Datasheet for the decision
of 18 September 2006

Case Number: T 0201/06 - 3.5.01
Application Number: 03012292.3
Publication Number: 1486849
IPC: G06F 1/00
Language of the proceedings: EN

Title of invention:
License management in computer systems that use dynamic service-to-server distribution

Applicant:
SAP AG

Opponent:
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Headword:
-

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

Keyword:
"Missing statement of grounds"
"Withdrawal of request for oral proceedings"

Decisions cited:
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Catchword:
-
Case Number: T 0201/06 - 3.5.01

DECISION
of the Technical Board of Appeal 3.5.01
of 18 September 2006

Appellant: SAP AG
Dietmar-Hopp-Allee 16
D-69190 Walldorf (DE)

Representative: Cohausz & Florack
Patent- und Rechtsanwälte
Postfach 10 18 30
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Decision under appeal: Decision of the Examining Division of the European Patent Office posted 23 August 2005 refusing European application No. 03012292.3 pursuant to Article 97(1) EPC.

Composition of the Board:
Chairman: S. Steinbrener
Members: W. Chandler
P. Schmitz
Summary of Facts and Submissions

I. The appellant contests the decision of the examining division of the European Patent Office dated 23 August 2005 refusing European patent application No. 03 012 292.3.

The appellant filed a notice of appeal on 24 October 2005 and paid the appeal fee on the same day. The notice of appeal contains an auxiliary request for oral proceedings.

A written statement setting out the grounds of appeal was not filed within the four-months time limit provided for in Article 108 EPC. Nor did the notice of appeal contain anything that might be considered as such statement.

II. In a communication dated 6 March 2006, the Board informed the appellant that no statement setting out the grounds of appeal had been received and that the appeal could be expected to be rejected as inadmissible. The appellant was informed that any observations should be filed within two months.

III. In a letter dated 17 August 2006 the appellant withdrew the request for oral proceedings.

Reasons for the decision

As no written statement setting out the grounds of appeal was filed within the time limit provided for in Article 108 EPC, the appeal is inadmissible pursuant to Rule 65(1) EPC.

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Order

For these reasons it is decided that:

The appeal is rejected as inadmissible.

The Registrar                        The Chairman

P. Guidi                              S. Steinbrener