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**Datasheet for the decision
of 30 November 2010**

Case Number: T 0349/10 - 3.2.01

Application Number: 02754058.2

Publication Number: 1427629

IPC: B62K 25/28

Language of the proceedings: EN

Title of invention:

Rear suspension system for two-wheeled vehicles, particularly bicycles

Applicant:

Rocky Mountain Bicycles, A Division of Procycle Group Inc.

Headword:

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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 0349/10 - 3.2.01

D E C I S I O N
of the Technical Board of Appeal 3.2.01
of 30 November 2010

Appellant:

Rocky Mountain Bicycles, A Division of
Procycle Group Inc.
9095, 25ième Avenue
Saint Georges
Beauce
Québec G6A 1A1 (CA)

Representative:

Barbin le Bourhis, Joël
Cabinet Beau de Loménie
158, rue de l'Université
F-75340 Paris Cedex 07 (FR)

Decision under appeal:

Decision of the Examining Division of the
European Patent Office posted 20 August 2009
refusing European patent application
No. 02754058.2 pursuant to Article 97(2) EPC.

Composition of the Board:

Chairman: S. Crane
Members: C. Narcisi
G. Weiss

Summary of Facts and Submissions

- I. The appeal is directed against the decision of the Examining division of the European Patent Office, posted 20 August 2009, refusing the European patent application No. 02 754 058.2.

The Appellant filed a notice of appeal on 20 October 2009. The fee for appeal was paid on the same day.

- II. By a communication dated 5 March 2010, sent by registered post with advice of delivery, the registry of the Board informed the Appellant that it appeared that no written statement of grounds of appeal 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. The advice of delivery was received at the EPO on 25 March 2010.
- III. No observations were received in response to said communication.

Reasons for the Decision

1. No written statement setting out the grounds of appeal has been filed. Furthermore, the notice of appeal contains nothing that could be regarded as a statement of grounds pursuant to Article 108 EPC. The appeal therefore has to be rejected as inadmissible (Rule 101 (1) EPC).

Order

For these reasons it is decided that:

The appeal is rejected as inadmissible.

The Registrar:

The Chairman:

A. Vottner

S. Crane