OED, United States Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450 or via email to OED@uspto.gov (please enter "Public Comment" in the subject line) preferably on or before thirty (30) days after the date this notice is published.

/Kimberly C. Kelleher/
Kimberly C. Kelleher
Acting Deputy General Counsel for Enrollment

February 3, 2026
Date

and Discipline and Acting Director of the
Office of Enrollment and Discipline