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**Datasheet for the decision
of 2 February 2021**

Case Number: T 1559/20 - 3.5.01

Application Number: 10765062.4

Publication Number: 2419837

IPC: G06Q10/00

Language of the proceedings: EN

Title of invention:
COMPLEX SITUATION ANALYSIS SYSTEM

Applicant:
Virginia Polytechnic Institute and State
University

Relevant legal provisions:
EPC Art. 108
EPC R. 99(2), 101(1), 126(2)

Keyword:
Admissibility of appeal - missing statement of grounds



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Case Number: T 1559/20 - 3.5.01

D E C I S I O N
of Technical Board of Appeal 3.5.01
of 2 February 2021

Appellant: Virginia Polytechnic Institute and State
(Applicant) University
301 Burruss Hall
Blacksburg, VA 24061 (US)

Representative: Barker Brettell LLP
100 Hagley Road
Edgbaston
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Decision under appeal: **Decision of the Examining Division of the
European Patent Office posted on 16 January 2020
refusing European patent application No.
10765062.4 pursuant to Article 97(2) EPC.**

Composition of the Board:

Chairman M. Höhn
Members: A. Wahrenberg
P. Schmitz

Summary of Facts and Submissions

- I. The appeal is directed against the decision of the Examining Division posted on 16 January 2020, refusing European patent application 10765062.4.
- II. The appellant filed a notice of appeal on 15 April 2020 and paid the appeal fee on the same day.
- III. By communication of 14 July 2020, 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

The notice of appeal was filed and the relevant fee was paid within the period provided for by Article 108, first sentence, EPC. According to the Notice from the European Patent Office dated 15 March 2020 concerning the disruptions due to the COVID-19 outbreak (OJ EPO 2020, A29), all periods expiring on or after 15 March 2020 were extended for all parties and their representatives to 17 April 2020, and in two further Notices (OJ EPO 2020 A43 and A60) in the end until 2 June 2020. These provisions apply to the periods laid down in Article 108 EPC.

No written statement setting out the grounds of appeal was filed within the time limit provided by Article 108, third sentence, EPC. In addition, the notice of appeal does not contain 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:



T. Buschek

M. Höhn

Decision electronically authenticated