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

Case Number: T 2059/20 - 3.5.01

Application Number: 14796365.6

Publication Number: 3066627

IPC: G06Q20/32, G06Q20/40

Language of the proceedings: EN

Title of invention:

USING BIOMETRIC AUTHENTICATION FOR NFC-BASED PAYMENTS

Applicant:

Apple Inc.

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 2059/20 - 3.5.01

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

Appellant: Apple Inc.
(Applicant) One Apple Park Way
Cupertino CA 95014 (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 13 July 2020
refusing European patent application No.
14796365.6 pursuant to Article 97(2) EPC.**

Composition of the Board:

Chairman M. Höhn
Members: W. Zubrzycki
P. Schmitz

Summary of Facts and Submissions

- I. The appeal is directed against the decision of the Examining Division posted on 13 July 2020, refusing European patent application 14796365.6.
- II. The appellant filed a notice of appeal on 15 September 2020 and paid the appeal fee on the same day.
- III. By communication of 13 January 2021, 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, 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