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**Datasheet for the decision  
of 27 September 2012**

**Case Number:** T 1039/12 - 3.2.04

**Application Number:** 04014813.2

**Publication Number:** 1462152

**IPC:** A63F 13/00

**Language of the proceedings:** EN

**Title of invention:**

Reel spinning slot machine with superimposed video image

**Applicant:**

WMS Gaming Inc.

**Headword:**

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**Relevant legal provisions:**

EPC Art. 108  
EPC R. 101(1)

**Keyword:**

"Missing statement of grounds"

**Decisions cited:**

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**Catchword:**

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Case Number: T 1039/12 - 3.2.04

**D E C I S I O N**  
of the Technical Board of Appeal 3.2.04  
of 27 September 2012

**Appellant:** WMS Gaming Inc  
(Applicant) 800 South Northpoint Boulevard  
Waukegan, Illinois 60085 (US)

**Representative:** Maury, Richard Philip  
Marks & Clerk LLP  
90 Long Acre  
London WC2E 9RA (GB)

**Decision under appeal:** Decision of the Examining Division of the  
European Patent Office posted 24 November 2011  
refusing European patent application  
No. 04014813.2 pursuant to Article 97(2) EPC.

**Composition of the Board:**

**Chairman:** A. de Vries  
**Members:** C. Scheibling  
T. Bokor

## **Summary of Facts and Submissions**

I. The appeal contests the decision of the Examining Division of the European Patent Office concerning refusal of European patent application No. 04014813.2. The decision was dispatched by registered letter with advice of delivery on 24 November 2011.

The Appellant filed a notice of appeal on 1 February 2012 and paid the appeal fee on the same day.

No statement setting out the grounds of appeal was filed.

II. By a communication dated 10 May 2012 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. No answer has been given to the Registry's communication.

## **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 a statement of grounds pursuant to Article 108, third sentence, EPC, the appeal has to be rejected as inadmissible (Article 108, third sentence 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:

G. Magouliotis

A. de Vries