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**Datasheet for the decision  
of 6 October 2017**

**Case Number:** T 0894/17 - 3.3.05

**Application Number:** 07753865.0

**Publication Number:** 1999083

**IPC:** C04B14/10, C04B14/04, C09C1/02,  
C04B26/06

**Language of the proceedings:** EN

**Title of invention:**  
PAPER AND COATING MEDIUM FOR MULTIFUNCTIONAL PRINTING

**Patent Proprietor:**  
NewPage Wisconsin System Inc.

**Opponent:**  
Kränzle, Rainer

**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 0894/17 - 3.3.05

**D E C I S I O N**  
**of Technical Board of Appeal 3.3.05**  
**of 6 October 2017**

**Appellant:** NewPage Wisconsin System Inc.  
(Patent Proprietor) 510 High Street  
Wisconsin Rapids, WI 54495 (US)

**Representative:** Flosdorff, Jürgen  
Huss, Flosdorff & Partner GbR  
Klarweinstraße 39  
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**Respondent:** Kränzle, Rainer  
(Opponent) c/o Pfenning, Meinig & Partner GbR  
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**Representative:** Pfenning, Meinig & Partner mbB  
Patent- und Rechtsanwälte  
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**Decision under appeal:** **Decision of the Opposition Division of the  
European Patent Office posted on 9 February 2017  
revoking European patent No. 1999083 pursuant to  
Article 101(3)(b) EPC.**

**Composition of the Board:**

**Chairman** E. Bendl  
**Members:** A. Haderlein  
O. Loizou

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

- I. The appeal is directed against the decision of the Opposition Division of 18 January 2017, posted on 9 February 2017.
- II. The appellant filed a notice of appeal on 7 April 2017 and paid the appeal fee on the same day.
- III. By communication of 6 July 2017, 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**

1. 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.
2. 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:



C. Vodz

E. Bendl

Decision electronically authenticated