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**Datasheet for the decision  
of 21 January 2025**

**Case Number:** T 1049/24 - 3.2.04

**Application Number:** 16784970.2

**Publication Number:** 3349575

**IPC:** A01K73/045

**Language of the proceedings:** EN

**Title of invention:**  
AIRFOIL SHAPED TRAWL DOOR

**Patent Proprietor:**  
Ny toghlerahonnun ehf.

**Opponent:**  
Jósafatsson, Atli Már

**Headword:**  
Missing statement of grounds

**Relevant legal provisions:**  
EPC Art. 108  
EPC R. 101(1)

**Keyword:**

**Decisions cited:**

**Catchword:**



**Beschwerdekammern**

**Boards of Appeal**

**Chambres de recours**

Boards of Appeal of the  
European Patent Office  
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Case Number: T 1049/24 - 3.2.04

**D E C I S I O N**  
**of Technical Board of Appeal 3.2.04**  
**of 21 January 2025**

**Appellant:** Ny toghlerahonnun ehf.  
(Patent Proprietor) Storhofda 33  
110 Reykjavik (IS)

**Representative:** Arnason Faktor  
Intellectual Property Consulting  
Gudridarstig 2-4  
113 Reykjavik (IS)

**Respondent:** Jósafatsson, Atli Már  
(Opponent) Saevidarsund 55  
104 Reykjavik (IS)

**Representative:** Schlich  
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**Decision under appeal:** **Decision of the Opposition Division of the  
European Patent Office posted on 6 June 2024  
revoking European patent No. 3349575 pursuant to  
Article 101(3) (b) EPC.**

**Composition of the Board:**

**Chairman** A. Pieracci  
**Members:** S. Oechsner de Coninck  
M. Millet

## **Summary of Facts and Submissions**

- I. The appeal is directed against the decision of the Opposition Division of 16 April 2024, posted on 6 June 2024.
- II. The appellant filed a notice of appeal on 6 August 2024 and paid the appeal fee on the same day.
- III. By communication of 17 Oktober 2024, 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.
- IV. The appellant was informed that any observations had to be filed within two months of notification of the communication.
- V. No reply was received.

## **Reasons for the Decision**

1. 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.
2. 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.

**Order**

**For these reasons it is decided that:**

The appeal is rejected as inadmissible.

The Registrar:

The Chairman:



G. Magouliotis

A. Pieracci

Decision electronically authenticated