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**Datasheet for the decision
of 12 December 2008**

Case Number: T 1596/08 - 3.2.02

Application Number: 03253784.7

Publication Number: 1374791

IPC: A61B 19/00

Language of the proceedings: EN

Title of invention:

Position sensing system with integral location pad and position display

Applicant:

Biosense Webster, Inc.

Opponent:

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Headword:

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Relevant legal provisions:

EPC Art. 108

EPC R. 101

Relevant legal provisions (EPC 1973):

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Keyword:

"Missing statement of grounds"

Decisions cited:

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Catchword:

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Case Number: T 1596/08 - 3.2.02

D E C I S I O N
of the Technical Board of Appeal 3.2.02
of 12 December 2008

Appellant:

Biosense Webster, Inc.
3333 Diamond Canyon Road
Diamond Bar
CA 91765 (US)

Representative:

Mercer, Christopher Paul
Carpmaels & Ransford
43, Bloomsbury Square
London WC1A 2RA (GB)

Decision under appeal:

Decision of the Examining Division of the
European Patent Office posted 28 March 2008
refusing European application No. 03253784.7
pursuant to Article 97(1) EPC.

Composition of the Board:

Chairman: T. Kriner
Members: R. Ries
M. J. Vogel

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. 03253784.7. The decision was dispatched by registered letter with advice of delivery to the applicant on 28 March 2008.

The appellant filed a notice of appeal by a letter received on 9 June 2008. The payment of the appeal fee was recorded on the same day.

No separate statement of grounds was filed.

II. By a communication dated 22 August 2008 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 statement of grounds pursuant to

Article 108 EPC, the appeal has to be rejected as inadmissible (Article 108 EPC in conjunction with Rule 101(1) EPC).

Order

For these reasons it is decided that:

The appeal is rejected as inadmissible.

The Registrar:

The Chairman:

V. Commare

T. Kriner