

## **PATENTS ACT 1977**

**IN THE MATTER OF** an application  
under section 72 by RE Promotion  
Services Ltd for the revocation of  
Patent No GB2276017 in the name of  
Werner Kotzab

### **DECISION**

1. On 6 October 1998 RE Promotion Services Ltd initiated proceedings under section 72 of the Patents Act 1977 for the revocation of Patent No GB2276017 in the name of Werner Kotzab. A counterstatement was filed by the patentee on 1 February 1999. No evidence was filed by the applicant. After the patentee had filed his evidence the parties agreed to settle their dispute and the Applicant for revocation withdrew unconditionally from the proceedings.
2. Where, as in this case, an Applicant withdraws from the revocation proceedings it is long-standing practice that the Comptroller considers whether she should accept the notice of withdrawal or whether there are questions which should be considered further in the public interest.
3. Having reviewed the papers and considered the objections raised by the applicant I conclude that a case for revocation has not been made and accordingly I make no order for revocation of the patent. Since the patentee has indicated that he does not wish to pursue an award for costs, I make no order for costs.

Dated this        day of November 2000

**P HAYWARD**

Divisional Director, acting for the Comptroller

**THE PATENT OFFICE**