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**D E C I S I O N**  
of 23 August 1995

**Case Number:** T 0346/95 - 3.2.3

**Application Number:** 90917256.1

**Publication Number:** 0493532

**IPC:** F41H 5/04

**Language of the proceedings:** EN

**Title of invention:**

Ballistic resistant composite armor having improved multiple-hit capability

**Applicant/Patentee:**

Allied Signal Inc.

**Opponent:**

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**Headword:**

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**Relevant legal provisions:**

EPC Art. 108

EPC R. 65(1)

**Keyword:**

"Missing Statement of Grounds"

**Decisions cited:**

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**Catchword:**

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Case Number: T 0346/95 - 3.2.3

**D E C I S I O N**  
of the Technical Board of Appeal 3.2.3  
of 23 August 1995

**Appellant:** Allied Signal Inc.  
101 Columbia Road  
P.O. Box 2245  
Morristown  
New Jersey 07962-2245 (US)

**Representative:** Brock, Peter William  
Urquhart-Dykes & Lord  
1 Richfield Place  
Richfield Avenue  
Reading RG1 8EQ  
Berkshire (GB)

**Decision under appeal:** Decision of the Examining Division of the European Patent Office dated 15 November 1994 refusing European patent application No. 90 917 256.1 pursuant to Article 97(1) EPC.

**Composition of the Board:**

**Chairman:** C. T. Wilson  
**Members:** J. B. F. Kollar  
C. Holtz

### **Summary of Facts and Submissions**

- I. The appeal contests the decision of the Examining Division of the European Patent Office dated 15 November 1994, refusing the European patent application No. 90 917 256.1. The decision was dispatched by registered letter with advice of delivery on 15 November 1994. The Applicant filed a Notice of Appeal by a letter received on 4 January 1995, 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 22 May 1995, sent by registered post with advice of delivery, 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:



C. T. Wilson

