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File Number: T 363/92 - 3.2.2

Application No.: 86 102 376.0

Publication No.: 0 191 505

Title of invention: Method of producing sheets of crystalline material

Classification: C30B 13/34, C30B 13/24, C30B 1/02

D E C I S I O N
of 30 September 1992

Applicant: Massachusetts Institute of Technology

Headword:

EPC Article 108, Rule 65(1)

Keyword: "Missing Statement of Grounds"



Case Number : T 363/92 - 3.2.2

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

Appellant : Massachusetts Institute of Technology
77 Massachusetts Avenue
Cambridge, MA 02139 (US)

Representative : Harvey, David Gareth
Graham Watt & Co.
Riverhead
Sevenoaks
Kent TN13 2BN (GB)

Decision under appeal : Decision of Examining Division of the European
Patent Office dated 17 January 1992 refusing
European patent application No. 86 102 376.0
pursuant to Article 97(1) EPC.

Composition of the Board :

Chairman : G. Szabo
Members : P. Dropmann
J. van Moer

Summary of Facts and Submissions

- I. The appeal contests the decision of the Examining Division of the European Patent Office dated 17 January 1992 refusing the European patent application No. 86 102 376.0. The decision was dispatched by registered letter with advice of delivery on 17 January 1992. The applicant filed a notice of appeal by telefax received on 17 March 1992 and paid the fee for appeal on 19 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 6 July 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

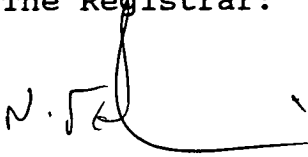
As no written statement setting out the grounds of appeal has been filed, the appeal has to be rejected as inadmissible (Article 108 EPC in conjunction with Rule 65(1) EPC).

Order

For these reasons, it is decided that:

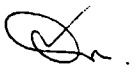
The appeal is rejected as inadmissible.

The Registrar:



N: Maslin

The Chairman:


G. Szabo
03801