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D E C I S I O N
of 19 April 1994

Case Number: T 0900/93 - 3.4.1

Application Number: 85303290.2

Publication Number: 0191968

IPC: H05K 7/14

Language of the proceedings: EN

Title of invention:

Ejector for printed circuit board plug-in unit

Patentee:

Zero Corporation

Opponent:

- 01) Schroff GmbH
- 02) AEG Aktiengesellschaft
- 03) Siemens AG

Headword:

-

Relevant legal norms:

EPC Art. 108
EPT R. 65(1)

Keyword:

"Missing Statement of Grounds"

Decisions cited:

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Catchword:

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Case Number: T 0900/93 - 3.4.1

D E C I S I O N
of the Technical Board of Appeal 3.4.1
of 19 April 1994

Appellant:
(Proprietor of the patent) Zero Corporation
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Burbank, CA 91503 (US)

Representative: Blatchford, William Michael
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Respondent:
(Opponent) Schroff GmbH
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Representative: Durm, Klaus, Dr.-Ing.
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Appellant:
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Representative: Erbacher, Alfons, Dipl.-Ing.
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D - 60591 Frankfurt (DE)

Appellant:
(Opponent 03) Siemens AG
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Representative: -

Decision under appeal: **Decision of the Opposition Division of the
European Patent Office dated 3 August 1993
revoking European patent No. 0 191 968 pursuant to
Article 102(1) EPC.**

Composition of the Board:

Chairman: G.D. Paterson
Members: R.K. Shukla
 H.J. Reich

Summary of Facts and Submissions

- I. The appeal contests the decision of the Opposition Division of the European Patent Office delivered orally on 5 July 1993, with written reasons posted on 3 August 1993, revoking the European patent No. 0 191 968. The decision was dispatched by registered letter with receipt notification to the Appellant.

The Appellant (Opponent) filed a notice of appeal by a letter received on 4 October 1993 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 communication dated 17 January 1994, sent by registered letter with advice of delivery, the Registry of the Board informed the Appellant that no Statement of Grounds has 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. No answer has been given within the given time limit to the Registry's 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:

The Chairman:

M. Kiehl

G. Paterson