

BESCHWERDEKAMMERN
DES EUROPÄISCHEN
PATENTAMTS

BOARDS OF APPEAL OF
THE EUROPEAN PATENT
OFFICE

CHAMBRES DE RECOURS
DE L'OFFICE EUROPEEN
DES BREVETS

Internal distribution code:

- (A) [] Publication in OJ
(B) [] To Chairmen and Members
(C) [] To Chairmen
(D) [X] No distribution

**Datasheet for the decision
of 27 October 2006**

Case Number: T 0579/06 - 3.5.03

Application Number: 99305592.0

Publication Number: 0974881

IPC: G05B 19/042

Language of the proceedings: EN

Title of invention:

Modular time masking sequence programming for imaging system

Patentee:

GENERAL ELECTRIC COMPANY

Opponent:

-

Headword:

Imaging system/GENERAL ELECTRIC COMPANY

Relevant legal provisions:

EPC Art. 108

EPC R. 65(1)

Keyword:

"Missing statement of grounds"

Decisions cited:

-

Catchword:

-



Case Number: T 0579/06 - 3.5.03

D E C I S I O N
of the Technical Board of Appeal 3.5.03
of 27 October 2006

Appellant: GENERAL ELECTRIC COMPANY
1 River Road
Schenectady, NY 12345 (US)

Representative: Pedder, James Cuthbert
London Patent Operation
General Electric International, Inc.
15 John Adam Street
London WC2N 6LU (GB)

Decision under appeal: Decision of the Examining Division of the
European Patent Office posted 29 September 2005
refusing European application No. 99305592.0
pursuant to Article 97(1) EPC.

Composition of the Board:

Chairman: A. S. Clelland
Members: A. Ritzka
R. Menapace

Summary of Facts and Submissions

I. The appeal lies from the decision of the examining division of the European Patent Office refusing European patent application No. 99 305 592.0. The decision was dispatched by registered letter with advice of delivery to the applicant on 29 September 2005.

The appellant filed a notice of appeal by a letter received on 30 November 2005. The payment of the appeal fee was recorded on the same day.

No separate statement of grounds was filed.

II. By a communication dated 27 April 2006 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 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 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