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**Datasheet for the decision  
of 2 February 2011**

**Case Number:** T 1072/10 - 3.2.03

**Application Number:** 97944026.0

**Publication Number:** 0929788

**IPC:** F41H 5/04

**Language of the proceedings:** EN

**Title of invention:**

Ceramic bodies for use in composite armor

**Patentee:**

Cohen, Michael

**Opponent:**

Plasan Sasa Ltd.

Rafael Armament Development Authority/Plasan-Sasa

**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:**

"Missing statement of grounds"

**Decisions cited:**

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**Catchword:**

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Case Number: T 1072/10 - 3.2.03

**D E C I S I O N**  
**of the Technical Board of Appeal 3.2.03**  
**of 2 February 2011**

**Appellant:**  
(Opponent)

Plasan Sasa Ltd.  
M.P. Marom  
Hagalil 13870 (IL)

**Representative:**

Vossius & Partner  
Siebertstraße 4  
D-81675 München (DE)

**Respondent:**  
(Patent Proprietor)

Cohen, Michael  
Kibbutz Kfar Etzion  
IL-90200 Mobile Post North Yehuda (IL)

**Representative:**

Hartley, Andrew Philip  
Mathisen, Macara & Co  
120 Bridge Road  
Chertsey  
Surrey KT16 8LA (GB)

**Other party:**  
(Opponent)

Rafael Armament Development Authority/Plasan-Sasa  
- Limited Partnership  
P.O. Box 2250/M.P. Marom  
Haifa/Hagalil 13870 (IL)

**Representative:**

Vossius & Partner  
Siebertstraße 4  
D-81675 München (DE)

**Decision under appeal:**

Interlocutory decision of the Opposition  
Division of the European Patent Office posted  
2 March 2010 concerning maintenance of European  
patent No. 0929788 in amended form.

**Composition of the Board:**

**Chairman:** U. Krause  
**Members:** G. Ashley  
K. Garnett

## **Summary of Facts and Submissions**

- I. The appeal contests the interlocutory decision of the Opposition Division of the European Patent Office dated 2 March 2010, concerning maintenance of European patent No. 929788 in amended form.

The appellant (opponent 1) filed a notice of appeal on 12 May 2010 and paid the appeal fee on the same day.

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 24 August 2010, 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.
- III. The appellant filed no observations in response to this 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 2000).

**Order**

**For these reasons it is decided that:**

The appeal is rejected as inadmissible.

The Registrar:

The Chairman:

A. Counillon

U. Krause