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D E C I S I O N
of 6 August 1998

Case Number: T 0423/98 - 3.2.2

Application Number: 94200277.5

Publication Number: 0609950

IPC: A61M 25/00

Language of the proceedings: EN

Title of invention:
Angiography catheter

Applicant:
Cordis Europa N.V.

Opponent:
-

Headword:
-

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

Keyword:
"Missing Statement of Grounds"

Decisions cited:
-

Catchword:
-



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Boards of Appeal

Chambres de recours

Case Number: T 0423/98 - 3.2.2

D E C I S I O N
of the Technical Board of Appeal 3.2.2
of 6 August 1998

Appellant: Cordis Europa N.V.
Oosteinde 8
9301 LJ Roden (NL)

Representative: 't Jong, Bastiaan Jacobus
Arnold & Siedsma
Advocaten en Octrooigemachtigden
Sweelinckplein 1
2517 GK Den Haag (NL)

Decision under appeal: Decision of the Examining Division of the
European Patent Office posted 19 November 1997
refusing European patent application
No. 94 200 277.5 pursuant to Article 97(1) EPC.

Composition of the Board:

Chairman: W. D. Weiß
Members: M. G. Noel
C. Holtz

Summary of Facts and Submissions

- I. The appeal contests the decision of the Examining Division of the European Patent Office dispatched by registered letter with advice of delivery to the Applicant on 19 November 1997, refusing European patent application No. 94 200 277.5.

The Appellant filed a Notice of Appeal by a letter received on 16 January 1998 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 13 May 1998, sent by registered post, 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 informed about the possibility of filing a request for re-establishment of rights under Article 122 EPC and 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:

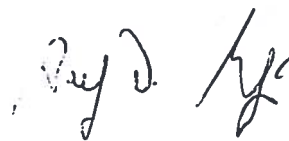
The appeal is rejected as inadmissible.

The Registrar:

A handwritten signature in black ink, appearing to be 'N. Maslin', with a long horizontal stroke extending to the right.

N. Maslin

The Chairman:

A handwritten signature in black ink, appearing to be 'W. D. Weiß', with a stylized, cursive style.

W. D. Weiß