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**Datasheet for the decision
of 26 July 2013**

Case Number: T 2548/12 - 3.2.06

Application Number: 03076184.5

Publication Number: 1356750

IPC: A46D1/00, A46B13/00

Language of the proceedings: EN

Title of invention:

Brush and method for manufacturing such a brush

Patent Proprietor:

International Brush Company (IBC) B.V.

Opponent:

Jurenco Equipment B.V.

Headword:

Inadmissibility of the appeal

Relevant legal provisions:

EPC Art. 108 sentence 3

EPC R. 101(1)

Keyword:



**Beschwerdekammern
Boards of Appeal
Chambres de recours**

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Case Number: T 2548/12 - 3.2.06

D E C I S I O N
of Technical Board of Appeal 3.2.06
of 26 July 2013

Appellant: Jurenco Equipment B.V.
(Opponent) Eekhorstweg 22
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Respondent: International Brush Company (IBC) B.V.
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Representative: Donné, Eddy
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Decision under appeal: **Decision of the Opposition Division of the European Patent Office posted on 13 November 2012 concerning maintenance of the European Patent No. 1356750 in amended form.**

Composition of the Board:

Chairman: M. Harrison
Members: G. Kadner
W. Sekretaruk

Summary of Facts and Submissions

- I. The appeal is directed against the interlocutory decision of the Opposition Division posted on 13 November 2012, concerning the maintenance of European Patent No. 1 356 750 in amended form.
- II. The appellant (opponent) filed a notice of appeal on 14 September 2012 and paid the appeal fee on the same day.
- III. By communication of 17 April 2013, received by the appellant on 23 April 2013, the Registry of the Board informed the appellant that it appeared from the file that the written statement of grounds of appeal had not been filed, and that it was therefore 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 informed that any observations had to be filed within two months of notification of the communication.
- IV. No reply was received.

Reasons for the Decision

No written statement setting out the grounds of appeal was filed within the time limit provided by Article 108, third sentence, EPC in conjunction with Rule 126(2) EPC. In addition, neither the notice of appeal nor any other document filed contains anything that could be regarded as a statement of grounds pursuant to Article 108 EPC and Rule 99(2) EPC. Therefore, the appeal has to be rejected as inadmissible (Rule 101(1) EPC).

Order

For these reasons it is decided that:

The appeal is rejected as inadmissible.

The Registrar:

The Chairman:



A. Counillon

M. Harrison

Decision electronically authenticated