

Internal distribution code:

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

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

Case Number: T 1140/12 - 3.4.03
Application Number: 08172664.8
Publication Number: 2120220
IPC: G07F 7/06, G07F 17/30,
G07F 17/16
Language of the proceedings: EN

Title of invention:

System and method for remotely buying, renting, and/or selling
media discs

Applicant:

NCR Corporation

Headword:

-

Relevant legal provisions:

EPC Art. 108
EPC R. 99(2), 101(1)

Keyword:

"Missing statement of grounds of appeal"

Decisions cited:

-

Catchword:

-



Case Number: T 1140/12 - 3.4.03

D E C I S I O N
of the Technical Board of Appeal 3.4.03
of 11 September 2012

Appellant: NCR Corporation
(Applicant) 3097 Satellite Boulevard
Duluth, GA 30096 (US)

Representative: MacLeod, Roderick William
NCR Limited
International Patent Department
3 Fulton Road
Dundee
Tayside DD2 4SW (GB)

Decision under appeal: Decision of the Examining Division of the
European Patent Office posted 5 December 2011
refusing European patent application
No. 08172664.8 pursuant to Article 97(2) EPC.

Composition of the Board:

Chairman: G. Eliasson
Members: V. L. P. Frank
P. Mühlens

Summary of Facts and Submissions

I. This is an appeal against the refusal of European patent application No. 08172664 posted 5 December 2011.

A notice of appeal on behalf of the applicant appellant was filed on 15 February 2012. The appeal fee was paid on the same day. No separate statement of grounds of appeal was filed.

II. By a communication dated 24 May 2012 sent by registered letter with advice of delivery, the appellant was informed that no statement of grounds of appeal had been filed and that, therefore, it was to be expected that the appeal would be rejected as inadmissible pursuant to Article 108, third sentence, EPC in conjunction with Rule 101(1) EPC. The appellant was invited to file observations within two months.

III. No answer has been given to the communication within the time limit. No request for re-establishment of rights was filed.

Reasons for the Decision

As no written statement setting out the grounds of appeal has been filed and as the notice of appeal does not contain anything that could be regarded as a statement of grounds of appeal according to Article 108, third sentence, and Rule 99(2) EPC, the appeal has to be rejected as inadmissible (Article 108, third sentence, 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

S. Sánchez Chiquero

G. Eliasson