Datasheet for the decision of 2 February 2011

Case Number: T 1072/10 - 3.2.03
Application Number: 97944026.0
Publication Number: 0929788
IPC: F41H 5/04
Language of the proceedings: EN
Title of invention: Ceramic bodies for use in composite armor
Patentee: Cohen, Michael
Opponent: Plasan Sasa Ltd.
Rafael Armament Development Authority/Plasan-Sasa
Headword: -

Relevant legal provisions:
EPC Art. 108
EPC R. 101(1)

Relevant legal provisions (EPC 1973): -

Keyword: "Missing statement of grounds"

Decisions cited: -

Catchword: -
Case Number: T 1072/10 - 3.2.03

DECISION
of the Technical Board of Appeal 3.2.03
of 2 February 2011

Appellant: Plasan Sasa Ltd.
         M.P. Marom
         Hagalil 13870   (IL)

Representative: Vossius & Partner
                 Siebertstraße 4
                 D-81675 München   (DE)

Respondent: Cohen, Michael
             Kibbutz Kfar Etzion
             IL-90200 Mobile Post North Yehuda   (IL)

Representative: Hartley, Andrew Philip
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                120 Bridge Road
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                Surrey KT16 8LA   (GB)

Other party: Rafael Armament Development Authority/Plasan-Sasa
             - Limited Partnership
             P.O. Box 2250/M.P. Marom
             Haifa/Hagalil 13870   (IL)

Representative: Vossius & Partner
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Decision under appeal: Interlocutory decision of the Opposition
Division of the European Patent Office posted
2 March 2010 concerning maintenance of European
patent No. 0929788 in amended form.

Composition of the Board:
Chairman: U. Krause
Members: G. Ashley
         K. Garnett
Summary of Facts and Submissions

I. The appeal contests the interlocutory decision of the Opposition Division of the European Patent Office dated 2 March 2010, concerning maintenance of European patent No. 929788 in amended form.

The appellant (opponent 1) filed a notice of appeal on 12 May 2010 and paid the appeal fee 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 24 August 2010, 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 this 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 101(1) EPC 2000).
Order

For these reasons it is decided that:

The appeal is rejected as inadmissible.

The Registrar: The Chairman:

A. Counillon U. Krause