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**Datasheet for the decision
of 12 January 2024**

Case Number: T 1726/23 - 3.5.05

Application Number: 18735473.3

Publication Number: 3646552

IPC: H04L9/40, H04W12/08, H04W4/02,
H04W48/18, H04W76/14

Language of the proceedings: EN

Title of invention:
Prioritization of mobile networks for proximity services

Applicant:
Nokia Technologies Oy

Headword:
No grounds of appeal/NOKIA

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

Keyword:
Admissibility of appeal - (no): missing statement of grounds



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Case Number: T 1726/23 - 3.5.05

D E C I S I O N
of Technical Board of Appeal 3.5.05
of 12 January 2024

Appellant: Nokia Technologies Oy
(Applicant) Karakaari 7
02610 Espoo (FI)

Representative: Page White Farrer
Bedford House
21a John Street
London WC1N 2BF (GB)

Decision under appeal: **Decision of the Examining Division of the
European Patent Office posted on 18 April 2023
refusing European patent application
No. 18735473.3 pursuant to Article 97(2) EPC.**

Composition of the Board:

Chair K. Bengi-Akyürek
Members: N. Uhlmann
F. Bostedt

Summary of Facts and Submissions

- I. The appeal was lodged against the decision of the examining to refuse the present European patent application.
- II. The appellant filed a notice of appeal on 8 June 2023 and paid the appeal fee on the day. No statement setting out the grounds of appeal was received within the time limit provided by Article 108, third sentence, EPC.
- III. By communication of 2 October 2023, electronically notified via the EPO Mailbox, 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. The appeal is not admissible. It does not comply with the requirements set out in Article 108 EPC.
 - 1.1 No 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.

- 1.2 In addition, neither the notice of appeal nor any other document filed contains anything that could be regarded as a statement setting out the grounds of appeal 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 Chair:



B. Brückner

K. Bengi-Akyürek

Decision electronically authenticated