



**Beschwerdekammern
Boards of Appeal
Chambres de recours**

Boards of Appeal of the
European Patent Office
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Datum/Date
20.11.23

Zeichen/Reference/Référence	
PBP11900-EP	/ APPR
Anmeldung Nr./Application No./Demande n°/Patent Nr./Patent No./Brevet n° 11779702.7 / 2637492	
Anmelder/Applicant/Demandeur/Patentinhaber/Proprietor/Titulaire	
Maschio Gaspardo S.p.A.	

Appeal number:

T0698/22-3.2.04

Please find enclosed a copy of the minutes of the oral proceedings
of 14.11.23.

The Registry G. Magouliotis
Tel.: 089 / 2399 - 3241



Annex(es):

Registered letter



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Appeal number

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Patent No.: 2637492
Patent Proprietor: Maschio Gaspardo S.p.A.
Opponent: Precision Planting LLC

Minutes of the oral proceedings

of 14 November 2023

Composition of the Board:

Chair: A. de Vries
Members: G. Martin Gonzalez
C. Almberg

Start of oral proceedings: 09:00 hours
End of oral proceedings: 09:30 hours

The oral proceedings were held by videoconference.

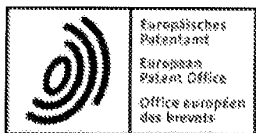
Present for the opponent (appellant) was M. D. Jacob, professional representative.

Present for the proprietor (respondent) were D. Locas and G. Milan, professional representatives.

The chair opened the oral proceedings and summarised the facts as appearing from the file.

The appellant-opponent requested that the appealed decision be set aside and that the patent be revoked in its entirety.

The respondent-proprietor requested that the appeal be dismissed, i.e. that the patent be maintained as upheld in the appealed decision (main request). In the alternative, they requested that



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the patent be maintained based on the claims of one of auxiliary 1 to 4 filed or re-filed with letter submitted on 27 September 2022.

The parties were heard as to whether claims 1 and 10 of the main request involved an inventive step starting from D10, D1, D4 or D5 and also in view of common general knowledge and/or the prior art described in paragraph [0006] of the patent.

After deliberation, the chair concluded, on the board's behalf, that claims 1 and 10 of the main request involved an inventive step in view of the cited prior art.

When asked, the parties maintained their requests, and they had no further comments to make.

The chair closed the debate and announced, on the board's behalf, the following decision:

The appeal is dismissed.

Lastly, the chair closed the oral proceedings.

The Minute Writer:

The Chair:

C. Almberg

A. de Vries

Minutes electronically authenticated

