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**Datasheet for the decision
of 25 July 2016**

Case Number: T 0028/16 - 3.3.06

Application Number: 07852174.7

Publication Number: 2094910

IPC: D21H11/18, D21H27/38,
B32B29/00, D21H27/10

Language of the proceedings: EN

Title of invention:

METHOD OF PRODUCING A PAPER PRODUCT

Patent Proprietor:

Kemira Oyj

Opponents:

Kemira OYJ
Stora Enso AB OYJ

Headword:

Relevant legal provisions:

EPC Art. 108
EPC R. 101(1)

Keyword:

Admissibility of appeal - statement of grounds - filed within
time limit (no)

Decisions cited:

Catchword:



Beschwerdekammern
Boards of Appeal
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Case Number: T 0028/16 - 3.3.06

D E C I S I O N
of Technical Board of Appeal 3.3.06
of 25 July 2016

Appellant: Stora Enso AB OYJ
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Decision under appeal: Interlocutory decision of the Opposition
Division of the European Patent Office posted on
10 November 2015 concerning maintenance of the
European Patent No. 2094910 in amended form.

Composition of the Board:

Chairman B. Czech
Members: P. Ammendola
 C. Heath

Summary of Facts and Submissions

- I. The appeal is against the interlocutory decision of the Opposition Division posted on 10 November 2015 concerning maintenance of the European Patent No. 2 094 910 in amended form.
- II. Opponent 2 (sole appellant) filed its notice of appeal on 30 December 2015 and paid the appeal fee on the same day.
- III. By communication of 07 April 2016, received by the appellant, 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:



D. Magliano

B. Czech

Decision electronically authenticated