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Publication au Journal Officiel	Oui/Non

Aktenzeichen / Case Number / N° du recours : T 614/88 - 3.2.1

Anmeldenummer / Filing No / N° de la demande : 83 101 230.7

Veröffentlichungs-Nr. / Publication No / N° de la publication : 0 087 628

Bezeichnung der Erfindung: Magnetic bearing wheel for an artificial satellite

Title of invention:

Titre de l'invention :

Klassifikation / Classification / Classement : B64G 1/28

ENTSCHEIDUNG / DECISION

vom / of / du 5 February 1990

Anmelder / Applicant / Demandeur :

Patentinhaber / Proprietor of the patent /
Titulaire du brevet :

Mitsubishi Denki Kabushiki Kaisha

Einsprechender / Opponent / Opposant :

Teldix GmbH

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 614 /88 - 3.2.1

D E C I S I O N
of the Technical Board of Appeal 3.2.1
of 5 February 1990

Appellant :
(Opponent)

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Representative :

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Respondent :
(Proprietor of the patent)

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Representative :

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Decision under appeal :

Decision of the Opposition Division of the European
Patent Office dated 4 October 1988 rejecting
the opposition filed against European patent
No. 0 087 628 pursuant to Article 102(2) EPC.

Composition of the Board :

Chairman : F. Gumbel

Members : C. Wilson

J. Saisset

Summary of Facts and Submissions

- I. The appeal contests the decision of the Opposition Division of the European Patent Office dated 4 October 1988 rejecting the opposition filed against European patent No. 0 087 628.

The decision was dispatched by registered letter with advice of delivery on 4 October 1988. The Appellant filed a notice of appeal by letter received on 1 December 1988 and paid the fee for appeal on 1 December 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 16 November 1989 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:

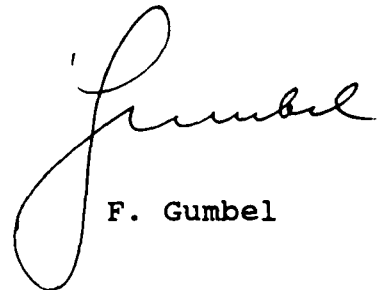
The appeal is rejected as inadmissible.

The Registrar:



S. Fabiani

The Chairman:



F. Gumbel