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**Datasheet for the decision
of 24 August 2016**

Case Number: T 1138/16 - 3.4.03

Application Number: 06748263.8

Publication Number: 1856732

IPC: H01L21/8238

Language of the proceedings: EN

Title of invention:

ACTIVATED CARBON SELECTIVE EPITAXIAL PROCESS

Applicant:

Texas Instruments Incorporated

Headword:

Relevant legal provisions:

EPC Art. 108

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

Keyword:

Admissibility of appeal - missing statement of grounds

Decisions cited:

Catchword:



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Boards of Appeal
Chambres de recours

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Case Number: T 1138/16 - 3.4.03

D E C I S I O N
of Technical Board of Appeal 3.4.03
of 24 August 2016

Appellant: Texas Instruments Incorporated
(Applicant) P.O. Box 655474
Mail Station 3999
Dallas, TX 75265-5474 (US)

Representative: Zeller, Andreas
Texas Instruments Deutschland GmbH
Haggertystraße 1
85356 Freising (DE)

Decision under appeal: Decision of the Examining Division of the
European Patent Office posted on 24 November
2015 refusing European patent application No.
06748263.8 pursuant to Article 97(2) EPC.

Composition of the Board:

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

Summary of Facts and Submissions

- I. The appeal is directed against the refusal of European patent application No. 06748263.8 posted on 24 November 2015.
- II. The appellant filed a notice of appeal on 4 February 2016 and paid the appeal fee on the same day. No separate statement of grounds of appeal was filed.
- III. By communication of 17 May 2016, sent by registered letter with advice of delivery, 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. 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 according to Article 108, third sentence, and Rule 99(2) EPC, the appeal has to be rejected as inadmissible (Article 108, third sentence, 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