

VIRGINIA:

Before the Virginia State Bar Disciplinary Board

In the Matter of

Bruce Harold Troxell

VSB Docket No 08-052-075518

Attorney at Law

On September 30, 2009, came Bruce Harold Troxell and presented to the Board an Affidavit Declaring Consent to Revocation of his license to practice law in the courts of this Commonwealth. By tendering his Consent to Revocation at a time when disciplinary charges are pending, he admits that the charges in the attached Exhibit A to Affidavit declaring consent to revocation document are true.

The Board having considered the said Affidavit Declaring Consent to Revocation, and Bar Counsel having no objection, the Board accepts his Consent to Revocation. Accordingly, it is ordered that the license to practice law in the courts of this Commonwealth heretofore issued to the said Bruce Harold Troxell be and the same hereby is revoked, and that the name of the said Bruce Harold Troxell be stricken from the Roll of Attorneys of this Commonwealth.

Entered this 15th day of October, 2009

For the Virginia State Bar Disciplinary Board

By 
Barbara Sayers Lanier, Clerk of the Disciplinary System

VIRGINIA:

BEFORE THE VIRGINIA STATE BAR DISCIPLINARY BOARD

RECEIVED

IN THE MATTER OF BRUCE HAROLD TROXELL, ESQUIRE
VSB Docket No. 08-052-075518

SEP 30 2009

VSB CLERK'S OFFICE

AFFIDAVIT DECLARING CONSENT TO REVOCATION

BRUCE HAROLD TROXELL, after being duly sworn, states as follows:

1. That he was licensed to practice law in the Commonwealth of Virginia on September 21, 1973;
2. That, pursuant to Part 6, Section IV, Paragraph 13-28 of the *Rules of the Supreme Court of Virginia*:
 - a. his consent to Revocation is freely and voluntarily rendered, that he is not being subjected to coercion or duress, and that he is fully aware of the implications of consenting to a Revocation of his license to practice law in the Commonwealth of Virginia;
 - b. he is aware that there is currently pending a complaint against him and investigation into allegations of Misconduct, the nature of which are set forth in Exhibit A, attached hereto, the contents of which are incorporated herein by reference;
 - c. he acknowledges that the material facts upon which the allegations of Misconduct, as set forth in Exhibit A are predicated are true; and
 - d. he submits this Affidavit and consents to the Revocation of his license to practice law in the Commonwealth of Virginia because he knows that if disciplinary proceedings based on the said alleged Misconduct were brought or prosecuted to a conclusion, he could not successfully defend them.

Executed and dated this 29 day of SEPT, 2009.



BRUCE HAROLD TROXELL

COMMONWEALTH OF VIRGINIA
AT LARGE, to wit:

The foregoing instrument was subscribed and sworn before me by BRUCE HAROLD
TROXELL in the City/County of Fairfax, Virginia, this 29 day
of September, 2009.

Bryan Ahron Park
Notary Public



My Commission expires: 9-30-2011.

SEEN, WITH NO OBJECTION TO ENTRY OF AN ORDER BY
THE VIRGINIA STATE BAR DISCIPLINARY BOARD REVOKING
BRUCE HAROLD TROXELL'S LICENSE TO PRACTICE LAW IN VIRGINIA:

Seth M. Guggenheim
SETH M. GUGGENHEIM
Senior Assistant Bar Counsel

EXHIBIT A

Between December 18, 2007, and January 2, 2008, inclusive, Bruce Harold Troxell sent the United States Patent and Trademark Office electronic funds transfers aggregating the sum of \$37,170.00, which were denied for insufficient funds.

From December 13, 2007 through January 24, 2008, and from April 23, 2008 through June 19, 2008, inclusive, Bruce Harold Troxell sent checks made payable to the order of the Commissioner of Patents to the United States Patent and Trademark Office aggregating the sum of \$110,875.00, all of which checks were returned, unpaid, by reason of insufficient funds in the bank account upon which Mr. Troxell drew such checks.

In 2008, Mr. Troxell received cost advances from a business entity in Taiwan, which he failed to apply to the affected clients' patent applications submitted to the United States Patent and Trademark Office. As of the time those applications were submitted, Mr. Troxell did not have sufficient funds on hand to pay the costs associated with those applications.

The investigation conducted by the Virginia State Bar establishes that Mr. Troxell suffered business cash flow problems; that he did not act in any manner to personally profit or gain any personal advantage at the expense or otherwise to the detriment of his clients; and that he did not place his own financial advantage ahead of his clients' interests. The investigation also discloses that Mr. Troxell exhausted his lines of credit, and liquidated personal retirement investments in an effort to advance costs on his clients' behalf, to make good on the insufficient funds transfers and a portion of the insufficient funds checks, and to remedy the adverse effects of his nonpayment of filing and related fees upon his clients' patent applications.

Mr. Troxell failed to keep his clients fully and timely informed of the status of their patent applications, and the adverse effects created by his inability to advance fees on his clients' behalf associated with such applications. Mr. Troxell failed to apply the costs advanced which he received from the business entity in Taiwan to the pertinent applications, and used those funds for other purposes. As of the date of execution of the Affidavit to which this Exhibit A is appended, Mr. Troxell does not have the resources to revive all of the patent applications which were deemed abandoned by the United States Patent and Trademark Office by reason of his insufficient funds transfers and checks.