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**Datasheet for the decision
of 20 February 2018**

Case Number: T 1547/14 - 3.2.05

Application Number: 06732323.8

Publication Number: 1876275

IPC: B29C55/18, B32B37/14, D04H1/70,
D04H1/42, D04H1/54, A61F13/15

Language of the proceedings: EN

Title of invention:
Stretch Sheet and Process for Producing the Same

Patent Proprietor:
Kao Corporation

Opponent:
THE PROCTER & GAMBLE COMPANY

Relevant legal provisions:
EPC R. 84(1), 100(1)

Keyword:
Lapse of patent in all designated states - termination of
appeal proceedings



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Case Number: T 1547/14 - 3.2.05

D E C I S I O N
of Technical Board of Appeal 3.2.05
of 20 February 2018

Appellant: THE PROCTER & GAMBLE COMPANY
(Opponent) One Procter & Gamble Plaza
Cincinnati, Ohio 45202 (US)

Representative: Timothy John Simon Jump
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200 Aldersgate
London EC1A 4HD (GB)

Respondent: Kao Corporation
(Patent Proprietor) 14-10, Nihonbashi Kayabacho 1-chome
Chuo-Ku
Tokyo 103-8210 (JP)

Representative: Vossius & Partner
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Siebertstrasse 3
81675 München (DE)

Decision under appeal: **Interlocutory decision of the Opposition
Division of the European Patent Office posted on
2 June 2014 concerning maintenance of the
European Patent No. 1876275 in amended form.**

Composition of the Board:

Chairman M. Poock
Members: O. Randl
J. Geschwind

Summary of Facts and Submissions

- I. The opponent lodged an appeal against the interlocutory decision of the opposition division on the amended form in which European patent Nr. 1 876 275 could be maintained.
- II. In a communication by the registrar of the board dated 1 July 2016 the parties were informed that the above-mentioned European patent has been surrendered or has lapsed with effect for all the designated Contracting States and that the appeal proceedings may be continued at the request of the opponent, provided that within two months from notification of this communication a request is filed.
- III. The communication was delivered on 4 July 2016.
- IV. No reply was received.

Reasons for the Decision

Pursuant to Rule 84(1) EPC in conjunction with Rule 100(1) EPC, if the European patent has been surrendered in all the designated Contracting States or has lapsed in all those States, the appeal proceedings may be continued at the request of the opponent filed within two months of a communication from the European Patent Office informing him of the surrender or lapse.

As the appellant has not filed such a request in response to the communication of the registry dated 1 July 2016, the appeal proceedings are to be terminated.

Order

For these reasons it is decided that:

The appeal proceedings are terminated.

The Registrar:

The Chairman:



D. Meyfarth

M. Poock

Decision electronically authenticated