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**Datasheet for the decision  
of 18 May 2015**

**Case Number:** T 1964/14 - 3.2.06

**Application Number:** 02757297.3

**Publication Number:** 1448140

**IPC:** A61F13/494, A61F13/496

**Language of the proceedings:** EN

**Title of invention:**  
ABSORBENT ARTICLE HAVING A BODY CONFORMING ABSORBENT COMPOSITE

**Patent Proprietor:**  
KIMBERLY-CLARK WORLDWIDE, INC.

**Opponent:**  
SCA Hygiene Products AB

**Headword:**

**Relevant legal provisions:**

**Keyword:**

**Decisions cited:**

**Catchword:**



**Beschwerdekammern  
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Case Number: T 1964/14 - 3.2.06

**D E C I S I O N**  
**of Technical Board of Appeal 3.2.06**  
**of 18 May 2015**

**Appellant:** SCA Hygiene Products AB  
(Opponent) 405 03 Göteborg (SE)

**Representative:** Egeröd, Lisbeth  
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Box 1098  
405 23 Gothenburg (SE)

**Respondent:** KIMBERLY-CLARK WORLDWIDE, INC.  
(Patent Proprietor) 401 North Lake Street  
Neenah, WI 54956 (US)

**Representative:** Davies, Christopher Robert  
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**Decision under appeal:** **Interlocutory decision of the Opposition  
Division of the European Patent Office posted on  
23 July 2014 concerning maintenance of the  
European Patent No. 1448140 in amended form.**

**Composition of the Board:**

**Chairman** M. Harrison  
**Members:** G. de Crignis  
E. Kossonakou

### **Summary of Facts and Submissions**

- I. The appeal is directed against the decision of the Opposition Division of 23 July 2014, posted on the same day.
- II. The appellant filed a notice of appeal on 23 September 2014 and paid the appeal fee on the same day.
- III. By communication of 18 December 2014, received by the appellant on 22 December 2014, the Registry of the Board informed the appellant that it appeared from the file that the written statement of grounds of appeal had not been filed, and that it was therefore 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 informed that any observations had to be filed within two months of notification of the communication.
- IV. No reply was received.

### **Reasons for the Decision**

No written statement setting out the grounds of appeal was filed within the time limit provided by Article 108, third sentence, EPC in conjunction with Rule 126(2) EPC. In addition, neither the notice of appeal nor any other document filed contains anything that could be regarded as a statement of grounds pursuant to Article 108 EPC and Rule 99(2) EPC. Therefore, the appeal 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:



M. H. A. Patin

M. Harrison

Decision electronically authenticated