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**Datasheet for the decision  
of 8 July 2015**

**Case Number:** T 0735/15 - 3.5.03

**Application Number:** 10188809.7

**Publication Number:** 2354867

**IPC:** G05B19/042, G05B15/02

**Language of the proceedings:** EN

**Title of invention:**  
USB HVAC service verification

**Applicant:**  
Lennox Industries Inc.

**Headword:**  
USB HVAC service verification/LENNOX

**Relevant legal provisions:**  
EPC Art. 108

**Keyword:**  
Admissibility of appeal - missing statement of grounds

**Decisions cited:**

**Catchword:**



**Beschwerdekammern  
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Case Number: T 0735/15 - 3.5.03

**D E C I S I O N**  
**of Technical Board of Appeal 3.5.03**  
**of 8 July 2015**

**Appellant:** Lennox Industries Inc.  
(Applicant) 2100 Lake Park Blvd.  
Richardson, TX 75080 (US)

**Representative:** Williams, David John  
Page White & Farrer  
Bedford House  
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**Decision under appeal:** **Decision of the Examining Division of the  
European Patent Office posted on 29 October 2014  
refusing European patent application No.  
10188809.7 pursuant to Article 97(2) EPC.**

**Composition of the Board:**

**Chairman** F. van der Voort  
**Members:** T. Snell  
O. Loizou

## **Summary of Facts and Submissions**

- I. The appeal is directed against the decision of the Examining Division posted 29 October 2014.
- II. The appellant filed a notice of appeal on 7 January 2015 (with a letter dated 6 January 2015), and paid the appeal fee on the same day.
- III. In a communication dated 16 April 2015, received by the appellant on 24 April 2015, the registrar 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:



G. Rauh

F. van der Voort

Decision electronically authenticated