

Internal distribution code:

- (A) Publication in OJ
(B) To Chairmen and Members
(C) To Chairmen
(D) No distribution

**Datasheet for the decision
of 11 May 2012**

Case Number: T 2340/11 - 3.3.03
Application Number: 07752058.3
Publication Number: 2001953
IPC: C08L 23/18, C08L 67/06,
C08L 19/00, C08F 8/00,
C08F 36/02, C08G 61/08

Language of the proceedings: EN

Title of invention:

Polyester compositions containing metathesis polymers with reduced recycle color

Applicant:

Firestone Polymers, LLC

Opponent:

-

Headword:

-

Relevant legal provisions:

EPC Art. 108
EPC R. 101(1)

Relevant legal provisions (EPC 1973):

-

Keyword:

"Missing Statement of Grounds"

Decisions cited:

-

Catchword:

-



Case Number: T 2340/11 - 3.3.03

D E C I S I O N
of the Technical Board of Appeal 3.3.03
of 11 May 2012

Appellant:
(Applicant)

Firestone Polymers, LLC
381 West Wilbeth Road
Akron
Ohio 44301 (US)

Representative:

Beckmann, Claus
Kraus & Weisert
Patent- und Rechtsanwälte
Thomas-Wimmer-Ring 15
D-80539 München (DE)

Decision under appeal:

**Decision of the Examining Division of the
European Patent Office posted 18 April 2011
refusing European patent application
No. 07752058.3 pursuant to Article 97(2) EPC.**

Composition of the Board:

Chairman: B. ter Laan
Members: D. Marquis
R. Cramer

Summary of Facts and Submissions

I. The appeal contests the decision of the Examining Division of the European Patent Office posted 18 April 2011 refusing the European patent application No. 07752058.3.

The Appellant filed a Notice of Appeal by letter received on 15 June 2011 and paid the fee for appeal on the same date. No Statement of Grounds was filed. The Notice of Appeal contains nothing that could be regarded as a Statement of Grounds pursuant to Article 108 EPC.

II. By communication dated 17 November 2011 sent by registered letter with advice of delivery, the Registry of the Board informed the Appellant that no Statement of Grounds has been filed and that the appeal could be expected to be rejected as inadmissible. The Appellant was given the opportunity of filing observations within two months.

III. No answer was given within the given time limit to the Registry's communication.

Reasons for the *Decision*

As no written statement setting out the grounds of appeal has been filed and the notice of appeal contains nothing that could be regarded as a 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:

E. Görgmaier

B. ter Laan