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**Datasheet for the decision
of 11 February 2009**

Case Number: T 1498/08 - 3.3.10

Application Number: 02726315.1

Publication Number: 1389180

IPC: C07C 233/49

Language of the proceedings: EN

Title of invention:

Anti-inflammatory and immunomodulatory amino acid derivatives,
their preparation and use

Applicant:

CRODA INTERNATIONAL PLC

Opponent:

-

Headword:

-

Relevant legal provisions:

EPC Art. 108
EPC R. 101(1)

Relevant legal provisions (EPC 1973):

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Keyword:

"Missing statement of grounds"

Decisions cited:

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Catchword:

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Case Number: T 1498/08 - 3.3.10

D E C I S I O N
of the Technical Board of Appeal 3.3.10
of 11 February 2009

Appellant: CRODA INTERNATIONAL PLC
Cowick Hall
Snaith
Goole
East Yorkshire DN14 9AA (GB)

Representative: Humphries, Martyn
Croda Europe Limited
Intellectual Property Department
Wilton Centre
Wilton
Redcar, TS10 4RF (GB)

Decision under appeal: Decision of the Examining Division of the
European Patent Office posted 25 January 2008
refusing European application No. 02726315.1
pursuant to Article 97(1) EPC.

Composition of the Board:

Chairman: R. Freimuth
Members: C. Komenda
F. Blumer

Summary of Facts and Submissions

I. The appeal lies from the decision of the Examining Division of the European Patent Office refusing European patent application No. 02726315.1. The decision was dispatched by registered letter with advice of delivery to the applicant on 25 January 2008.

The appellant filed a notice of appeal on 20 March 2008 against the decision of the Examining Division. The payment of the appeal fee was recorded on the same day.

No statement of grounds was filed.

II. By a communication dated 19 August 2008 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 the appeal could be expected to be rejected as inadmissible. The appellant was invited to file observations within two months.

III. 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 and as the notice of appeal contains nothing that could be regarded as statement of grounds pursuant to Article 108 EPC, 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:

C. Rodríguez Rodríguez

R. Freimuth