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**Datasheet for the decision
of 22 June 2022**

Case Number: T 0061/22 - 3.2.03

Application Number: 08702902.1

Publication Number: 2112247

IPC: C23C2/02, C23C2/06, C23C2/28,
C23C2/40, C22C38/02, C22C38/06,
C22C38/04, C22C38/18

Language of the proceedings: EN

Title of invention:

HIGH-STRENGTH HOT-DIP GALVANNEALED STEEL SHEET WITH SUPERIOR
PHOSPHATABILITY

Patent Proprietor:

Kabushiki Kaisha Kobe Seiko Sho

Opponent:

ArcelorMittal

Headword:

Relevant legal provisions:

EPC Art. 108 sentence 3
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 0061/22 - 3.2.03

D E C I S I O N
of Technical Board of Appeal 3.2.03
of 22 June 2022

Appellant:

(Opponent)

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Respondent:

(Patent Proprietor)

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Decision under appeal:

**Decision of the Opposition Division of the
European Patent Office posted on 9 November 2021
rejecting the opposition filed against European
patent No. 2112247 pursuant to Article 101(2)
EPC.**

Composition of the Board:

Chairman	C. Herberhold
Members:	G. Patton
	N. Obrovski

Summary of Facts and Submissions

- I. The appeal contests the decision of the Opposition Division posted on 9 November 2021 rejecting the opposition against European patent No. 2 112 247.
- II. The appellant (opponent) filed a notice of appeal on 7 January 2022 and paid the appeal fee on the same day.
- III. By communication of 5 April 2022, receipt of which was not confirmed by the appellant, but was tracked on the Post.NL website and specified as successfully delivered, 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 of 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:



C. Spira

C. Herberhold

Decision electronically authenticated