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D E C I S I O N
of 21 October 1998

Case Number: T 0666/98 - 3.3.4

Application Number: 91905970.9

Publication Number: 0515569

IPC: C07H 15/12

Language of the proceedings: EN

Title of invention:
Calcium channel compositions and methods

Applicant:
Sibia Neurosciences, Inc., et al

Opponent:
-

Headword:
Calcium channel/SIBIA

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 0666/98 - 3.3.4

D E C I S I O N
of the Technical Board of Appeal 3.3.4
of 21 October 1998

Appellant:

Sibia Neurosciences, Inc.
505 Coast Boulevard South
La Jolla
CA 92037-4641 (US)

Representative:

Baldock, Sharon Claire
Boult Wade Tennant
27 Furnival Street
London EC4A 1PQ (GB)

Decision under appeal:

Decision of the Examining Division of the
European Patent Office posted 26 January 1998
refusing European patent application
No. 91 905 970.9 pursuant to Article 97(1) EPC.

Composition of the Board:

Chairman: U. M. Kinkeldey
Members: F. L. Davison-Brunel
W. Moser

Summary of Facts and Submissions

- I. The appeal contests the decision of the Examining Division of the European Patent Office posted on 26 January 1998 refusing the European patent application No. 91 905 970.9.

The Appellant (applicant) filed a notice of appeal by letter received on 25 March 1998 and paid the fee for appeal on the same date. 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 14 July 1998 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. Attention was also drawn to Article 122 EPC. By a letter received on 12 October 1998, the Appellant confirmed that this communication was received on 16 July 1998 and that the contents therein had been noted.

- III. No answer has been given to the Registry's communication.

Reasons for the Decision

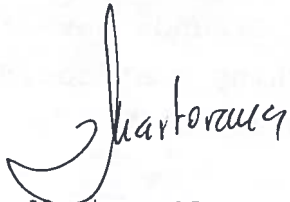
As no written statement setting out the grounds of appeal has been filed, the appeal has to be rejected as inadmissible (Rule 65(1) EPC in conjunction with Article 108 EPC).

Order

For these reasons it is decided that:

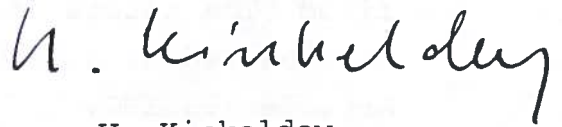
The appeal is rejected as inadmissible.

The Registrar:



E. Martorana

The Chairwoman:



U. Kinkeldey