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| Veröffentlichung im Amtsblatt       | Ja/Nein |
| Publication in the Official Journal | Yes/No  |
| Publication au Journal Officiel     | Oui/Non |

Aktenzeichen / Case Number / N<sup>o</sup> du recours : T 224/88 - 3.2.1

Anmeldenummer / Filing No / N<sup>o</sup> de la demande : 83 306 462.9

Veröffentlichungs-Nr. / Publication No / N<sup>o</sup> de la publication : 0 107 695

Bezeichnung der Erfindung: Dot matrix printers and print head therefor

Title of invention:

Titre de l'invention :

Klassifikation / Classification / Classement : B41 J3/12

**ENTSCHEIDUNG / DECISION**

vom / of / du 19 September 1988

Anmelder / Applicant / Demandeur : R.C. Sanders

Patentinhaber / Proprietor of the patent /

Titulaire du brevet :

Einsprechender / Opponent / Opposant :

Stichwort / Headword / Référence :

EPÜ / EPC / CBE Article 108, Rule 65(1)

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

**Leitsatz / Headnote / Sommaire**

Europäisches  
Patentamt

Beschwerdekammern

European Patent  
Office

Boards of Appeal

Office européen  
des brevets

Chambres de recours

Case Number : T 224/88 - 3.2.1



**D E C I S I O N**  
of the Technical Board of Appeal 3.2.1  
of 19 September 1988

**Appellant :** Royden C. Sanders, Jr.  
Burton Highway  
Wilton  
New Hampshire 03086  
USA

**Representative :** Sommerville, John Henry  
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GRANDE BRETAGNE

**Decision under appeal :** Decision of Examining Division 086  
of the European Patent Office  
dated 23.11.87 refusing European  
patent application No. 83 306 462.9  
pursuant to Article 97(1) EPC

**Composition of the Board :**

**Chairman :** F. Gumbel  
**Members :** M. Liscourt  
O. Bossung

## Summary of Facts and Decisions

- I. The appeal contests the decision of the Examining Division of the European Patent Office dated 23 November 1987 refusing European patent application No. 83 306 462.9. The decision was dispatched by registered letter with advice of delivery on the day it was given. The Applicant filed a notice of appeal by letter dated 6 January 1988, received on 11 January 1988, and paid the fee for appeal on 9 January 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 29 June 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, nor has he filed a request for *restitutio in integrum*.

## 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).

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

**The appeal is rejected as inadmissible.**

**The Registrar:**

**The Chairman:**

**J. Rückerl**

**F. Gumbel**