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**Datasheet for the decision  
of 28 December 2007**

**Case Number:** T 0479/07 - 3.3.10

**Application Number:** 99922308.4

**Publication Number:** 1084210

**IPC:** C09K 21/14

**Language of the proceedings:** EN

**Title of invention:**  
Intumescent composition

**Applicant:**  
ROYAL GROUP, INC.

**Opponent:**  
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**Headword:**  
-

**Relevant legal provisions:**  
EPC Art. 108  
EPC R. 101(1)

**Keyword:**  
"Missing statement of grounds"

**Decisions cited:**  
-

**Catchword:**  
-



Case Number: T 0479/07 - 3.3.10

**D E C I S I O N**  
of the Technical Board of Appeal 3.3.10  
of 28 December 2007

**Appellant:** ROYAL GROUP, INC.  
1 Royal Gate Boulevard  
Woodbridge, ON L4L 8Z7 (CA)

**Representative:** W.P. Thompson & Co.  
Eastcheap House  
Central Approach  
Letchworth Garden City  
Hertfordshire SG6 3DS (GB)

**Decision under appeal:** Decision of the Examining Division of the  
European Patent Office posted 27 September 2006  
refusing European patent application  
No. 99922308.4 pursuant to Article 97(1) EPC  
1973.

**Composition of the Board:**

**Chairman:** R. Freimuth  
**Members:** J. Schmid  
P. Schmitz

## **Summary of Facts and Submissions**

- I. In its decision issued in writing on 27 September 2006 the Examining Division refused the European patent application No. 99 922 308.4
- II. The Applicant (Appellant) filed a notice of appeal on 24 November 2006 against the decision of the Examining Division and paid the appeal fee on the same day. No statement of grounds was filed within the prescribed period in accordance with Article 108 EPC.
- III. By a communication dated 19 June 2007 sent by registered letter with advice of delivery, the Registry of the Board informed the Appellant that no statement of grounds had been filed and that it was to be expected that the appeal would be rejected as inadmissible. The Appellant was invited to file observations within two months.
- IV. No reply from the Appellant was received within this time-limit.

## **Reasons for the Decision**

As no written statement setting out the grounds of appeal has been filed, the appeal has to be rejected as inadmissible (Article 108 EPC in conjunction with Rule 101(1) EPC).

**Order**

**For these reasons it is decided that:**

The appeal is rejected as inadmissible.

The Registrar:

The Chairman:

P. Cremona

R. Freimuth