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Publication in the Official Journal	<input checked="" type="checkbox"/> Yes/No
Publication au Journal Officiel	<input checked="" type="checkbox"/> Oui/Non



Aktenzeichen / Case Number / N° du recours : T 193/88 - 3.3.1

Anmeldenummer / Filing No / N° de la demande : 80 304 360.3

Veröffentlichungs-Nr. / Publication No / N° de la publication : 0 030 818

Bezeichnung der Erfindung: Improved method of decarburizing molten metal
Title of invention:
Titre de l'invention :

Klassifikation / Classification / Classement : C21C 5/34

ENTSCHEIDUNG / DECISION

vom / of / du 27 January 1989

Anmelder / Applicant / Demandeur :

Patentinhaber / Proprietor of the patent /
Titulaire du brevet :

Allegheny Ludlum Steel Corporation

Einsprechender / Opponent / Opposant :

Thyssen Edelstahlwerke AG

Stichwort / Headword / Référence :

EPÜ / EPC / CBE Art. 108, Rule 65(1)

Schlagwort / Keyword / Mot clé : "Missing Statement of Grounds"

Leitsatz / Headnote / Sommaire

Europäisches
Patentamt

European Patent
Office

Office européen
des brevets

Beschwerdekammern

Boards of Appeal

Chambres de recours

Case Number : T 193 /88 - 3.3.1



DECISION
of the Technical Board of Appeal 3.3.1
of 27 January 1989

Appellant :
(Opponent)

Thyssen Edelstahlwerke AG
Oberschlesienstrasse 16
Postfach 730
D-4150 Krefeld 1

Representative :

Respondent :
(Proprietor of the patent)

ALLAGHENY LUDLUM STEEL CORPORATION
Oliver Building
2000 Oliver Plaza
Pittsburgh
Pennsylvania 15222
USA

Representative :

Sheader, Brian N.
ERIC POTTER & CLARKSON
27 South Street
Reading
Berkshire, RG1 4QU
GB

Decision under appeal :

Decision of Opposition Division of the European
Patent Office dated 04 March 1988 rejecting
the opposition filed against European patent
No. 0 030 818 pursuant to Article 102(2) EPC.

Composition of the Board :

Chairman : K. Jahn

Members : R. Spangenberg

G.D. Paterson

Summary of Facts and Submissions

- I. The appeal contests the decision of the Opposition Division of the European Patent Office dated 04 March 1988 rejecting the opposition filed against the European patent No. 0 030 818. The opponent filed a notice of appeal by letter dated 02 May 1988, received on 04 May 1988, and paid the fee for appeal on 04 May 1988. No Statement of Grounds was filed. The notice of appeal contains nothing that could be regarded as a Statement of Grounds pursuant to Article 108 EPC.
- II. By a communication dated 20 September 1988 and sent by registered post, the Registry of the Board informed the Appellant that no Statement of Grounds had been filed and that the appeal could be expected to be rejected as inadmissible. The Appellant was invited to file observations within two months.
- III. The Appellant filed no observations in response to said communication.

Reasons for the Decision

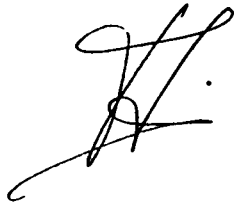
As no written statement setting out the grounds of appeal has been filed, the appeal has to be rejected as inadmissible (Article 108 EPC in conjunction with Rule 65(1) EPC).

Order

For these reasons, it is decided that:

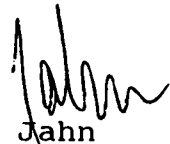
The appeal is rejected as inadmissible.

The Registrar:



F. Klein

The Chairman:



K. Jahn

