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File Number: T 476/92 - 3.3.1

Application No.: 86 111 430.4

Publication No.: 0 233 987

Title of invention: Protective, decorative and restorative coating composition
and method

Classification: C09D 3/80

D E C I S I O N
of 31 August 1992

Applicant: The Boeing Company

Headword:

EPC Article 108, Rule 65(1)

Keyword: "Missing Statement of Grounds"



Case Number : T 476/92 - 3.3.1

D E C I S I O N
of the Technical Board of Appeal 3.3.1
of 31 August 1992

Appellant :
The Boeing Company
PO BOX 3707
Seattle
Washington 98124 (US)

Representative :
Kraus, Walter, Dr.
Patentanwälte Kraus, Weisert & Partner
Thomas-Wimmer-Ring 15
W - 8000 München 22 (DE)

Decision under appeal :
Decision of Examining Division of the European
Patent Office dated 6 April 1992 refusing
European patent application No. 86 111 430.4
pursuant to Article 97(1) EPC.

Composition of the Board :

Chairman : K.J.A. Jahn
Members : R.W. Andrews
J.-C. Saisset

Summary of Facts and Submissions

- I. The appeal contests the decision of the Examining Division 021 of the European Patent Office dated 6 April 1992 refusing the European patent application No. 86 111 430.4. The decision was dispatched by registered letter with advice of delivery to the applicant on the day it was given. The Appellant filed a notice of appeal by a letter received on 24 April 1992 and paid the fee for appeal on the same day. 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 letter filed on 14 May 1992, the representative of the Appellant informed the Board that a substantiation of the appeal would not be submitted.

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:




P. Martorana

RM

03115



The Chairman:



K. Jahn