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**Datasheet for the decision
of 24 June 2015**

Case Number: T 0599/15 - 3.3.02

Application Number: 09014071.6

Publication Number: 2153849

IPC: A61K45/06, A61K31/57,
A61K31/565, A61K31/567,
A61P15/18

Language of the proceedings: EN

Title of invention:
Contraception process and administration form for the same

Applicant:
Bayer Intellectual Property GmbH

Headword:
Missing statement of grounds

Relevant legal provisions:
EPC Art. 108
EPC R. 99(2), 101(1)

Keyword:
Admissibility of appeal - statement of grounds (not filed)

Decisions cited:

Catchword:



**Beschwerdekammern
Boards of Appeal
Chambres de recours**

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Case Number: T 0599/15 - 3.3.02

D E C I S I O N
of Technical Board of Appeal 3.3.02
of 24 June 2015

Appellant: Bayer Intellectual Property GmbH
(Applicant) Alfred-Nobel-Strasse 10
40789 Monheim (DE)

Representative: Kilger, Ute
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Patentanwälte Rechtsanwälte
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Decision under appeal: **Decision of the Examining Division of the
European Patent Office posted on 15 September
2014 refusing European patent application
No. 09014071.6 pursuant to Article 97(2) EPC.**

Composition of the Board:

Chairman U. Oswald
Members: T. Sommerfeld
L. Bühler

Summary of Facts and Submissions

- I. The appeal is directed against the decision of the Examining Division posted on 15 September 2014.
- II. The appellant filed a notice of appeal on 17 November 2014 and paid the appeal fee on the same day.
- III. By communication of 30 March 2015, received by the appellant, 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:



N. Maslin

U. Oswald

Decision electronically authenticated