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File Number: T 214/92 - 3.5.2
Application No.: 85 201 458.8
Publication No.: 0 175 419
Title of invention: Signal transmission cable

Classification: H01B 7/28

DECISION
of 30 December 1992

Applicant: NKF Kabel B.V.

Opponent: Alcatel SEL Aktiengesellschaft

Headword:

EPC Art. 108, Rule 65(1)

Keyword: "Missing Statement of Grounds"



Case Number : T 214/92 - 3.5.2

D E C I S I O N
of the Technical Board of Appeal 3.5.2
of 30 December 1992

Appellant :
(Proprietor of the patent)

NKF Kabel B.V.
Noordkade 64
NL-2741 EZ Waddinxveen (NL)

Representative :

Plaisier, Aart
Nederlandsch Octrooibureau
Scheveningseweg 82
P.O. Box 29720
NL-2502 LS 's Gravenhage (NL)

Respondent :
(Opponent)

Alcatel SEL Aktiengesellschaft
Lorenzstrasse 10
W-7000 Stuttgart 40 (DE)

Representative :

Mende, Eberhard, Dipl.-Ing.
Kabelkamp 20
W-3000 Hannover 1 (DE)

Decision under appeal :

Decision of the Opposition Division of the
European Patent Office dated 10 January 1992
revoking European patent No. 0 175 419 pursuant
to Article 102(1) EPC.

Composition of the Board :

Chairman : E. Persson
Members : W.J.L. Wheeler
M.R.N. Villemin

Summary of Facts and Submissions

- I. The appeal contests the decision of the Opposition Division of the European Patent Office dated 10 January 1992 revoking the European patent No. 0 175 419. The decision was dispatched by registered letter with advice of delivery on 10 January 1992. The patent proprietor filed a Notice of Appeal by letter dated 10 March 1992, received on 10 March 1992, and paid the fee for appeal on 10 March 1992. 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 8 October 1992 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:

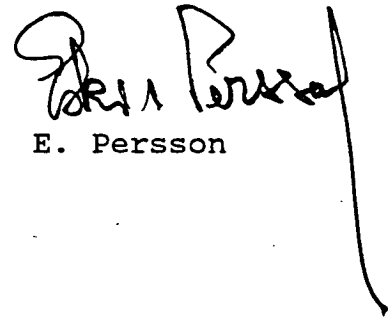
The appeal is rejected as inadmissible.

The Registrar:



M. Kiehl

The Chairman:



E. Persson

WJH