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D E C I S I O N
of 15 October 2002

Case Number: T 0616/02 - 3.4.3

Application Number: 95308347.4

Publication Number: 0717435

IPC: H01L 21/22

Language of the proceedings: EN

Title of invention:

Process for controlling dopant diffusion in a semiconductor layer and semiconductor layer formed thereby

Applicant:

AT&T Corp.

Opponent:

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Headword:

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Relevant legal provisions:

EPC Art. 108, R. 65(1)

Keyword:

"Missing Statement of Grounds"

Decisions cited:

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Catchword:

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Case Number: T 0616/02 - 3.4.3

D E C I S I O N
of the Technical Board of Appeal 3.4.3
of 15 October 2002

Appellant: AT&T Corp.
32 Avenue of the Americas
New York, NY, 10013-2412 (US)

Representative: Williams, David John
Page White & Farrer,
54 Doughty Street
London WC1N 2LS (GB)

Decision under appeal: Decision of the Examining Division of the
European Patent Office posted 23 October 2001
refusing European patent application
No. 95 308 347.4 pursuant to Article 97(1) EPC.

Composition of the Board:

Chairman: R. K. Shukla
Members: M. Chomentowski
J. H. Van Moer

Summary of Facts and Submissions

- I. The appeal contests the decision of the Examining Division of the European Patent Office dated 23 October 2001 refusing the European patent application No. 95 308 347.4. The Appellant filed a notice of appeal by a letter received on 14 December 2001 and paid the fee for appeal on the same day. No Statement of Grounds was filed. The notice of appeal contains nothing that can be regarded as a Statement of Grounds pursuant to Article 108 EPC.
- II. By a communication dated 26 July 2002 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 No answer has been given to the Registry's communication.

Reason 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:

The appeal is rejected as inadmissible.

The Registrar:

The Chairman:

D. Spigarelli

R. K. Shukla