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**Datasheet for the decision
of 17 December 2015**

Case Number: T 1710/15 - 3.5.06

Application Number: 06000038.7

Publication Number: 1688856

IPC: G06F21/00

Language of the proceedings: EN

Title of invention:

Security critical data containers

Applicant:

Microsoft Technology Licensing, LLC

Headword:

Missing statement of grounds

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 1710/15 - 3.5.06

D E C I S I O N
of Technical Board of Appeal 3.5.06
of 17 December 2015

Appellant: Microsoft Technology Licensing, LLC
(Applicant) One Microsoft Way
Redmond, WA 98052 (US)

Representative: Goddar, Heinz J.
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Decision under appeal: **Decision of the Examining Division of the
European Patent Office posted on 3 March 2015
refusing European patent application No.
06000038.7 pursuant to Article 97(2) EPC.**

Composition of the Board:

Chairman W. Sekretaruk
Members: G. Zucka
S. Krischer

Summary of Facts and Submissions

- I. The appeal is directed against the decision of the Examining Division of 26 January 2015, posted on 3 March 2015.
- II. The appellant filed a notice of appeal on 8 May 2015 and paid the appeal fee on the same day.
- III. By communication of 4 September 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:



B. Atienza Vivancos

W. Sekretaruk

Decision electronically authenticated