

**Internal distribution code:**

- (A) [ ] Publication in OJ  
(B) [ ] To Chairmen and Members  
(C) [X] To Chairmen

**D E C I S I O N**  
**of 18 February 2000**

**Case Number:** T 0164/99 - 3.3.6

**Application Number:** 92201412.1

**Publication Number:** 0518401

**IPC:** C11D 1/83

**Language of the proceedings:** EN

**Title of invention:**  
Self-thickened cleaning compositions

**Patentee:**  
THE PROCTER & GAMBLE COMPANY

**Opponent:**  
Henkel Kommanditgesellschaft auf Aktien

**Headword:**  
-

**Relevant legal provisions:**  
EPC Art. 108  
EPC R. 65(1)

**Keyword:**  
"Missing Statements of Grounds"

**Decisions cited:**  
-

**Catchword:**  
-



Europäisches  
Patentamt

European  
Patent Office

Office européen  
des brevets

Beschwerdekammern

Boards of Appeal

Chambres de recours

Case Number: T 0164/99 - 3.3.6

**D E C I S I O N**  
**of the Technical Board of Appeal 3.3.6**  
**of 18 February 2000**

**Appellant:** Henkel  
(Opponent) Kommanditgesellschaft auf Aktien  
TTP / Patentabteilung  
D-40191 Düsseldorf (DE)

**Representative:** -

**Respondent:** THE PROCTER & GAMBLE COMPANY  
(Proprietor of the patent) One Procter & Gamble Plaza  
Cincinnati  
Ohio 45202 (US)

**Representative:** Canonici, Jean-Jacques  
Procter & Gamble European Technical Center  
N.V.  
Temselaan 100  
B-1853 Strombeek-Bever (BE)

**Decision under appeal:** Decision of the Opposition Division of the  
European Patent Office posted 16 December 1998  
rejecting the opposition filed against European  
patent No. 0 518 401 pursuant to Article 102(2)  
EPC.

**Composition of the Board:**

**Chairman:** P. Krasa  
**Members:** G. N. C. Raths  
J. H. P. Willems

## **Summary of Facts and Submissions**

- I. The appeal contests the decision of the Opposition Division of the European Patent Office dated 16 December 1998, rejecting the opposition pursuant to Article 102(2) EPC.

The Appellant filed a notice of appeal on 12 February 1999 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 September 1999 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 given within the given time limit to the Registry's communication.

## **Reasons for the Decision**

As no 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:

G. Rauh

P. Krasa