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**Datasheet for the decision  
of 6 October 2009**

**Case Number:** T 1223/09 - 3.4.03

**Application Number:** 03021329.2

**Publication Number:** 1400931

**IPC:** G07C 9/00

**Language of the proceedings:** EN

**Title of invention:**

Vehicle door locking und unlocking system

**Applicant:**

ALPHA CORPORATION

**Headword:**

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**Relevant legal provisions:**

EPC Art. 108  
EPC R. 101(1)

**Relevant legal provisions (EPC 1973):**

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**Keyword:**

"Appeal inadmissible - no statement of the grounds of appeal"

**Decisions cited:**

-

**Catchword:**

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Case Number: T 1223/09 - 3.4.03

**D E C I S I O N**  
of the Technical Board of Appeal 3.4.03  
of 6 October 2009

**Appellant:** ALPHA CORPORATION  
6-8, Fukuura 1-chome,  
Kanazawa-ku  
Yokohama-shi  
Kanagawa-Pref. (JP)

**Representative:** Grünecker, Kinkeldey  
Stockmair & Schwanhäusser  
Anwaltssozietät  
Leopoldstrasse 4  
D-80802 München (DE)

**Decision under appeal:** Decision of the Examining Division of the  
European Patent Office posted 29 December 2008  
refusing European patent application  
No. 03021329.2 pursuant to Article 97(2) EPC.

**Composition of the Board:**

**Chairman:** G. Eliasson  
**Members:** V. L. P. Frank  
P. Mühlens

## **Summary of Facts and Submissions**

I. This is an appeal against the refusal of European patent application No. 03021329 posted 29 December 2008.

A notice of appeal on behalf of the applicant appellant was filed by a letter received on 2 March 2009. The appeal fee was paid on the same day. The notice of appeal included a request for oral proceedings. No separate statement of grounds of appeal was filed.

II. By a communication dated 10 July 2009 sent by registered letter with advice of delivery, the appellant was informed that no statement of grounds of appeal had been filed and that, therefore, it was to be expected that the appeal would be rejected as inadmissible pursuant to Article 108, third sentence, EPC in conjunction with Rule 101(1) EPC. The appellant was invited to file observations within two months and requested to make clear if their request for oral proceedings was not intended to apply to the question of inadmissibility of the appeal. By letter dated 8 September 2009 the appellant withdrew any requests made on their behalf and no request for re-establishment of rights was filed.

## **Reasons for the Decision**

As no written statement setting out the grounds of appeal has been filed and as the notice of appeal does not contain anything that could be regarded as a statement of grounds of appeal according 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

S. Sánchez Chiquero

G. Eliasson