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**Datasheet for the decision
of 3 September 2010**

Case Number: T 0346/10 - 3.3.07

Application Number: 97914869.9

Publication Number: 0885311

IPC: D06M 16/00

Language of the proceedings: EN

Title of invention:

Enzyme treatment to enhance wettability and absorbency of
textiles

Patentee:

The Regents of The University of California

Opponent:

NOVOZYMES A/S

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:

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Case Number: T 0346/10 - 3.3.07

D E C I S I O N
of the Technical Board of Appeal 3.3.07
of 3 September 2010

Appellant: The Regents of The University of California
(Patent Proprietor) 300 Lakeside Drive
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Representative: Harrison, David Christopher
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Respondent: NOVOZYMES A/S
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Representative: Miles, John Stephen
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Decision under appeal: Decision of the Opposition Division of the
European Patent Office posted 8 December 2009
revoking European patent No. 0885311 pursuant
to Article 102(1) EPC.

Composition of the Board:

Chairman: S. Perryman
Members: B. ter Laan
G. Santavicca

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 20 November 2009, revoking the European patent No. 0885311.

The written decision was dispatched by registered letter with advice of delivery on 8 December 2009.

On 17 February 2010 the Appellant filed a notice of appeal and paid the appeal fee 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 21 May 2010, sent by registered post, 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.

III. The Appellant 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