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D E C I S I O N
of 18 November 1996

Case Number: T 0766/96
Application Number: 92912059.0
Publication Number: WO 92/20677
IPC: C07D 453/04
Language of the proceedings: EN

Title of invention:
Heterocyclic chiral ligands and method for catalytic asymmetric dihydroxylation of olefins

Patentee:
MASSACHUSETTS INSTITUTE OF TECHNOLOGY

Opponent:
-

Headword:
-

Relevant legal provisions:
EPC Art. 108, Rule 65(1)

Keyword:
"Missing Statement of Grounds"

Decisions cited:
-

Catchword:
-



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Boards of Appeal

Chambres de recours

Case Number: T 0766/96 - 3.3.1

D E C I S I O N
of the Technical Board of Appeal 3.3.1
of 18 November 1996

Appellant: MASSACHUSETTS INSTITUTE OF TECHNOLOGY
17 Massachusetts Avenue
USA - Cambridge, Massachusetts 02139 USA

Representative: Holdcroft, James Gerald, Dr.
Graham Watt & Co.,
Riverhead
GB - Sevenoaks, Kent TN13 2BN GB

Decision under appeal: Decision of the Examining Division of the
European Patent Office posted 19 March 1996
refusing European patent application
No. 92 912 059.0 pursuant to Article 97(1) EPC.

Composition of the Board:

Chairman: A. J. Nuss
Members: J. M. Jonk
S. C. Perryman

Summary of Facts and Submissions

- I. The appeal contests the decision of the Examining Division of the European Patent Office posted 19 March 1996 refusing the European patent application No. 92 912 059.0. The Appellant filed a Notice of Appeal by a letter received on 17 May 1996 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 2 September 1996, sent by registered letter 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

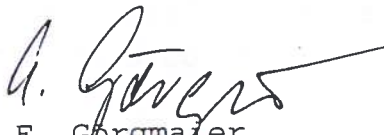
As no written statement setting out the grounds of appeal has been filed, the appeal has to be rejected as inadmissible (Article 108 EPC in conjunction with Rule 65(1) EPC).

Order

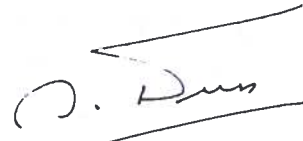
For these reasons it is decided that:

The appeal is rejected as inadmissible.

The Registrar:


E. Gorgmayer

The Chairman:


A. Nuss