

Publication in the Official Journal ~~Yes~~ / No

File Number: T 735/91 - 3.4.2

Application No.: 82 107 958.9

Publication No.: 0 085 744

Title of invention: Modular assembly-type stand structure particularly for supporting storage batteries

Classification: H01M2/16

D E C I S I O N
of 16 March 1992

Proprietor of the patent: PASSONI PAOLO & FIGLI S.r.l.

Opponent: Weick, Friedrich

Headword:

EPC Article 108, Rule 65(1)

Keyword: "No statement of grounds of appeal"

Headnote



Case Number : T 735/91 3.4.2

D E C I S I O N
of the Technical Board of Appeal 3.4.2
of 16 March 1992

Appellant :
(Opponent)

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Representative :

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Respondent :
(Proprietor of the patent)

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Representative :

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Decision under appeal :

**Decision of Opposition Division of the European
Patent Office dated 8 April 1991, posted on
8 July 1991 rejecting the opposition filed
against European patent No. 0 085 744 pursuant to
Article 102(2) EPC.**

Composition of the Board :

Chairman : E. Turrini
Members : C.V. Payraudeau
W.W.G. Hofmann
M. Chomentowski
L. Mancini

Summary of Facts and Submissions

- I. The appeal contests the decision of the Opposition Division of the European Patent Office dated 8 April 1991, posted on 8 July 1991, rejecting the opposition pursuant to Article 102(2) EPC.

The Appellant filed a notice of appeal on 18 September 1991 and paid the fee for appeal on the same day.

No Statement of Grounds was filed. The notice of appeal contains nothing that could be regarded as a Statement of Grounds pursuant to Article 108 EPC.

- II. By a communication dated 29 November 1991 sent by registered letter with advice of delivery, the Registry of the Board informed the Appellant that no Statement of Grounds had been filed and that the appeal could be expected to be rejected as inadmissible. The Appellant was invited to file observations within two months.
- III. No answer has been give within the given time limit to the Registry's communication.

Reasons for the Decision

As not written statement setting out the grounds of appeal has been filed, the appeal has to be rejected as inadmissible (Article 108 EPC in conjunction with Rule 65(1) EPC).

Order

For these reasons, it is decided that:

The appeal is rejected as inadmissible.

The Registrar:

The Chairman:

P. Martorana

E. Turrini