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**Datasheet for the decision
of 7 May 2014**

Case Number: T 1876/13 - 3.4.03

Application Number: 99203477.7

Publication Number: 1094338

IPC: G01V1/28, G01V1/30

Language of the proceedings: EN

Title of invention:

Method of estimating elastic parameters and rock composition
of underground formations using seismic data

Patent Proprietor:

Jason Geosystems B.V.

Opponent:

ExxonMobil Upstream Research Company

Headword:

Relevant legal provisions:

EPC Art. 108
EPC R. 99(2), 101(1)

Keyword:

Admissibility of appeal - missing statement of grounds

Decisions cited:

Catchword:



**Beschwerdekammern
Boards of Appeal
Chambres de recours**

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Case Number: T 1876/13 - 3.4.03

**D E C I S I O N
of Technical Board of Appeal 3.4.03
of 7 May 2014**

Appellant:
(Patent Proprietor)

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Representative:

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Respondent:
(Opponent)

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Representative:

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Decision under appeal:

**Decision of the Opposition Division of the
European Patent Office posted on 3 July 2013
revoking European patent No. 1094338 pursuant to
Article 101(3) (b) EPC.**

Composition of the Board:

Chairman: G. Eliasson
Members: T. Häusser
T. Karamanli

Summary of Facts and Submissions

- I. This is an appeal against the revocation of European patent No. 1094338 posted on 3 July 2013.
- II. The appellant proprietor filed a notice of appeal on 3 September 2013 and paid the appeal fee on the same day. No separate statement of grounds of appeal was filed.
- III. By communication of 6 December 2013 sent by registered letter with advice of delivery, the appellant proprietor was informed that no written statement of grounds of appeal had 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 invited to file observations within two months.
A copy of the communication was sent to the respondent opponent on the same day for information.
- IV. No answer has been given to the communication within the time limit. No request for re-establishment of rights was filed.

Reasons for the Decision

As no written statement setting out the grounds of appeal has been filed and as the notice of appeal does not contain anything that could be regarded as a statement of grounds of appeal pursuant to Article 108, third sentence, and Rule 99(2) EPC, 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. Sánchez Chiquero

G. Eliasson

Decision electronically authenticated