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**Datasheet for the decision
of 26 July 2022**

Case Number: T 1034/22 - 3.5.02

Application Number: 17198123.6

Publication Number: 3316480

IPC: H03F1/30, H03F1/32, H03F3/181,
H03F3/217

Language of the proceedings: EN

Title of invention:

A hearing device comprising an amplifier system for minimizing variation in an acoustical signal caused by variation in gain of an amplifier

Applicant:

Oticon A/S

Headword:

Appeal inadmissible/Oticon A/S

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 1034/22 - 3.5.02

D E C I S I O N
of Technical Board of Appeal 3.5.02
of 26 July 2022

Appellant: Oticon A/S
(Applicant) Kongebakken 9
2765 Smørum (DK)

Representative: Demant
Demant A/S
Kongebakken 9
2765 Smørum (DK)

Decision under appeal: **Decision of the Examining Division of the
European Patent Office posted on 9 November 2021
refusing European patent application No.
17198123.6 pursuant to Article 97(2) EPC.**

Composition of the Board:

Chairman R. Lord
Members: H. Bronold
R. Cramer

Summary of Facts and Submissions

- I. The appeal is directed against the decision of the examining division posted on 9 November 2021 refusing European patent application No. 17198123.6 pursuant to Article 97(2) EPC.
- II. The appellant filed a notice of appeal on 19 January 2022 and paid the appeal fee on the same day.
- III. By communication of 2 May 2022, notified to the appellant via the EPO Mailbox Service on the same day, 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 has been received.

Reasons for the Decision

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:



L. Stridde

R. Lord

Decision electronically authenticated