

99092006000000

Property rights proceedings (patents, trade marks), lodging complaints

Heruntergeladen am 21.06.2025

<https://fimportal.de/xzufi-services/6000072/L100009>

Modul	Sachverhalt
Leistungsschlüssel	99092006000000
Leistungsbezeichnung I	Property rights proceedings (patents, trade marks), lodging complaints
Leistungsbezeichnung II	Property rights proceedings (patents, trade marks), lodging complaints
Typisierung	1 - Bund: Regelung und Vollzug
Quellredaktion	Sachsen
Freigabestatus Katalog	unbestimmter Freigabestatus
Freigabestatus Bibliothek	unbestimmter Freigabestatus
Begriffe im Kontext	
Leistungstyp	
Leistungsgruppierung	
Verrichtungskennung	
SDG-Informationsbereich	

Modul	Sachverhalt
Lagen Portalverbund	
Einheitlicher Ansprechpartner	
Fachlich freigegeben am	
Fachlich freigegeben durch	
Handlungsgrundlage	• §§ 73 bis 80 • §§ 66 bis 71 • § 23 • § 18
Teaser	You can lodge an appeal against decisions in property right proceedings - for example, if a patent has been rejected in the examination procedure. You file your appeal with the Deutsches Patent- und Markenamt (DPMA).
Volltext	You can lodge an appeal against decisions in property right proceedings - for example, if a patent has been rejected in the examination procedure. You file your appeal with the Deutsches Patent- und Markenamt (DPMA).
Erforderliche Unterlagen	
Voraussetzungen	You have received a decision in proceedings before the Deutsches Patent- und Markenamt (DPMA) concerning the grant or rejection of a patent, utility model, trade mark or design and wish to lodge an appeal against it.
Kosten	varying
Verfahrensablauf	• File an informal written complaint with the Deutsches Patent- und Markenamt (DPMA). • It is also possible to lodge an appeal online, but certain conditions must be met. • The Deutsches Patent- und Markenamt (DPMA) will decide whether your appeal will be upheld. • If your appeal is not upheld, the Deutsches Patent- und Markenamt (DPMA) will forward it to the Bundespatentgericht (Federal Patent Court). • A file on the appeal proceedings is opened at the Bundespatentgericht, handed over to the appeal panel

Modul
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and used as the basis for its decisions.

- All parties involved in the proceedings can make statements.
- The decision of the Appeals Senate is announced in writing.
- If the appeal panel decides in your favour and you wish to take legal action against this decision, you can appeal to the Bundesgerichtshof (Federal Court of Justice) as the next instance.

However, most decisions are made on the basis of oral hearings.

There is no obligation to be represented by an attorney, but in many cases it is advisable to consult a patent attorney or attorney-at-law.

You can search for a patent attorney in your area on the Internet portal of the Chamber of Patent Attorneys. You can also contact attorneys via the website of the Saxony Bar Association.

Bearbeitungsdauer
Frist

In property right proceedings, you have the option of lodging an appeal with the examining section within one month of notification of the decision.

**weiterführende
Informationen**
Hinweise
Rechtsbehelf
Kurztext
Ansprechpunkt
Zuständige Stelle
Formulare
Ursprungsportal