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**Datasheet for the decision
of 31 July 2015**

Case Number: T 0004/15 - 3.5.01

Application Number: 03764535.5

Publication Number: 1543457

IPC: G06F17/60

Language of the proceedings: EN

Title of invention:

PERSONAL AUTHENTICATION SOFTWARE AND SYSTEMS FOR TRAVEL
PRIVILEGE ASSIGNATION AND VERIFICATION

Applicant:

Privaris, Inc.

Headword:

Relevant legal provisions:

EPC Art. 108
EPC R. 101(1)

Keyword:

Admissibility of appeal - missing statement of grounds

Decisions cited:

Catchword:



**Beschwerdekammern
Boards of Appeal
Chambres de recours**

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Case Number: T 0004/15 - 3.5.01

**D E C I S I O N
of Technical Board of Appeal 3.5.01
of 31 July 2015**

Appellant: Privaris, Inc.
(Applicant) 675 Peter Jefferson Parkway
Suite 150
Charlottesville, VA 22911 (US)

Representative: Barnfather, Karl Jon
Withers & Rogers LLP
4 More London Riverside
London SE1 2AU (GB)

Decision under appeal: **Decision of the Examining Division of the European Patent Office posted on 25 July 2014 refusing European patent application No. 03764535.5 pursuant to Article 97(2) EPC.**

Composition of the Board:

Chairman R. R. K. Zimmermann
Members: W. Chandler
I. Beckedorf

Summary of Facts and Submissions

- I. The appellant contests the decision of the examining division of the European Patent Office dated 25 July 2014 refusing European patent application No. 03764535.5.

The appellant filed a notice of appeal on 24 September 2014 and paid the appeal fee on the same day.

The notice of appeal contained an auxiliary request for oral proceedings.

A written statement setting out the grounds of appeal was not filed within the four-month time limit provided for in Article 108 EPC. Nor did the notice of appeal contain anything that might be considered as such a statement.

- II. In a communication dated 9 January 2015, the Board informed the appellant that no statement setting out the grounds of appeal had been received and that the appeal could be expected to be rejected as inadmissible. The appellant was informed that any observations should be filed within two months.

- III. The appellant filed no observations in response to said communication.

In a letter dated 16 June 2015 the appellant declared that the request for oral proceedings did not apply to admissibility of the appeal in these circumstances of the lack of filing of the grounds of appeal.

Reasons for the Decision

As no written statement setting out the grounds of appeal was filed within the time limit provided for in Article 108 EPC, the appeal is inadmissible pursuant to Rule 101(1) EPC.

Order

For these reasons it is decided that:

The appeal is rejected as inadmissible.

The Registrar:

The Chairman:



T. Buschek

R. R. K. Zimmermann

Decision electronically authenticated