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D E C I S I O N
of 8 May 2006

Case Number: T 1447/05 - 3.5.03

Application Number: 00203444.5

Publication Number: 1093237

IPC: H04B 1/707

Language of the proceedings: EN

Title of invention:

Improvements in or relating to wireless communication systems

Applicant:

TEXAS INSTRUMENTS INCORPORATED

Opponent:

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Headword:

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Relevant legal provisions:

EPC Art. 108

Keyword:

"Missing statement of grounds"

Decisions cited:

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Catchword:

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Case Number: T 1447/05 - 3.5.03

D E C I S I O N
of the Technical Board of Appeal 3.5.03
of 8 May 2006

Appellant:

TEXAS INSTRUMENTS INCORPORATED
7839 Churchill Way
Mail Station 3999
Dallas
Texas 75251 (US)

Representative:

Holt, Michael
Texas Instruments Limited
European Patents Department (MS 13)
PO Box 5069
Northampton NN4 7ZE (GB)

Decision under appeal:

Decision of the examining division of the
European Patent Office posted 31 May 2005
refusing European application No. 00203444.5
pursuant to Article 97(1) EPC.

Composition of the Board:

Chairman: A. S. Clelland
Members: D. H. Rees
M.-B. Tardo-Dino

Summary of Facts and Submissions

I. The appeal lies from the decision of the examining division of the European Patent Office posted 31 May 2005 refusing European patent application No. 00203444.5. The decision was dispatched by registered letter with advice of delivery to the applicant on 6 June 2005.

The appellant filed a notice of appeal by a letter received on 1 August 2005. The payment of the appeal fee was recorded on the same day.

No statement of grounds was filed.

II. By a communication dated 23 December 2005 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 and attention was drawn to the possibility of filing a request for re-establishment of rights under Article 122 EPC.

III. No answer has been given to the registry's communication within the time limit.

Reasons for the Decision

As no written statement setting out the grounds of appeal has been filed and as the notice of appeal contains nothing that could be regarded as a statement of grounds pursuant to Article 108 EPC, 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:

D. Magliano

A. S. Clelland