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**Datasheet for the decision
of 19 August 2024**

Case Number: T 0785/24 - 3.5.05

Application Number: 15723608.4

Publication Number: 3138254

IPC: H04L27/26

Language of the proceedings: EN

Title of invention:

Multi-clock PHY preamble design and detection

Applicant:

Marvell Asia Pte, Ltd.

Headword:

No statement of grounds of appeal/MARVELL ASIA

Relevant legal provisions:

EPC Art. 108

EPC R. 99(2), 101(1), 126(2)

Keyword:

Admissibility of the appeal (no): missing grounds of appeal



Beschwerdekammern
Boards of Appeal
Chambres de recours

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Case Number: T 0785/24 - 3.5.05

D E C I S I O N
of Technical Board of Appeal 3.5.05
of 19 August 2024

Appellant: Marvell Asia Pte, Ltd.
(Applicant) Tai Seng Centre
3 Irving Road 10-01
Singapore 369522 (SG)

Representative: Grünecker Patent- und Rechtsanwälte
PartG mbB
Leopoldstraße 4
80802 München (DE)

Decision under appeal: **Decision of the Examining Division of the
European Patent Office posted on 4 January 2024
refusing European patent application
No. 15723608.4 pursuant to Article 97(2) EPC.**

Composition of the Board:

Chair K. Bengi-Akyürek
Members: J. Eraso Helguera
C. Almberg

Summary of Facts and Submissions

- I. The appeal was lodged against the decision of the examining division to refuse the present European patent application.
- II. The appellant filed a notice of appeal on 4 March 2024 and paid the appeal fee on the same day. No statement of grounds of appeal was received within the time limit provided by Article 108, third sentence, EPC.
- III. By communication of 14 June 2024 electronically notified via the EPO Mailbox, the Registry of the Board informed the appellant that it appeared from the file that the 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:



S. Lichtenvort

K. Bengi-Akyürek

Decision electronically authenticated