



A fresh look at procedural aspects of appeal proceedings

epi Roadshow for professional representatives supported by the EPO

Wednesday, 29 March 2023 | 09:00 – 17:00 CEST

AGENDA

- 08:30 *Registration*
- 09:00 *Welcome*
- 09:10 Introduction to appeal
Admissibility of appeal
How to draft written submission in appeal
Admittance – New Appeal Submissions
 - General considerations
- 10:30 *Coffee break*
- 11:00 Admittance – New Appeal Submissions – Case law
 - General aspects
 - Complete case
 - Amendments to first-instance submissions
 - Amendments after reply to appeal
 - Amendments after summons to oral proceedings
- 12:30 *Lunch break*
- 13:30 Admittance – New Appeal Submissions – Link to opposition proceedings
 - Admissibly-raised criterion
 - Review of first instance discretionAdmittance – New Appeal Submissions – Arguments
Oral proceedings in appeal
Acceleration of appeal proceedings
Reformatio in peius
- 15:20 *Coffee break*
- 15:50 Decision in appeal
Remittal to first instance
Petition for Review
Ex-parte appeals
Reimbursement of appeal fee
- 16:45 *Question and answer session*
- 17:00 *End of the seminar*

VENUE

Norwegian Industrial Property Office
Sandakerveien 64
0484 Oslo
Norway

CONTACT

epi Education and
Training department
Bayerstraße 83
DE-80335 Munich
+49 89 242052 250
education@patentepi.org
www.patentepi.org
www.patentepi.org/en/
education-and-training/

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SPEAKERS



EPO speaker

Marcus Müller (DE)

- Chairman of board 3.3.02 and member of the Enlarged Board of Appeal of the EPO (since 2018)
- Member of the RPBA 2020 drafting group
- Technically qualified member of board 3.3.09 (2010 – 2018)
- Patent examiner at the EPO (2000 – 2009)
- Member of EQE committee – opposition (2005 – 2009)
- European patent attorney (trainee) at AkzoNobel (1997 – 2000)
- Co-author of the book "Scenarios for the Future"



epi speaker

Cees Mulder (NL)

- European patent attorney (since 1999)
- Professor of European Patent Law in a Global Context at Maastricht University (2017 – 2021)
- Lecturer Industrial Property Law at Maastricht University (2009 – 2021)
- Partner of DeltaPatents (2001 – 2009)
- Philips Electronics (1982 – 2001)
- Author of the book "The Cross-Referenced PCT" and co-author of the book "Topic-Related Index to the EPC and PCT – Quick Reference for Daily Practice, EQE Paper D and Pre-Exam"

Marcus Müller and Cees Mulder are the authors of the book "Proceedings before the European Patent Office – A Practical Guide to Success in Opposition and Appeal" issued by Edward Elgar (2nd edition, 2020)