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D E C I S I O N
of 11 January 2001

Case Number: T 0908/00 - 3.4.2

Application Number: 98304935.4

Publication Number: 0919841

IPC: G02B 6/16

Language of the proceedings: EN

Title of invention:

Method of writing short period reflective Bragg gratings using
an amplitude mask

Applicant:

Lucent Technologies Inc.

Opponent:

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Headword:

-

Relevant legal provisions:

EPC Art. 108

EPC R. 65(1)

Keyword:

"Missing statement of grounds"

Decisions cited:

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Catchword:

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Case Number: T 0908/00 - 3.4.2

D E C I S I O N
of the Technical Board of Appeal 3.4.2
of 11 January 2001

Appellant: Lucent Technologies Inc.
600 Mountain Avenue
P.O. Box 636
Murray Hill
New Jersey 07974-0636 (US)

Representative: Johnston, Kenneth Graham
Lucent Technologies (UK) Ltd
5 Mornington Road
Woodford Green
Essex IG8 0TU (GB)

Decision under appeal: Decision of the Examining Division of the
European Patent Office posted 27 March 2000
refusing European patent application
No. 98 304 935.4 pursuant to Article 97(1) EPC.

Composition of the Board:

Chairman: E. Turrini
Members: A. G. Klein
V. Di Cerbo

Summary of Facts and Submissions

- I. The appeal contests the decision of the Examining Division of the European Patent Office dated 27 March 2000 refusing the European patent application. The Appellant filed a notice of appeal by letter received on 13 May 2000 and paid the fee for appeal on 11 May 2000. 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 18 September 2000 sent by registered letter with advice of delivery, 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.

- 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 (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:

The Chairman:

P. Martorana

E. Turrini