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**Datasheet for the decision
of 15 April 2010**

Case Number: T 2002/09 - 3.3.07

Application Number: 04818772.8

Publication Number: 1725298

IPC: A61Q 5/12

Language of the proceedings: EN

Title of invention:
Hair conditioning compositions

Patent Proprietors:
Unilever PLC, et al

Opponents:
Henkel AG & Co. KGaA
KPSS-Kao Professional Salon Services GmbH

Headword:
-

Relevant legal provisions:
EPC Art. 108
EPC R. 101(1)

Relevant legal provisions (EPC 1973):
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Keyword:
"Missing statement of grounds"

Decisions cited:
-

Catchword:
-



Case Number: T 2002/09 - 3.3.07

D E C I S I O N
of the Technical Board of Appeal 3.3.07
of 15 April 2010

Appellants:
(Patent Proprietors) Unilever PLC
Unilever House
Blackfriars
London
Greater London EC4P 4BQ (GB)

and

UNILEVER NV
Weena 555
NL-30/3 AL Rotterdam (NL)

Representative:
Newbould, Frazer Anthony
Unilever PLC
Unilever Patent Group
Colworth House
Sharnbrook
Bedford, Bedfordshire MK44 1LQ (GB)

Respondents:
(Opponents 01) Henkel AG & Co. KGaA
VTP Patente
D-40191 Düsseldorf (DE)

(Opponents 02) KPSS-Kao Professional Salon Services GmbH
Pfungstädterstrasse 92-100
D-64297 Darmstadt (DE)

Decision under appeal: Decision of the Opposition Division of the
European Patent Office posted 10 August 2009
revoking European patent No. 1725298 pursuant
to Article 102(1) EPC.

Composition of the Board:

Chairman: S. Perryman
Members: D. Semino
B. ter Laan

Summary of Facts and Submissions

I. The appeal contests the decision of the Opposition Division of the European Patent Office given at the oral proceedings on 28 July 2009, revoking the European patent No. 1725298.

The written decision was dispatched by registered letter with advice of delivery on 10 August 2009.

On 2 October 2009 the Patent Proprietors (Appellants) filed a notice of appeal and paid the fee for appeal at the same time. No Statement of Grounds was filed. The notice of appeal contains nothing that could be regarded as a Statement of Grounds pursuant to Article 108 EPC.

II. By a communication dated 22 January 2010 and sent by registered post, the Registry of the Board informed the Appellants that no Statement of Grounds had been filed and that the appeal could be expected to be rejected as inadmissible. The Appellants were invited to file observations within two months.

III. The Appellants filed no observations in response to said communication.

Reasons 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 101(1) EPC).

Order

For these reasons it is decided that:

The appeal is rejected as inadmissible.

The Registrar:

The Chairman:

S. Fabiani

S. Perryman