Datasheet for the decision of 27 June 2019

Case Number: T 0801/19 - 3.5.04
Application Number: 03749970.4
Publication Number: 1514420
IPC: H04N7/24, H04N5/00
Language of the proceedings: EN
Title of invention: SYSTEM AND METHOD OF PROVIDING MEDIA CONTENT
Applicant: InterDigital CE Patent Holdings
Headword:

Relevant legal provisions:
EPC Art. 108
EPC R. 99(2), 101(1)

Keyword: Admissibility of appeal - statement of grounds (not filed)

Decisions cited:
Catchword:
DEcision of Technical Board of Appeal 3.5.04
of 27 June 2019

Appellant: InterDigital CE Patent Holdings
            3 rue du Colonel Moll
            75017 Paris (FR)

Representative: Huchet, Anne
                InterDigital CE Patent Holdings
                20, rue Rouget de Lisle
                92130 Issy-les-Moulineaux (FR)

Decision under appeal: Decision of the Examining Division of the European Patent Office posted on 24 July 2018 refusing European patent application No. 03749970.4 pursuant to Article 97(2) EPC.

Composition of the Board:
Chairman C. Kunzelmann
Members: M. Paci
        G. Decker
Summary of Facts and Submissions

I. The appeal is directed against the decision of the Examining Division posted on 24 July 2018.

II. The appellant filed notice of appeal on 27 September 2018 and paid the appeal fee on the same day.

III. By communication of 22 March 2019, received by the appellant, the Registry of the Board informed the appellant that it appeared from the file that the written statement of grounds of appeal had not been filed, and that it was therefore to be expected that the appeal would be rejected as inadmissible pursuant to Article 108, third sentence, EPC in conjunction with Rule 101(1) EPC. The appellant was informed that any observations had to be filed within two months of notification of the communication.

IV. No reply has been received.

Reasons for the Decision

No written statement setting out the grounds of appeal was filed within the time limit provided by Article 108, third sentence, EPC in conjunction with Rule 126(2) EPC. In addition, neither the notice of appeal nor any other document filed contains anything that could be regarded as a statement of grounds pursuant to Article 108 EPC and Rule 99(2) EPC. Therefore, the appeal has to be rejected as inadmissible (Rule 101(1) EPC).
Order

For these reasons it is decided that:

The appeal is rejected as inadmissible.

The Registrar: 

The Chairman: 

K. Boelicke  

C. Kunzelmann

Decision electronically authenticated