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(54) **PHYTASES, NUCLEIC ACIDS ENCODING THEM AND METHODS FOR MAKING AND USING THEM**

PHYTASEN, DAFÜR KODIERENDE NUKLEINSÄUREN SOWIE VERFAHREN ZU DEREN HERSTELLUNG UND VERWENDUNG

PHYTASES, ACIDES NUCLÉIQUES CODANT POUR ELLES ET PROCÉDÉS DE FABRICATION ET D'UTILISATION ASSOCIÉS

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• **GARRETT ET AL: 'Enhancing the Thermal Tolerance and Gastric Performance of a Microbial Phytase for Use as a Phosphate-Mobilizing Monogastric-Feed Supplement' APPL. ENVIRON. MICROBIOL. vol. 70, no. 5, May 2004, pages 3041 - 3046**

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EP 2 432 797 B1

DescriptionFIELD OF THE INVENTION

5 **[0001]** This invention relates to phytases, polynucleotides encoding them, uses of the polynucleotides and polypeptides of the invention, as well as the production and isolation of such polynucleotides and polypeptides. In particular, the invention provides polypeptides having phytase activity under high temperature conditions, and phytases that retain activity after exposure to high temperatures. The invention further provides phytases which have increased gastric lability. The phytases of the invention can be used in foodstuffs to improve the feeding value of phytate rich ingredients. The phytases of the invention can be formulated as foods or feeds or supplements for either to, e.g., aid in the digestion of phytate. The foods or feeds of the invention can be in the form of pellets, liquids, powders and the like. In one aspect, phytases of the invention are stable against thermal denaturation during pelleting; and this decreases the cost of the phytase product while maintaining *in vivo* efficacy and detection of activity in feed.

15 BACKGROUND

[0002] Minerals are essential elements for the growth of all organisms. Dietary minerals can be derived from many source materials, including plants. For example, plant seeds are a rich source of minerals since they contain ions that are complexed with the phosphate groups of phytic acid molecules. These phytate-associated minerals may, in some cases, meet the dietary needs of some species of farmed organisms, such as multi-stomached ruminants. Accordingly, in some cases ruminants require less dietary supplementation with inorganic phosphate and minerals because micro-organisms in the rumen produce enzymes that catalyze conversion of phytate (myo-inositol-hexaphosphate) to inositol and inorganic phosphate. In the process, minerals that have been complexed with phytate are released. The majority of species of farmed organisms, however, are unable to efficiently utilize phytate-associated minerals. Thus, for example, in the livestock production of monogastric animals (e.g., pigs, birds, and fish), feed is commonly supplemented with minerals and/or with antibiotic substances that alter the digestive flora environment of the consuming organism to enhance growth rates.

[0003] As such, there are many problematic burdens - related to nutrition, *ex vivo* processing steps, health and medicine, environmental conservation, and resource management - that are associated with an insufficient hydrolysis of phytate in many applications. The following are non-limiting examples of these problems:

- 1) The supplementation of diets with inorganic minerals is a costly expense.
- 2) The presence of unhydrolyzed phytate is undesirable and problematic in many *ex vivo* applications (e.g. by causing the presence of unwanted sludge).
- 3) The supplementation of diets with antibiotics poses a medical threat to humans and animals alike by increasing the abundance of antibiotic-tolerant pathogens.
- 4) The discharge of unabsorbed fecal minerals into the environment disrupts and damages the ecosystems of surrounding soils, fish farm waters, and surface waters at large.
- 5) The valuable nutritional offerings of many potential foodstuffs remain significantly untapped and squandered.

[0004] Consequently, phytate-containing foodstuffs require supplementation with exogenous nutrients and/or with a source of phytase activity in order to amend their deficient nutritional offerings upon consumption by a very large number of species of organisms.

[0005] Consequently, there is a need for means to achieve efficient and cost effective hydrolysis of phytate in various applications. Particularly, there is a need for means to optimize the hydrolysis of phytate in commercial applications. In a particular aspect, there is a need to optimize commercial treatment methods that improve the nutritional offerings of phytate-containing foodstuffs for consumption by humans and farmed animals.

[0006] WO 2008/017066 discloses a polypeptide having a phytase activity and having at least 95% sequence identity to *E.coli* phytase appA, the polypeptide having at least one mutation. WO 2007/112739 discloses that the position 247 in the bacteria *Citrobacter Braakii* is involved in protease sensibility.

SUMMARY OF THE INVENTION

[0007] This invention provides polypeptides having phytase activity, polynucleotides encoding them, uses of the polynucleotides and polypeptides of the invention, and methods for the production and isolation of such polynucleotides and polypeptides. In one aspect, the invention provides polypeptides having phytase activity under high temperature conditions, and phytases that retain activity after exposure to high temperatures. The phytases of the invention can be used in foodstuffs to improve the feeding value of phytate rich ingredients. The phytases of the invention can be formulated

as foods or feeds or supplements for either to, e.g., aid in the digestion of phytate. The foods or feeds of the invention can be in the form of pellets, tablets, pills, liquids, powders, sprays and the like. In one aspect, phytases of the invention are stable against thermal denaturation during pelleting; and this decreases the cost of the phytase product while maintaining *in vivo* efficacy and detection of activity in feed.

SUMMARY:

[0008] The invention provides isolated, synthetic, or recombinant nucleic acids comprising

(a)

(i) a nucleic acid sequence encoding a polypeptide having a phytase activity and having at least 95%, 96% 97%, 98% or 99% or more sequence identity to SEQ ID NO:1, wherein the polypeptide comprises the mutation Q247H. The polypeptide may comprise at least one further mutation selected from those listed in Table 4, 5, 6, 7, 9, or any combination thereof;

(ii) a polynucleotide encoding a polypeptide having a phytase activity and having at least 95%, 96% 97%, 98% or 99% or more sequence identity to SEQ ID NO:2, wherein the polypeptide comprises the mutation Q247H. The polypeptide may comprise at least one further mutation selected from those mutation listed in Table 4, 5, 6, 7, 9, or any combination thereof.

[0009] The polypeptide so encoded has a thermotolerance equal to or greater than the parental sequence and a gastric lability increased over that of the parental sequence.

[0010] The sequence identities may be determined by analysis with a sequence comparison algorithm or by a visual inspection, and optionally the sequence comparison algorithm is a BLAST version 2.2.2 algorithm where a filtering setting is set to blastall -p blastp -d "nr pataa" -F F, and all other options are set to default;

[0011] The at least one further mutation may be selected from: A109V, A232P, A236H, A236T, A248L, A248T, A274F, A274I, A274L, A274T, A274V, A429P, C155Y, D139Y, E113P, F147Y, F194L, G171M, G171S, G257A, G257R, G353C, G395E, G395I, G395L, G395Q, G395T, G67A, H263P, H272W, I107H, I107P, I108A, I108Q, I108R, I108S, I108Y, I174F, I174P, I427G, I427S, I427T, K151H, K151P, L126R, L146R, L146T, L150T, L150Y, L157C, L157P, L167S, L192F, L216T, L235I, L244S, L269I, L269T, L296T, L379S, L379V, L50W, M51A, M51G, M51L, N148K, N148M, N148R, N161K, N266P, N339E, N348K, N348W, P100A, P145L, P149L, P149N, P217D, P217G, P217L, P217S, P254S, P269L, P343E, P343I, P343L, P343N, P343R, P343V, Q137F, Q137L, Q137V, Q137Y, Q246W, Q275H, Q309P, Q377R, Q381S, Q86H, S102A, S102Y, S173G, S173H, S173V, S197G, S208P, S211H, S218I, S218Y, S389H, S389V, T163P, T282H, T291V, T291W, T341D, T48F, T48H, T48I, T48K, T48L, T48M, T48V, T48W, T48Y, V162L, V162T, V191A, V422M, W265L, Y79H, Y79N, Y79S, or Y79W;

[0012] The polypeptide may further comprise at least one additional mutation selected from: C226D, D164R, G179R, N159V, Q275V, T163R, or T349Y. Sequences fully complementary thereto as well as the above nucleic acids are "nucleic acids of the invention", encoding "polypeptides of the invention".

[0013] The nucleic acid sequences of the invention may lack a homologous nucleic acid sequence encoding a signal sequence, proprotein sequence, or promoter sequence.

[0014] The nucleic acids of the invention may further comprise a heterologous nucleic acid sequence, wherein optionally the heterologous nucleic acid sequence comprises, or consists of, a sequence encoding a heterologous signal sequence, a tag, an epitope, or a promoter sequence. The heterologous nucleic acid sequence may encode a heterologous signal sequence comprising or consisting of an N-terminal and/or C-terminal extension for targeting to an endoplasmic reticulum (ER) or endomembrane, or to a plant endoplasmic reticulum (ER) or endomembrane system, or the heterologous sequence encodes a restriction site. The heterologous promoter sequence may comprise or consist of a constitutive or inducible promoter, or a cell type specific promoter, or a plant specific promoter, or a maize specific promoter.

[0015] The phytase activity may comprise catalysis of phytate (myo-inositol-hexaphosphate) to inositol and inorganic phosphate; or, the hydrolysis of phytate (myo-inositol-hexaphosphate); catalyzing hydrolysis of a phytate in a feed, a food product or a beverage, or a feed, food product or beverage comprising a cereal-based animal feed, a wort or a beer, a dough, a fruit or a vegetable; or, catalyzing hydrolysis of a phytate in a microbial cell, a fungal cell, a mammalian cell or a plant cell.

[0016] The phytases of the invention may be thermotolerant, and optionally retain a phytase activity after exposure to a temperature in the range from about -100°C to about -80°C, about -80°C to about -40°C, about -40°C to about -20°C, about -20°C to about 0°C, about 0°C to about 37°C, about 0°C to about 5°C, about 5°C to about 15°C, about 15°C to about 25°C, about 25°C to about 37°C, about 37°C to about 45°C, about 45°C to about 55°C, about 55°C to about 70°C, about 70°C to about 75°C, about 75°C to about 85°C, about 85°C to about 90°C, about 90°C to about 95°C, about 95°C

to about 100°C, about 100°C to about 105°C, about 105°C to about 110°C, about 110°C to about 120°C, or 95°C, 96°C, 97°C, 98°C, 99°C, 100°C, 101°C, 102°C, 103°C, 104°C, 105°C, 106°C, 107°C, 108°C, 109°C, 110°C, 111°C, 112°C, 113°C, 114°C, 115°C or more. The phytases of the invention may be thermostable, and optionally retain activity at a temperature in the range from about -100°C to about -80°C, about -80°C to about -40°C, about -40°C to about -20°C, about -20°C to about 0°C, about 0°C to about 37°C, about 0°C to about 5°C, about 5°C to about 15°C, about 15°C to about 25°C, about 25°C to about 37°C, about 37°C to about 45°C, about 45°C to about 55°C, about 55°C to about 70°C, about 70°C to about 75°C, about 75°C to about 85°C, about 85°C to about 90°C, about 90°C to about 95°C, about 95°C to about 100°C, about 100°C to about 105°C, about 105°C to about 110°C, about 110°C to about 120°C, or 95°C, 96°C, 97°C, 98°C, 99°C, 100°C, 101°C, 102°C, 103°C, 104°C, 105°C, 106°C, 107°C, 108°C, 109°C, 110°C, 111°C, 112°C, 113°C, 114°C, 115°C or more.

[0017] The phytases of the invention may be thermotolerant or thermoactive at an acidic pH of about pH 6.5, pH 6, pH 5.5, pH 5, pH 4.5, pH 4.0, pH 3.5, pH 3.0 or less, or the phytase polypeptide is thermotolerant or thermoactive at about pH 7, pH 7.5, pH 8.0, pH 8.5, pH 9, pH 9.5, pH 10, pH 10.5, pH 11.0, pH 11.5, pH 12.0, pH 12.5 or more.

[0018] The invention provides expression cassettes, vectors, cloning vehicles, expression vectors, and cloning vectors comprising a nucleic acid of the invention, or having contained therein a nucleic acid of the invention (which include nucleic acids encoding polypeptides of the invention), wherein optionally the expression cassette, cloning vehicle or vector comprises or is a viral vector, a plasmid, a phage, a phagemid, a cosmid, a fosmid, a bacteriophage or an artificial chromosome, the viral vector comprises or is an adenovirus vector, a retroviral vector or an adeno-associated viral vector, or the expression cassette, cloning vehicle or vector comprises or is a bacterial artificial chromosome (BAC), a bacteriophage P1-derived vector (PAC), a yeast artificial chromosome (YAC) or a mammalian artificial chromosome (MAC).

[0019] The invention provides transformed cells, transduced cells, host cells and the like comprising a nucleic acid of the invention, or having contained therein a nucleic acid of the invention (which include nucleic acids encoding polypeptides of the invention), or the expression cassette, vector, cloning vehicle, expression vector, or cloning vector of the invention, wherein optionally the cell is a bacterial cell, a mammalian cell, a fungal cell, a yeast cell, an insect cell or a plant cell.

[0020] Transgenic non-human animals may comprise a nucleic acid of the invention, or have contained therein a nucleic acid of the invention (which include nucleic acids encoding polypeptides of the invention), or the expression cassette, vector, cloning vehicle, expression vector, or cloning vector of the invention. The animal may be a mouse, a rat, a goat, a rabbit, a sheep, a pig or a cow.

[0021] Transgenic plants (including plant parts, e.g., processed, or harvested, e.g., leaves, stems, roots or fruits) or seeds may comprise a nucleic acid of the invention, or having contained therein a nucleic acid of the invention (which include nucleic acids encoding polypeptides of the invention), or the expression cassette, vector, cloning vehicle, expression vector, or cloning vector of the invention. The plant may be a corn plant, a potato plant, a tomato plant, a wheat plant, an oilseed plant, a rapeseed plant, a soybean plant or a tobacco plant. The seed may be a corn seed, a wheat kernel, an oilseed, a rapeseed, a soybean seed, a palm kernel, a sunflower seed, a sesame seed, a peanut or a tobacco plant seed. There are included crop plants, for example, corn, alfalfa, sunflower, *Brassica*, soybean, sugar cane, cotton, safflower, peanut, sorghum, wheat, oat, rye, millet, barley, rice, conifers, legume crops, e.g., pea, bean and soybean, starchy tuber/roots, e.g., potato, sweet potato, cassava, taro, canna and sugar beet and the like. The plant can be a corn plant, a potato plant, a tomato plant, a wheat plant, an oilseed plant, a rapeseed plant, a soybean plant or a tobacco plant, or a forage and/or feed plant for an animal, or for a ruminant animal, or the plant can be or comprises the forage or feed plant is hay, corn, millet, soy, wheat, buckwheat, barley, alfalfa, rye, an annual grass, sorghum, sudangrass, veldt grass or buffel grass. The seed can be a corn seed, a wheat kernel, an oilseed, a rapeseed, a soybean seed, a palm kernel, a sunflower seed, a sesame seed, a peanut or peanut seed, an alfalfa seed, a cotton seed, a safflower seed, a sorghum seed, an oat kernel, a rye seed, a millet seed, a barley seed, a rice kernel, a pea seed, or a tobacco plant seed, or the plant is corn, alfalfa, sunflower, *Brassica*, soybean, sugar cane, cotton, safflower, peanut, sorghum, wheat, oat, rye, millet, barley, rice, conifers, pea, bean, soybean, potato, sweet potato, cassava, taro, canna or sugar beet.

[0022] Antisense oligonucleotides may comprise a nucleic acid which is antisense to a nucleic acid of the invention. Optionally, the antisense oligonucleotide is between about 10 to 50, about 20 to 60, about 30 to 70, about 40 to 80, about 60 to 100 or about 50 to 150 bases in length. Ribozymes and/or iRNA (e.g., siRNA or miRNA) may comprise antisense sequences disclosed herein.

[0023] Methods of inhibiting the translation of a phytase message in a cell comprise administering to the cell or expressing in the cell such an antisense oligonucleotide.

[0024] The invention provides isolated, synthetic, or recombinant polypeptides comprising

(a)

(i) an amino acid sequence encoded by the nucleic acids of the invention;

EP 2 432 797 B1

(ii) an amino acid sequence having at least 95%, 96% 97%, 98% or 99% sequence identity to SEQ ID NO:2, wherein the polypeptide comprises the mutation Q247H and has a phytase activity. Optionally, the polypeptide further comprises at least one further mutation selected from those listed in Table 4, 5, 6, 7, 9, or any combination thereof.

5

[0025] The polypeptide has a thermotolerance equal to or greater than the parental sequence and a gastric lability increased over that of the parental sequence.

[0026] The sequence identities may be determined by analysis with a sequence comparison algorithm or by a visual inspection.

10 **[0027]** Alternatively, the at least one mutation is: A109V, A232P, A236H, A236T, A248L, A248T, A274F, A274I, A274L, A274T, A274V, A429P, C155Y, D139Y, E113P, F147Y, F194L, G171M, G171S, G257A, G257R, G353C, G395E, G395I, G395L, G395Q, G395T, G67A, H263P, H272W, I107H, I107P, I108A, I108Q, I108R, I108S, I108Y, I174F, I174P, I427G, I427S, I427T, K151H, K151P, L126R, L146R, L146T, L150T, L150Y, L157C, L157P, L167S, L192F, L216T, L235I, L244S, L269I, L269T, L296T, L379S, L379V, L50W, M51A, M51G, M51L, N148K, N148M, N148R, N161K, N266P, N339E, N348K, N348W, P100A, P145L, P149L, P149N, P217D, P217G, P217L, P217S, P254S, P269L, P343E, P343I, P343L, P343N, P343R, P343V, Q137F, Q137L, Q137V, Q137Y, Q246W, Q275H, Q309P, Q377R, Q381S, Q86H, S102A, S102Y, S173G, S173H, S173V, S197G, S208P, S211H, S218I, S218Y, S389H, S389V, T163P, T282H, T291V, T291W, T341D, T48F, T48H, T48I, T48K, T48L, T48M, T48V, T48W, T48Y, V162L, V162T, V191A, V422M, W265L, Y79H, Y79N, Y79S, or Y79W.

15 **[0028]** The polypeptide may further comprise at least one additional mutation selected from: C226D, D164R, G179R, N159V, Q275V, T163R, or T349Y.

[0029] The thermotolerant polypeptides according to the invention can retain activity, e.g. a phytase activity, after exposure to a temperature in the range from about -100°C to about -80°C, about -80°C to about -40°C, about -40°C to about -20°C, about -20°C to about 0°C, about 0°C to about 5°C, about 5°C to about 15°C, about 15°C to about 25°C, about 25°C to about 37°C, about 37°C to about 45°C, about 45°C to about 55°C, about 55°C to about 70°C, about 70°C to about 75°C, about 75°C to about 85°C, about 85°C to about 90°C, about 90°C to about 95°C, about 95°C to about 100°C, about 100°C to about 105°C, about 105°C to about 110°C, about 110°C to about 120°C, or 95°C, 96°C, 97°C, 98°C, 99°C, 100°C, 101°C, 102°C, 103°C, 104°C, 105°C, 106°C, 107°C, 108°C, 109°C, 110°C, 111°C, 112°C, 113°C, 114°C, 115°C or more.

20 **[0030]** The polypeptides comprising an amino acid sequence of the invention may lack a homologous signal sequence (leader peptide) or proprotein sequence. They may further comprise a heterologous signal sequence (leader peptide). The heterologous sequence may comprise or consist of a heterologous signal sequence, or a tag or an epitope, or the heterologous sequence comprises an identification peptide. The heterologous signal sequence may comprise or consist of an N-terminal and/or C-terminal extension for targeting to an endoplasmic reticulum (ER) or endomembrane, or to a plant endoplasmic reticulum (ER) or endomembrane system, or the heterologous amino acid sequence may comprise or consist of an enzyme target site. The polypeptide may further comprise additional amino acid residues between a signal sequence (leader sequence or leader peptide) and the enzyme.

25 **[0031]** The phytase activity of any polypeptide of the invention may comprise a specific activity: at about 37°C in the range from about 100 to about 1000 units per milligram of protein; or, from about 500 to about 750 units per milligram of protein; or, at 37°C in the range from about 500 to about 1200 units per milligram of protein; or, at 37°C in the range from about 750 to about 1000 units per milligram of protein. The thermotolerant phytase activity comprises a specific activity after exposure to a temperature at about 37°C in the range from about 100 to about 1000 units per milligram of protein; or a specific activity from about 500 to about 750 units per milligram of protein. Alternatively, the thermostable phytase activity comprises a specific activity at 37°C in the range from about 500 to about 1200 units per milligram of protein; or, a specific activity at 37°C in the range from about 750 to about 1000 units per milligram of protein. The specific activity may be under conditions comprising a temperature of about 37°C in the range from about 100 to about 1000 units per milligram of protein; or, a specific activity from about 500 to about 750 units per milligram of protein. The thermostable phytase activity may comprise a specific activity at 37°C in the range from about 500 to about 1200 units per milligram of protein; or, a specific activity at 37°C in the range from about 750 to about 1000 units per milligram of protein.

30 **[0032]** The polypeptide of the invention may be glycosylated or comprise at least one glycosylation site. Optionally the glycosylation is an N-linked glycosylation, or an O-linked glycosylation, and optionally the polypeptide is glycosylated after being expressed in a yeast, which optionally is a *P. pastoris* or a *S. pombe*.

35 **[0033]** The polypeptide may retain a phytase activity under conditions comprising about pH 6.5, pH 6, pH 5.5, pH 5, pH 4.5, pH 4.0, pH 3.5, pH 3.0 or less (more acidic) pH. Alternatively, a polypeptide of the invention can retain a phytase activity under conditions comprising about pH 7.5, pH 8, pH 8.5, pH 9, pH 9.5, pH 10.0, pH 10.5, pH 11.0, pH 11.5, pH 12, pH 12.5 or more (more basic) pH.

40 **[0034]** The invention provides protein preparations comprising a polypeptide of the invention, wherein the protein

preparation comprises a liquid, a slurry, a powder, a spray, a suspension, a lyophilized composition/ formulation, a solid, gellab, pill, implant, a gel; or a pharmaceutical formulation, a food, a feed, a food supplement, a feed supplement, a food additive, a feed additive, a nutritional supplement or a dietary supplement thereof.

5 [0035] The invention provides heterodimers comprising a polypeptide of the invention and a second domain. Optionally, the second domain is a polypeptide and the heterodimer is a fusion protein, and optionally the second domain is an epitope or a tag.

10 [0036] The invention provides immobilized polypeptides comprising a polypeptide of the invention. The immobilized polypeptide can comprise a homodimer or a heterodimer of the invention. Optionally the polypeptide is immobilized on or inside a cell, a vesicle, a liposome, a film, a membrane, a metal, a resin, a polymer, a ceramic, a glass, a microelectrode, a graphitic particle, a bead, a gel, a plate, an array, a capillary tube, a crystal, a tablet, a pill, a capsule, a powder, an agglomerate, a surface, or a porous structure. In one aspect, the invention provides arrays (e.g., microarrays) comprising an immobilized polypeptide, wherein the polypeptide comprises the polypeptide of the invention, or the heterodimer of the invention, or the nucleic acid of the invention, or a combination thereof.

15 [0037] Isolated, synthetic or recombinant antibodies may specifically bind to a polypeptide of the invention or to a polypeptide encoded by the nucleic acid of the invention. Optionally, the antibody is a monoclonal or a polyclonal antibody. Hybridomas may comprise such an antibody.

20 [0038] Methods of producing a recombinant polypeptide comprise: (a) providing a nucleic acid, wherein the nucleic acid comprises a sequence of the invention; and (b) expressing the nucleic acid of (a) under conditions that allow expression of the polypeptide, thereby producing a recombinant polypeptide. Optionally, the method further comprises transforming a host cell with the nucleic acid of (a) followed by expressing the nucleic acid of (a), thereby producing the recombinant polypeptide in a transformed host cell. The nucleic acid may be operably linked to a promoter before being transformed into a host cell.

25 [0039] Methods for identifying a polypeptide having a phytase activity comprise: (a) providing the polypeptide of the invention; (b) providing a phytase substrate; and (c) contacting the polypeptide or a fragment or variant thereof of (a) with the substrate of (b) and detecting an increase in the amount of substrate or a decrease in the amount of reaction product, wherein a decrease in the amount of the substrate or an increase in the amount of the reaction product detects a polypeptide having a phytase activity.

30 [0040] Methods for identifying a phytase substrate comprise: (a) providing the polypeptide of the invention; (b) providing a test substrate; and (c) contacting the polypeptide of (a) with the test substrate of (b) and detecting an increase in the amount of substrate or a decrease in the amount of reaction product, wherein a decrease in the amount of the substrate or an increase in the amount of the reaction product identifies the test substrate as a phytase substrate.

35 [0041] Methods of determining whether a compound specifically binds to a polypeptide comprise: (a) expressing a nucleic acid or a vector comprising the nucleic acid under conditions permissive for translation of the nucleic acid to a polypeptide, wherein the nucleic acid comprises a sequence of the invention; (b) contacting the polypeptide with the test compound; and (c) determining whether the test compound specifically binds to the polypeptide, thereby determining that the compound specifically binds to the polypeptide.

40 [0042] Methods for identifying a modulator of a phytase activity comprise: (a) providing the phytase polypeptide of the invention; (b) providing a test compound; (c) contacting the polypeptide of (a) with the test compound of (b) and measuring an activity of the phytase, wherein a change in the phytase activity measured in the presence of the test compound compared to the activity in the absence of the test compound provides a determination that the test compound modulates the phytase activity, wherein optionally the phytase activity is measured by providing a phytase substrate and detecting an increase in the amount of the substrate or a decrease in the amount of a reaction product. Optionally, a decrease in the amount of the substrate or an increase in the amount of the reaction product with the test compound as compared to the amount of substrate or reaction product without the test compound identifies the test compound as an activator of phytase activity. Optionally, an increase in the amount of the substrate or a decrease in the amount of the reaction product with the test compound as compared to the amount of substrate or reaction product without the test compound identifies the test compound as an inhibitor of phytase activity.

45 [0043] The invention provides methods for hydrolyzing an inositol-hexaphosphate to inositol and inorganic phosphate comprising: (a) providing a polypeptide having a phytase activity, wherein the polypeptide comprises the amino acid sequence of the invention, or, a polypeptide encoded by the nucleic acid of the invention; (b) providing a composition comprising an inositol-hexaphosphate; and (c) contacting the polypeptide of (a) with the composition of (b) under conditions wherein the polypeptide hydrolyzes the inositol-hexaphosphate to produce to inositol and inorganic phosphate. Optionally, the conditions comprise a temperature of between about 37°C and about 70°C, between about 50°C and about 80°C, or between about 60°C and about 90°C, and optionally the composition comprises a phytic acid.

55 [0044] The invention provides methods for oil degumming comprising: (a) providing a polypeptide having a phytase activity, wherein the polypeptide comprises the amino acid sequence of the invention, or, a polypeptide encoded by the nucleic acid of the invention; (b) providing a composition comprising a vegetable oil; and (c) contacting the polypeptide of (a) and the vegetable oil of (b) under conditions wherein the polypeptide can cleave an inositol-inorganic phosphate

linkage, thereby degumming the vegetable oil.

5 [0045] The invention provides methods for producing a feed or a food, or a feed or food supplement, or a food or feed additive, or a nutritional supplement, or a dietary supplement, comprising: (a) transforming a plant, plant part or plant cell with a polynucleotide encoding a phytase enzyme polypeptide, wherein the phytase comprises a polypeptide comprising the amino acid sequence of the invention, or, a polypeptide encoded by the nucleic acid of the invention; (b) culturing the plant, plant part or plant cell under conditions in which the phytase enzyme is expressed; and, (c) converting the plant, plant parts or plant cell into a composition suitable for a food, a feed, a food supplement, a feed supplement, a food additive, a feed additive, a nutritional supplement or a dietary supplement, or adding the cultured plant, plant part or plant cell to a food, a feed, a food supplement, a feed supplement, a food additive, a feed additive, a nutritional supplement or a dietary supplement, thereby producing a food, a feed, a food supplement, a feed supplement, a food additive, a feed additive, a nutritional supplement or a dietary supplement. Optionally, the polynucleotide is contained in an expression vector, and optionally the vector comprises an expression control sequence capable of expressing the nucleic acid in a plant cell. Optionally, the food, feed, food supplement, feed supplement, food additive, feed additive, nutritional supplement or dietary supplement is for an animal. The animal may be a monogastric animal, optionally a ruminant. The food, feed, food supplement, feed supplement, food additive, feed additive, nutritional supplement or dietary supplement may be in the form of a delivery matrix, a pellet, a tablet, a gel, a liquids, a spray, ground grain or a powder. The phytase enzyme may be glycosylated to provide thermotolerance or thermostability at pelletizing conditions. The delivery matrix may be formed by pelletizing a mixture comprising a grain germ and the phytase enzyme to yield a particle. Optionally, the pellets are made under conditions comprising application of steam. Those conditions may comprise application of a temperature in excess of 80°C for about 5 minutes.

20 [0046] The pellet may comprise a phytase enzyme that comprises a specific activity of at least 350 to about 900 units per milligram of enzyme.

25 [0047] The invention provides non-therapeutic methods for delivering a phytase enzyme supplement to an animal or a human, said method comprising: (a) preparing an edible delivery matrix comprising an edible carrier and a phytase enzyme comprising a polypeptide comprising the amino acid sequence of the invention, wherein the matrix readily disperses and releases the phytase enzyme when placed into aqueous media, and, (b) administering the edible enzyme delivery matrix to the animal or human. Optionally, the edible delivery matrix comprises a granulate edible carrier, and may be in the form of pellets, tablets, gels, liquids, sprays or powders. The edible carrier may comprise a carrier selected from the group consisting of grain germ, hay, alfalfa, timothy, soy hull, sunflower seed meal, corn meal, soy meal and wheat meal. Optionally, the edible carrier comprises grain germ that is spent of oil.

30 [0048] The invention provides a food, feed, food supplement, feed supplement, food additive, feed additive, nutritional supplement or dietary supplement, for an animal or a human, comprising the polypeptide of the invention, or a homodimer or heterodimer of the invention. Optionally, the polypeptide is glycosylated. The phytase activity may be thermotolerant or thermostable. The food, feed, food supplement, feed supplement, food additive, feed additive, nutritional supplement or dietary supplement may be manufactured in pellet, pill, tablet, capsule, gel, geltab, spray, powder, lyophilized formulation, pharmaceutical formulation, liquid form, as a suspension or slurry, or produced using polymer-coated additives, or manufactured in granulate form, or produced by spray drying.

35 [0049] The invention provides edible or absorbable enzyme delivery matrix (matrices) comprising the polypeptide of the invention, or a homodimer or heterodimer of the invention; wherein optionally the polypeptide is glycosylated, and optionally the phytase activity is thermotolerant or thermostable. This delivery matrix may comprise a pellet, or the edible or absorbable enzyme delivery matrix is manufactured in pellet, pill, tablet, capsule, gel, geltab, spray, powder, lyophilized formulation, pharmaceutical formulation, liquid form, as a suspension or slurry, or produced using polymer-coated additives, or manufactured in granulate form, or produced by spray drying.

40 [0050] The invention provides edible or absorbable pellets comprising a granulate edible or absorbable carrier and the polypeptide of the invention, or a homodimer or heterodimer of the invention. Optionally, the polypeptide is glycosylated, and optionally the phytase activity is thermotolerant or thermostable. The pellet may be manufactured in pellet form, or as a pill, tablet, capsule, gel, geltab, spray, powder, lyophilized formulation, pharmaceutical formulation, liquid form, as a suspension or slurry, or produced using polymer-coated additives, or manufactured in granulate form, or produced by spray drying.

45 [0051] The invention provides soybean meals, comprising a polypeptide of the invention, or a homodimer or heterodimer of the invention, optionally manufactured as a pellet, pill, tablet, capsule, gel, geltab, spray, powder, lyophilized formulation, or liquid form.

50 [0052] Methods of increasing the resistance of a phytase polypeptide to enzymatic inactivation in a digestive system of an animal comprise glycosylating a phytase polypeptide comprising the polypeptide of the invention, thereby increasing resistance of the phytase polypeptide to enzymatic inactivation in a digestive system of an animal. Optionally, the glycosylation is N-linked glycosylation, and optionally the phytase polypeptide is glycosylated as a result of *in vivo* expression of a polynucleotide encoding the phytase in a cell. Such a cell may be a eukaryotic cell, a fungal cell, a plant cell, or a mammalian cell.

[0053] The invention provides methods for processing of corn and sorghum kernels comprising:

- (a) providing a polypeptide of the invention; (b) providing a composition comprising a corn steep liquor or a sorghum steep liquor; and (c) contacting the polypeptide of (a) and the composition of (b) under conditions wherein the polypeptide can cleave an inositol-inorganic phosphate linkage.

[0054] The invention provides pharmaceuticals or a dietary formulations comprising a polypeptide or heterodimer of the invention; wherein optionally the polypeptide is glycosylated, and optionally the phytase activity is thermotolerant or thermostable. The pharmaceutical or a dietary formulation may be formulated as in pellet, pill, tablet, capsule, gellab, spray, powder, lotion or liquid form, or produced using polymer-coated additives, or as an implant, or manufactured in granulate form, or produced by spray drying.

[0055] The invention provides compositions comprising a polypeptide or heterodimer of the invention; and, (b) any product as set forth in Table 2, or any of the compositions listed in Table 1; wherein optionally the polypeptide is glycosylated, and optionally the phytase activity is thermotolerant or thermostable.

[0056] A self-contained meal Ready-to-Eat unit (MRE), a drink or a hydrating agent may comprise a polypeptide or heterodimer of the invention; wherein optionally the polypeptide is glycosylated, and optionally the phytase activity is thermotolerant or thermostable.

[0057] The invention provides methods for ameliorating (slowing the progress of, treating or preventing) osteoporosis comprising administering to an individual in need thereof an effective amount (dosage) of a composition comprising a polypeptide or heterodimer of the invention; wherein optionally the polypeptide is glycosylated, and optionally the phytase activity is thermotolerant or thermostable.

[0058] The invention provides methods for increasing gastric lability of a phytase comprising providing a polypeptide of the invention, and replacing one or more amino acids in the sequence encoding the polypeptide with arginine, histidine, proline, leucine, serine, threonine, or tyrosine.

[0059] Methods for altering at least two different properties of an enzyme, as described in detail in Example 2, below, comprise (a) providing a polypeptide having an enzymatic activity; (b) creating variants from the polypeptide of (a), wherein each variant has a single amino acid change from the polypeptide of (a); (c) screening the variants of (b) for the two different properties; (d) selecting desired variants of (c), and identifying the single amino acid change in each selected variant; (e) creating new variants comprising different combinations of the selected single amino acid changes of (d); (f) screening the variants of (e) for the two altered properties; and (g) selecting desired variants of (f) with the two altered properties. Alternative methods for altering at least two different properties of an enzyme comprise (a) providing a polypeptide having an enzymatic activity; (b) creating variants from the polypeptide of (a), wherein each variant has a single amino acid change from the polypeptide of (a); (c) screening the variants of (b) for one altered property; (d) screening the variants (b) for another altered property; (e) selecting desired variants of (c) and (d), and identifying the single amino acid change in each selected variant; (f) creating new variants comprising different combinations of the selected single amino acid changes of (c) and (d); (g) screening the variants of (f) for the two altered properties; and (h) selecting desired variants of (g) with the two altered properties. Exemplary methods for creating the variants are by GSSM evolution, GeneReassembly evolution, and/or TMCA evolution.

[0060] Methods for decoupling gastric stability from thermotolerance of a phytase, as described in detail in Example 2, below, comprise (a) providing a polypeptide having a phytase activity; (b) creating variant phytases from the polypeptide of (a), wherein each variant has a single amino acid change from the polypeptide of (a); (c) screening the variant phytases of (b) for altered gastric stability and altered thermotolerance; (d) selecting the variants of (c) with desired gastric stability and thermotolerance, and identifying the single amino acid change in each selected variant; (e) creating new variant phytases comprising different combinations of the selected single amino acid changes of (d); (f) screening the variants of (e) for altered gastric stability and altered thermotolerance; and (g) selecting the variants of (f) with desired gastric stability and thermotolerance. Alternative methods for decoupling gastric stability from thermotolerance of a phytase comprise (a) providing a polypeptide having a phytase activity; (b) creating variant phytases from the polypeptide of (a), wherein each variant has a single amino acid change from the polypeptide of (a); (c) screening the variant phytases of (b) for altered gastric stability; (d) screening the variant phytases (b) for altered thermotolerance; (e) selecting the variants of (c) and (d) with desired gastric stability or thermotolerance, and identifying the single amino acid change in each selected variant; (f) creating new variant phytases comprising different combinations of the selected single amino acid changes of (c) and (d); (g) screening the variants of (f) for altered gastric stability and altered thermotolerance; and (h) selecting the variants of (g) with desired gastric stability and thermotolerance. Exemplary methods for creating the variants are by GSSM evolution, GeneReassembly evolution, and/or TMCA evolution. The invention provides exemplary phytases for use in the methods. Exemplary mutations which decouple gastric stability from thermotolerance are, for example, the mutations listed in Table 4, 5, 6, 7, 9, or any combination thereof.

[0061] The invention provides phytases which are gastric labile and thermotolerant, described in detail in Example 2, below, wherein the phytase completely degrades in stimulated gastric fluid (SGF) in less than 10 minutes, less than 8

minutes, less than 6 minutes, less than 4 minutes, or less than 2 minutes, and the phytase retains activity after exposure to a temperature in the range from about 75°C to about 85°C, about 85°C to about 90°C, about 90°C to about 95°C, or about 80°C to about 86°C, for example, the phytases of the invention as described in detail in Example 2, below. In one aspect, the gastric labile and thermotolerant phytases of the invention completely degrade in stimulated gastric fluid (SGF) in less than 4 minutes, and the phytase retains activity after exposure to a temperature in the range from about 80°C to about 86°C.

[0062] Further aspects of the invention are set out in the accompanying claims.

[0063] The details of one or more aspects of the invention are set forth in the accompanying drawings and the description below. Other features, objects, and advantages of the invention will be apparent from the description and drawings, and from the claims.

BRIEF DESCRIPTION OF THE DRAWINGS

[0064] The following drawings are illustrative of aspects of the invention and are not meant to limit the scope of the invention as encompassed by the claims.

Figure 1 illustrates a summary of residue activity of purified polypeptides of the invention, single mutation exemplary sequences of the invention, after heat treatment at various temperatures for 30 minutes; where the phytase activity is assayed with a fluorescence substrate, and the rates were compared to the rates of each corresponding non-treated sample; as described in detail in Example 1, below.

Figure 2 illustrates a summary of residue activity of purified polypeptides of the invention comprising "blended" single residue mutations (phytases containing multiple mutations), after heat treatment on a thermocycler; where the phytase activity is assayed with a fluorescence substrate, and the rates were compared to the rates of each corresponding non-treated sample; as summarized in Figure 1; as described in detail in Example 1, below.

Figure 3 graphically summarizes the data used to generate the graph of Figure 1; as described in detail in Example 1, below.

Figure 4 illustrates the sequence of the parental phytase SEQ ID NO:2 and the gene site saturation mutagenesis (GSSM)-generated sequence modifications selected for GeneReassembly™ library construction; as described in detail, below.

Figure 5 illustrates exemplary phytases having multiple residue modifications to the parental SEQ ID NO:2; as described in detail herein.

Figure 6 illustrates exemplary phytases having single residue modifications to the parental SEQ ID NO:2; as described in detail herein.

Figure 7 schematically illustrates an exemplary phytase assay of the invention using the fluorescence substrate 4-methylumbelliferyl phosphate (MeUMB-phosphate); as described in detail in Example 1, below.

Figure 8 schematically illustrates an exemplary phytase assay of the invention that uses the fluorescence substrate MeUMB-phosphate; as described in detail in Example 1, below.

Figure 9 schematically illustrates the protocol for an exemplary library screen, as described in Figure 8, as described in detail in Example 1, below.

Figure 10 illustrates an exemplary alcohol process that can incorporate use of phytases of this invention.

Figures 11A and 11B illustrate summaries of thermostability and SGF lability of *appA* phytase (GenBank accession no. M58708), *appA*-SEQ ID NO:2 intermediates, and SEQ ID NO:2, as described in detail in Example 2, below.

Figure 12 illustrates the effect of a his-tag on SGF stability, as determined by SGF assays of purified his-tag and non his-tag versions of the parental phytase (SEQ ID NO:2), as described in detail in Example 2, below.

Figure 13 illustrates the thermotolerance of glycosylation-minus SEQ ID NO:2 variants (Variants GLY1 - GLY4) and two SEQ ID NO:2 controls, as described in detail in Example 2, below.

Figure 14 illustrates the SGF stability of SEQ ID NO:2-HIS and the SEQ ID NO:2-6X variant, as described in detail in Example 2, below.

Figure 15 illustrates the SGF activity loss of select mutants from GSSM evolution of SEQ ID NO:2, as described in detail in Example 2, below.

Figure 16 illustrates the effect of different amino acids on SGF lability, as described in detail in Example 2, below.

Figure 17 illustrates SGF mutation hot spots, as described in detail in Example 2, below.

Figure 18 illustrates SGF lability of SEQ ID NO:2-HIS and Variant O at different pepsin dosages, as described in detail in Example 2, below.

Figure 19 illustrates the ½ life of SEQ ID NO:2-HIS and Variant O, as described in detail in Example 2, below.

Figure 20 illustrates the residual activity of SGF labile phytase variants, as described in detail in Example 2, below.

Figure 21 illustrates the specific activity of SGF label variant phytases as compared to SEQ ID NO:2, as described in detail in Example 2, below.

[0065] Like reference symbols in the various drawings indicate like elements.

DETAILED DESCRIPTION OF THE INVENTION

5 [0066] The invention relates to phytase polypeptides having comprising the specific residue modifications to SEQ ID NO:2, as described above, and polynucleotides encoding them, (e.g., comprising the specific base pair modifications to SEQ ID NO:1, as described above), as well as methods of use of the polynucleotides and polypeptides. Figure 6 illustrates exemplary phytases having single residue modifications to the parental SEQ ID NO:2, and Figure 5 illustrates exemplary phytases having multiple residue modifications to the parental SEQ ID NO:2.

10 [0067] The phytase activity of polypeptides of the invention can encompass enzymes having any phytase activity, for example, enzymes capable of catalyzing the degradation of phytate, e.g., the catalysis of phytate (myo-inositol-hexaphosphate) to inositol and inorganic phosphate. The phytases of the invention include thermotolerant and thermoresistant enzymes.

15 [0068] The phytases and polynucleotides encoding the phytases of the invention are useful in a number of processes, methods, and compositions. For example, as discussed above, a phytase can be used in animal feed, and feed supplements as well as in treatments to degrade or remove excess phytate from the environment or a sample. Other uses will be apparent to those of skill in the art based upon the teachings provided herein, including those discussed above.

[0069] In one aspect, phytase molecules of the invention - either alone or in combination with other reagents (including but not limited to enzymes, such as proteases, amylases and the like) - are used in the processing of foodstuffs, e.g., 20 for prevention of the unwanted corn sludge, and in other applications where phytate hydrolysis is desirable.

[0070] In one aspect, phytase molecules of the invention are used to eliminate or decrease the presence of unhydrolyzed phytate, especially where unhydrolyzed phytate leads to problematic consequences in *ex vivo* processes including - but not limited to - the processing of foodstuffs. In one aspect, phytase molecules of the invention are used in procedures as described in EP0321004-B1 (Vaara et al.), including steps in the processing of corn and sorghum kernels whereby 25 the hard kernels are steeped in water to soften them. Water-soluble substances that leach out during this process become part of a corn steep liquor, which is concentrated by evaporation. Unhydrolyzed phytic acid in the corn steep liquor, largely in the form of calcium and magnesium salts, is associated with phosphorus and deposits an undesirable sludge with proteins and metal ions. This sludge is problematic in the evaporation, transportation and storage of the corn steep liquor. Phytase molecules of the invention are used to hydrolyze this sludge.

30 [0071] In one aspect, the phytases of the invention can provide substantially superior commercial performance than previously identified phytase molecules, e.g. phytase molecules of fungal origin. In one aspect, the enzymes of the invention can be approximately 4400 U/mg, or greater than approximately between 50 to 100, or 50 to 1000, or 100 to 4000 U/mg protein.

35 [0072] The invention also provides methods for changing the characteristics of a phytase of the invention by mutagenesis and other method, as discussed in detail, below.

Generating and Manipulating Nucleic Acids

40 [0073] The invention provides nucleic acids encoding the polypeptides and phytases of the invention. The invention also provides expression cassettes, vectors such as expression or cloning vectors, cloning vehicles such as a viral vector, a plasmid, a phage, a phagemid, a cosmid, a fosmid, a bacteriophage or an artificial chromosome, which can comprise, or have contained therein, a nucleic acid of the invention.

[0074] The invention also includes methods for discovering new phytase sequences using the nucleic acids of the invention. Also provided are methods for modifying the nucleic acids of the invention by, e.g., synthetic ligation reassembly, 45 optimized directed evolution system and/or saturation mutagenesis.

[0075] In one aspect, the invention provides a genus of nucleic acids that are synthetically generated variants of the parent SEQ ID NO:1, wherein these nucleic acids of the invention having at least 95%, 96% 97%, 98% or 99% sequence identity to the "parent" SEQ ID NO:1 mutated as discussed above.

50 [0076] For reference, the parent SEQ ID NO:1 is:

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atgaaagcga tcttaatecc attttatct cttctgatte cgtaaacc cgaatctgca    60
ttcgctcaga gtgagccgga gctgaagctg gaaagtgtgg tgattgtcag tcgtcatggt    120
gtgcgtgctc caaccaaggc cacgcaactg atgcaggatg tcaccacaga cgcattggcca    180

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acctggccgg taaactggg tgagtgaca ccgcgcggtg gtgagctaat cgctatctc 240
 ggacattact ggcgtcagcg tctggtagcc gacggattgc tcctaaatg tggctgcccg 300
 cagtctggtc aggtcgcgat tattctgat gtcgacgagc gtaccgtaa aacaggcgaa 360
 5 gccttcgccg ccgggctggc acctgactgt gcaataaccg tacatacca ggcagatacg 420
 tccagtcccg atccgttatt taatccteta aaaactggcg ttgccaact ggataacgcg 480
 aacgtgactg acgcgatcct cgagagggca ggaggggtcaa ttgctgactt taccgggcat 540
 tatcaaacgg cgtttcgcga actggaacgg gtgcttaatt tccgcaatc aaacttgtgc 600
 10 cttaaacgtg agaaacagga cgaagctgt tcattaacgc aggcattacc atcggaactc 660
 aaggtgagcg ccgactgtgt ctcattaacc ggtgcggtaa gcctcgcac aatgctgagc 720
 gagatattc tctgcaaca agcacagggg atccgggagc cgggggtgggg aaggatcacc 780
 gattcacacc agtggaacac cttgctaagt ttgcataacg cgcaattga ttgctacaa 840
 cgcacgccag aggttgcccg cagccgcgcc accccgttat tagattgat caagacagcg 900
 15 ttgaccccc atccaccgca aaaacaggcg tatggtgtga cattaccac ttcagtctg 960
 tttatcgccg gacacgatac taatcggca aatcctggcg gcgcactgga gctcaactgg 1020
 acgcttcccg gtcagccgga taacacgccg ccaggtggtg aactggtgtt tgaacgctgg 1080
 cgtcgggtaa gcgataacag ccagtggatt caggttctgc tggcttcca gactttacg 1140
 20 cagatgcgtg ataaaacgcc gctgtcatta aatacggcg ccggagaggt gaaactgacc 1200
 ctggcaggat gtgaagagcg aaatgcgcag ggcattgttt cgttggcagg tttacgcaa 1260
 atcgtgaatg aagcacgcat accggcgtgc agtttgtaa 1299

25 **[0077]** The nucleic acids of the invention can be made, isolated and/or manipulated by, e.g., cloning and expression of cDNA libraries, amplification of message or genomic DNA by PCR, and the like. In practicing the methods of the invention, homologous genes can be modified by manipulating a template nucleic acid, as described herein. The invention can be practiced in conjunction with any method or protocol or device known in the art, which are well described in the scientific and patent literature.

30 *General Techniques*

35 **[0078]** The nucleic acids used to practice this invention, whether RNA, iRNA, antisense nucleic acid, cDNA, genomic DNA, vectors, viruses or hybrids thereof, may be isolated from a variety of sources, genetically engineered, amplified, and/or expressed/ generated recombinantly. Recombinant polypeptides generated from these nucleic acids can be individually isolated or cloned and tested for a desired activity. Any recombinant expression system can be used, including bacterial, mammalian, yeast, insect or plant cell expression systems.

40 **[0079]** Alternatively, these nucleic acids can be synthesized *in vitro* by well-known chemical synthesis techniques, as described in, e.g., Adams (1983) J. Am. Chem. Soc. 105:661; Belousov (1997) Nucleic Acids Res. 25:3440-3444; Frenkel (1995) Free Radic. Biol. Med. 19:373-380; Blommers (1994) Biochemistry 33:7886-7896; Narang (1979) Meth. Enzymol. 68:90; Brown (1979) Meth. Enzymol. 68:109; Beaucage (1981) Tetra. Lett. 22:1859; U.S. Patent No. 4,458,066.

45 **[0080]** Techniques for the manipulation of nucleic acids, such as, e.g., subcloning, labeling probes (e.g., random-primer labeling using Klenow polymerase, nick translation, amplification), sequencing, hybridization and the like are well described in the scientific and patent literature, see, e.g., Sambrook, ed., MOLECULAR CLONING: A LABORATORY MANUAL (2ND ED.), Vols. 1-3, Cold Spring Harbor Laboratory, (1989); CURRENT PROTOCOLS IN MOLECULAR BIOLOGY, Ausubel, ed. John Wiley & Sons, Inc., New York (1997); LABORATORY TECHNIQUES IN BIOCHEMISTRY AND MOLECULAR BIOLOGY: HYBRIDIZATION WITH NUCLEIC ACID PROBES, Part I. Theory and Nucleic Acid Preparation, Tijssen, ed. Elsevier, N.Y. (1993).

50 **[0081]** Another useful means of obtaining and manipulating nucleic acids used to practice the methods of the invention is to clone from genomic samples, and, if desired, screen and re-clone inserts isolated or amplified from, e.g., genomic clones or cDNA clones. Sources of nucleic acid used in the methods of the invention include genomic or cDNA libraries contained in, e.g., mammalian artificial chromosomes (MACs), see, e.g., U.S. Patent Nos. 5,721,118; 6,025,155; human artificial chromosomes, see, e.g., Rosenfeld (1997) Nat. Genet. 15:333-335; yeast artificial chromosomes (YAC); bacterial artificial chromosomes (BAC); P1 artificial chromosomes, see, e.g., Woon (1998) Genomics 50:306-316; P1-derived vectors (PACs), see, e.g., Kern (1997) Biotechniques 23:120-124; cosmids, recombinant viruses, phages or plasmids.

55 **[0082]** In alternative aspects, the phrases "nucleic acid" or "nucleic acid sequence" refer to an oligonucleotide, nucleotide, polynucleotide, or to a fragment of any of these, to DNA or RNA (e.g., mRNA, rRNA, tRNA) of genomic or synthetic origin which may be single-stranded or double-stranded and may represent a sense or antisense strand, to peptide nucleic acid (PNA), or to any DNA-like or RNA-like material, natural or synthetic in origin, including, e.g., iRNA, ribonu-

cleoproteins (e.g., iRNPs). The term encompasses nucleic acids, i.e., oligonucleotides, containing known analogues of natural nucleotides. The term also encompasses nucleic-acid-like structures with synthetic backbones, see e.g., Mata (1997) *Toxicol. Appl. Pharmacol.* 144:189-197; Strauss-Soukup (1997) *Biochemistry* 36:8692-8698; Samstag (1996) *Antisense Nucleic Acid Drug Dev* 6:153-156.

5 **[0083]** In one aspect, recombinant polynucleotides of the invention comprise sequences adjacent to a "backbone" nucleic acid to which it is not adjacent in its natural environment. In one aspect, nucleic acids represent 5% or more of the number of nucleic acid inserts in a population of nucleic acid "backbone molecules." "Backbone molecules" according to the invention include nucleic acids such as expression vectors, self-replicating nucleic acids, viruses, integrating nucleic acids, and other vectors or nucleic acids used to maintain or manipulate a nucleic acid insert of interest. In one aspect, the enriched nucleic acids represent 15%, 20%, 30%, 40%, 50%, 60%, 70%, 80%, 90% or more of the number of nucleic acid inserts in the population of recombinant backbone molecules.

10 **[0084]** In one aspect, a nucleic acid encoding a polypeptide of the invention is assembled in appropriate phase with a leader sequence capable of directing secretion of the translated polypeptide or fragment thereof.

15 **[0085]** The invention provides fusion proteins and nucleic acids encoding them. A polypeptide of the invention can be fused to a heterologous peptide or polypeptide, such as N-terminal identification peptides which impart desired characteristics, such as increased stability or simplified purification. Peptides and polypeptides of the invention can also be synthesized and expressed as fusion proteins with one or more additional domains linked thereto for, e.g., producing a more immunogenic peptide, to more readily isolate a recombinantly synthesized peptide, to identify and isolate antibodies and antibody-expressing B cells, and the like. Detection and purification facilitating domains include, e.g., metal chelating peptides such as polyhistidine tracts and histidine-tryptophan modules that allow purification on immobilized metals, protein A domains that allow purification on immobilized immunoglobulin, and the domain utilized in the FLAGS extension/affinity purification system (Immunex Corp, Seattle WA). The inclusion of a cleavable linker sequences such as Factor Xa or enterokinase (Invitrogen, San Diego CA) between a purification domain and the motif-comprising peptide or polypeptide to facilitate purification. For example, an expression vector can include an epitope-encoding nucleic acid sequence linked to six histidine residues followed by a thioredoxin and an enterokinase cleavage site (see e.g., Williams (1995) *Biochemistry* 34:1787-1797; Dobeli (1998) *Protein Expr. Purif.* 12:404-414). The histidine residues facilitate detection and purification while the enterokinase cleavage site provides a means for purifying the epitope from the remainder of the fusion protein. Technology pertaining to vectors encoding fusion proteins and application of fusion proteins are well described in the scientific and patent literature, see e.g., Kroll (1993) *DNA Cell. Biol.*, 12:441-53.

20 **[0086]** In one aspect, the term "isolated" means that the material is removed from its original environment (e.g., the natural environment if it is naturally occurring). For example, a naturally-occurring polynucleotide or polypeptide present in a living animal is not isolated, but the same polynucleotide or polypeptide, separated from some or all of the coexisting materials in the natural system, is isolated. Such polynucleotides could be part of a vector and/or such polynucleotides or polypeptides could be part of a composition, and still be isolated in that such vector or composition is not part of its natural environment. In one aspect, the term "purified" does not require absolute purity; rather, it is intended as a relative definition. Individual nucleic acids obtained from a library have been conventionally purified to electrophoretic homogeneity. The sequences obtained from these clones could not be obtained directly either from the library or from total human DNA. The purified nucleic acids of the invention have been purified from the remainder of the genomic DNA in the organism by at least 10^4 - 10^6 fold. In alternative aspects, the term "purified" also includes nucleic acids which have been purified from the remainder of the genomic DNA or from other sequences in a library or other environment by at least one order of magnitude, or alternatively, two or three orders, or four or five orders of magnitude.

Transcriptional and translational control sequences

45 **[0087]** The invention provides nucleic acid (e.g., DNA) sequences of the invention operatively linked to expression (e.g., transcriptional or translational) control sequence(s), e.g., promoters or enhancers, to direct or modulate RNA synthesis/ expression. The expression control sequence can be in an expression vector. Exemplary bacterial promoters include lacI, lacZ, T3, T7, gpt, lambda PR, PL and trp. Exemplary eukaryotic promoters include CMV immediate early, HSV thymidine kinase, early and late SV40, LTRs from retrovirus, and mouse metallothionein I.

50 **[0088]** Promoters suitable for expressing, or over-expressing, a polypeptide in bacteria include the *E. coli* lac or trp promoters, the lacI promoter, the lacZ promoter, the T3 promoter, the T7 promoter, the gpt promoter, the lambda PR promoter, the lambda PL promoter, promoters from operons encoding glycolytic enzymes such as 3-phosphoglycerate kinase (PGK), and the acid phosphatase promoter. Eukaryotic promoters include the CMV immediate early promoter, the HSV thymidine kinase promoter, heat shock promoters, the early and late SV40 promoter, LTRs from retroviruses, and the mouse metallothionein-I promoter. Other promoters known to control expression of genes in prokaryotic or eukaryotic cells or their viruses may also be used.

Expression vectors and closing vehicles

[0089] The invention provides expression systems, e.g., expression cassettes, vectors, cloning vehicles and the like, comprising nucleic acids of the invention, e.g., sequences encoding the phytases of the invention, for expression, and over-expression, of the polypeptides of the invention (and nucleic acids, e.g., antisense). Expression vectors and cloning vehicles of the invention can comprise viral particles, baculovirus, phage, plasmids, phagemids, cosmids, fosmids, bacterial artificial chromosomes, viral DNA (e.g., vaccinia, adenovirus, fowl pox virus, pseudorabies and derivatives of SV40), P1-based artificial chromosomes, yeast plasmids, yeast artificial chromosomes, and any other vectors specific for specific hosts of interest (such as bacillus, *Aspergillus* and yeast). Vectors of the invention can include chromosomal, non-chromosomal and synthetic DNA sequences. Large numbers of suitable vectors are known to those of skill in the art, and are commercially available. Exemplary vectors are include: bacterial: pQE vectors (Qiagen), pBluescript plasmids, pNH vectors, (lambda-ZAP vectors (Stratagene); ptrc99a, pKK223-3, pDR540, pRIT2T (Pharmacia); Eukaryotic: pXT1, pSG5 (Stratagene), pSVK3, pBPV, pMSG, pSVLSV40 (Pharmacia). However, any other plasmid or other vector may be employed so long as they are replicable and viable in the host. Low copy number or high copy number vectors may be employed with the present invention.

[0090] As representative examples of expression vectors which may be used there may be mentioned viral particles, baculovirus, phage, plasmids, phagemids, cosmids, fosmids, bacterial artificial chromosomes, viral DNA (e.g., vaccinia, adenovirus, fowl pox virus, pseudorabies and derivatives of SV40), P1-based artificial chromosomes, yeast plasmids, yeast artificial chromosomes, and any other vectors specific for specific hosts of interest (such as bacillus, *Aspergillus* and yeast). Thus, for example, the DNA may be included in any one of a variety of expression vectors for expressing a polypeptide. Such vectors include chromosomal, nonchromosomal and synthetic DNA sequences. Large numbers of suitable vectors are known to those of skill in the art, and are commercially available. The following vectors are provided by way of example; Bacterial: pQE vectors (Qiagen), pBluescript plasmids, pNH vectors, (lambda-ZAP vectors (Stratagene); ptrc99a, pKK223-3, pDR540, pRIT2T (Pharmacia); Eukaryotic: pXT1, pSG5 (Stratagene), pSVK3, pBPV, pMSG, pSVLSV40 (Pharmacia). However, any other plasmid or other vector may be used so long as they are replicable and viable in the host. Low copy number or high copy number vectors may be employed with the present invention.

[0091] An exemplary vector for use in the present invention contains an f-factor origin replication. The f-factor (or fertility factor) in *E. coli* is a plasmid which effects high frequency transfer of itself during conjugation and less frequent transfer of the bacterial chromosome itself. One aspect uses cloning vectors, referred to as "fosmids" or bacterial artificial chromosome (BAC) vectors. These are derived from *E. coli* f-factor which is able to stably integrate large segments of genomic DNA. When integrated with DNA from a mixed uncultured environmental sample, this makes it possible to achieve large genomic fragments in the form of a stable "environmental DNA library."

[0092] Another type of vector for use in the present invention is a cosmid vector. Cosmid vectors were originally designed to clone and propagate large segments of genomic DNA. Cloning into cosmid vectors is described in detail in "Molecular Cloning: A laboratory Manual" (Sambrook et al., 1989).

[0093] The DNA sequence in the expression vector is operatively linked to an appropriate expression control sequence(s) (promoter) to direct RNA synthesis. Particular named bacterial promoters include *lacI*, *lacZ*, *T3*, *T7*, *gpt*, *lambda P_R*, *P_L* and *trp*. Eukaryotic promoters include CMV immediate early, HSV thymidine kinase, early and late SV40, LTRs from retrovirus, and mouse metallothionein-I. Selection of the appropriate vector and promoter is well within the level of ordinary skill in the art. The expression vector also contains a ribosome binding site for translation initiation and a transcription terminator. The vector may also include appropriate sequences for amplifying expression. Promoter regions can be selected from any desired gene using CAT (chloramphenicol transferase) vectors or other vectors with selectable markers. In addition, the expression vectors can contain one or more selectable marker genes to provide a phenotypic trait for selection of transformed host cells such as dihydrofolate reductase or neomycin resistance for eukaryotic cell culture, or tetracycline or ampicillin resistance in *E. coli*.

[0094] In one aspect, expression cassettes of the invention comprise a sequence of the invention and a nucleotide sequence which is capable of affecting expression of a structural gene (i.e., a protein coding sequence, such as a phytase of the invention) in a host compatible with such sequences. Expression cassettes include at least a promoter operably linked with the polypeptide coding sequence; and, optionally, with other sequences, e.g., transcription termination signals. Additional factors necessary or helpful in effecting expression may also be used, e.g., enhancers. In one aspect, "operably linked" as used herein refers to linkage of a promoter upstream from a DNA sequence such that the promoter mediates transcription of the DNA sequence. Thus, expression cassettes also include plasmids, expression vectors, recombinant viruses, any form of recombinant "naked DNA" vector, and the like. In one aspect, a "vector" comprises a nucleic acid that can infect, transfect, transiently or permanently transduce a cell. A vector can be a naked nucleic acid, or a nucleic acid complexed with protein or lipid. The vector optionally comprises viral or bacterial nucleic acids and/or proteins, and/or membranes (e.g., a cell membrane, a viral lipid envelope, etc.). In one aspect, vectors include, but are not limited to, replicons (e.g., RNA replicons, bacteriophages) to which fragments of DNA may be attached and become replicated. In one aspect, vectors include, but are not limited to RNA, autonomous self-replicating circular or linear DNA or RNA

(e.g., plasmids, viruses, and the like, see, e.g., U.S. Patent No. 5,217,879), and includes both the expression and non-expression plasmids. Where a recombinant microorganism or cell culture is described as hosting an "expression vector" this includes both extra-chromosomal circular and linear DNA and DNA that has been incorporated into the host chromosome(s). Where a vector is being maintained by a host cell, the vector may either be stably replicated by the cells during mitosis as an autonomous structure, or is incorporated within the host's genome.

[0095] The expression vector may comprise a promoter, a ribosome binding site for translation initiation and a transcription terminator. The vector may also include appropriate sequences for amplifying expression. Mammalian expression vectors can comprise an origin of replication, any necessary ribosome binding sites, a polyadenylation site, splice donor and acceptor sites, transcriptional termination sequences, and 5' flanking non-transcribed sequences. In some aspects, DNA sequences derived from the SV40 splice and polyadenylation sites may be used to provide the required non-transcribed genetic elements.

[0096] In one aspect, the expression vectors contain one or more selectable marker genes to permit selection of host cells containing the vector. Such selectable markers include genes encoding dihydrofolate reductase or genes conferring neomycin resistance for eukaryotic cell culture, genes conferring tetracycline or ampicillin resistance in *E. coli*, and the *S. cerevisiae* TRP1 gene. Promoter regions can be selected from any desired gene using chloramphenicol transferase (CAT) vectors or other vectors with selectable markers.

[0097] Vectors for expressing the polypeptide or fragment thereof in eukaryotic cells may also contain enhancers to increase expression levels. Enhancers are *cis*-acting elements of DNA, usually from about 10 to about 300 bp in length that act on a promoter to increase its transcription. Examples include the SV40 enhancer on the late side of the replication origin bp 100 to 270, the cytomegalovirus early promoter enhancer, the polyoma enhancer on the late side of the replication origin, and the adenovirus enhancers.

[0098] A DNA sequence may be inserted into a vector by a variety of procedures. In general, the DNA sequence is ligated to the desired position in the vector following digestion of the insert and the vector with appropriate restriction endonucleases. Alternatively, blunt ends in both the insert and the vector may be ligated. A variety of cloning techniques are known in the art, e.g., as described in Ausubel and Sambrook. Such procedures and others are deemed to be within the scope of those skilled in the art.

[0099] The vector may be in the form of a plasmid, a viral particle, or a phage. Other vectors include chromosomal, non-chromosomal and synthetic DNA sequences, derivatives of SV40; bacterial plasmids, phage DNA, baculovirus, yeast plasmids, vectors derived from combinations of plasmids and phage DNA, viral DNA such as vaccinia, adenovirus, fowl pox virus, and pseudorabies. A variety of cloning and expression vectors for use with prokaryotic and eukaryotic hosts are described by, e.g., Sambrook.

[0100] Particular bacterial vectors which may be used include the commercially available plasmids comprising genetic elements of the well known cloning vector pBR322 (ATCC 37017), pKK223-3 (Pharmacia Fine Chemicals, Uppsala, Sweden), GEM1 (Promega Biotec, Madison, WI, USA) pQE70, pQE60, pQE-9 (Qiagen), pD10, psiX174 pBluescript II KS, pNH8A, pNH16a, pNH18A, pNH46A (Stratagene), ptrc99a, pKK223-3, pKK233-3, pDR540, pRIT5 (Pharmacia), pKK232-8 and pCM7. Particular eukaryotic vectors include pSV2CAT, pOG44, pXT1, pSG (Stratagene) pSVK3, pBPV, pMSG, and pSVL (Pharmacia). However, any other vector may be used as long as it is replicable and viable in the host cell.

Host cells and transformed cells

[0101] The invention also provides a transformed cell comprising a nucleic acid sequence of the invention, e.g., a sequence encoding a phytase of the invention, or comprising an expression cassette, vector, cloning vehicle, expression vector, or cloning vector of the invention. The host cell may be any of the host cells familiar to those skilled in the art, including prokaryotic cells, eukaryotic cells, such as bacterial cells, fungal cells, yeast cells, mammalian cells, insect cells, or plant cells. Exemplary bacterial cells include any species within the genera *Escherichia*, *Bacillus*, *Streptomyces*, *Salmonella*, *Pseudomonas*, *Lactococcus*, and *Staphylococcus*, including, e.g., *Escherichia coli*, *Lactococcus lactis*, *Bacillus subtilis*, *Bacillus cereus*, *Salmonella typhimurium*, *Pseudomonas fluorescens*. Exemplary fungal cells include any species of *Aspergillus*, including *Aspergillus niger*. Exemplary yeast cells include any species of *Pichia*, *Saccharomyces*, *Schizosaccharomyces*, or *Schwanniomyces*, including *Pichia pastoris*, *Saccharomyces cerevisiae*, or *Schizosaccharomyces pombe*. Exemplary insect cells include any species of *Spodoptera* or *Drosophila*, including *Drosophila S2* and *Spodoptera Sf9*. Exemplary insect cells include *Drosophila S2* and *Spodoptera Sf9*. Exemplary yeast cells include *Pichia pastoris*, *Saccharomyces cerevisiae* or *Schizosaccharomyces pombe*. Exemplary animal cells include CHO, COS or Bowes melanoma or any mouse or human cell line. The selection of an appropriate host is within the abilities of those skilled in the art.

[0102] The vector may be introduced into the host cells using any of a variety of techniques, including transformation, transfection, transduction, viral infection, gene guns, or Ti-mediated gene transfer. Particular methods include calcium phosphate transfection, DEAE-Dextran mediated transfection, lipofection, or electroporation (Davis, L., Dibner, M., Battey, I., Basic Methods in Molecular Biology, (1986)).

[0103] Where appropriate, the engineered host cells can be cultured in conventional nutrient media modified as appropriate for activating promoters, selecting transformants or amplifying the genes of the invention. Following transformation of a suitable host strain and growth of the host strain to an appropriate cell density, the selected promoter may be induced by appropriate means (e.g., temperature shift or chemical induction) and the cells may be cultured for an additional period to allow them to produce the desired polypeptide or fragment thereof.

[0104] Cells can be harvested by centrifugation, disrupted by physical or chemical means, and the resulting crude extract is retained for further purification. Microbial cells employed for expression of proteins can be disrupted by any convenient method, including freeze-thaw cycling, sonication, mechanical disruption, or use of cell lysing agents. Such methods are well known to those skilled in the art. The expressed polypeptide or fragment thereof can be recovered and purified from recombinant cell cultures by methods including ammonium sulfate or ethanol precipitation, acid extraction, anion or cation exchange chromatography, phosphocellulose chromatography, hydrophobic interaction chromatography, affinity chromatography, hydroxylapatite chromatography and lectin chromatography. Protein refolding steps can be used, as necessary, in completing configuration of the polypeptide. If desired, high performance liquid chromatography (HPLC) can be employed for final purification steps.

[0105] The constructs in host cells can be used in a conventional manner to produce the gene product encoded by the recombinant sequence. Depending upon the host employed in a recombinant production procedure, the polypeptides produced by host cells containing the vector may be glycosylated or may be non-glycosylated. Polypeptides of the invention may or may not also include an initial methionine amino acid residue.

[0106] Cell-free translation systems can also be employed to produce a polypeptide of the invention. Cell-free translation systems can use mRNAs transcribed from a DNA construct comprising a promoter operably linked to a nucleic acid encoding the polypeptide or fragment thereof. In some aspects, the DNA construct may be linearized prior to conducting an *in vitro* transcription reaction. The transcribed mRNA is then incubated with an appropriate cell-free translation extract, such as a rabbit reticulocyte extract, to produce the desired polypeptide or fragment thereof.

[0107] The expression vectors can contain one or more selectable marker genes to provide a phenotypic trait for selection of transformed host cells such as dihydrofolate reductase or neomycin resistance for eukaryotic cell culture, or such as tetracycline or ampicillin resistance in *E. coli*.

[0108] The nucleic acids of the invention can be expressed, or overexpressed, in any *in vitro* or *in vivo* expression system. Any cell culture systems can be employed to express, or overexpress, recombinant protein, including bacterial, insect, yeast, fungal or mammalian cultures. Over-expression can be effected by appropriate choice of promoters, enhancers, vectors (e.g., use of replicon vectors, dicistronic vectors (see, e.g., Gurtu (1996) *Biochem. Biophys. Res. Commun.* 229:295-8)), media, culture systems and the like. In one aspect, gene amplification using selection markers, e.g., glutamine synthetase (see, e.g., Sanders (1987) *Dev. Biol. Stand.* 66:55-63), in cell systems are used to overexpress the polypeptides of the invention.

[0109] Various mammalian cell culture systems can be employed to express recombinant protein, examples of mammalian expression systems include the COS-7 lines of monkey kidney fibroblasts, described in "SV40-transformed simian cells support the replication of early SV40 mutants" (Gluzman, 1981), and other cell lines capable of expressing a compatible vector, for example, the C127, 3T3, CHO, HeLa and BHK cell lines. Mammalian expression vectors will comprise an origin of replication, a suitable promoter and enhancer, and also any necessary ribosome binding sites, polyadenylation site, splice donor and acceptor sites, transcriptional termination sequences, and 5' flanking non-transcribed sequences. DNA sequences derived from the SV40 splice, and polyadenylation sites may be used to provide the required non-transcribed genetic elements.

[0110] Host cells containing the polynucleotides of interest can be cultured in conventional nutrient media modified as appropriate for activating promoters, selecting transformants or amplifying genes. The culture conditions, such as temperature, pH and the like, are those previously used with the host cell selected for expression, and will be apparent to the ordinarily skilled artisan. The clones which are identified as having the specified enzyme activity may then be sequenced to identify the polynucleotide sequence encoding an enzyme having the enhanced activity.

Amplification of Nucleic Acids

[0111] In practicing the invention, nucleic acids encoding the polypeptides of the invention, or modified nucleic acids, can be reproduced by, e.g., amplification. Amplification primer sequence pairs for amplifying nucleic acids encoding polypeptides with a phytase activity, or subsequences thereof may be capable of amplifying nucleic acid sequences including the exemplary SEQ ID NO:1, and at least one of the specific sequence modifications set forth above. One of skill in the art can design amplification primer sequence pairs for any part of or the full length of these sequences; for example:

The "parent" SEQ ID NO:1 is as shown above. Thus, an amplification primer sequence pair for amplifying this parent sequence, or one of the exemplary sequences of the invention having at least one of the specific sequence modi-

fications set forth herein, can be residues 1 to 21 of SEQ ID NO:1 (i.e., ATGAAAGCGATCTTAATCCCA) and the complementary strand of the last 21 residues of SEQ ID NO:1 (i.e., the complementary strand of TGCAGTTTGA-GATCTCATCTA).

5 **[0112]** Amplification reactions can also be used to quantify the amount of nucleic acid in a sample (such as the amount of message in a cell sample), label the nucleic acid (e.g., to apply it to an array or a blot), detect the nucleic acid, or quantify the amount of a specific nucleic acid in a sample. Message isolated from a cell or a cDNA library may be amplified. The skilled artisan can select and design suitable oligonucleotide amplification primers. Amplification methods are also well known in the art, and include, e.g., polymerase chain reaction, PCR (see, e.g., PCR PROTOCOLS, A GUIDE TO METHODS AND APPLICATIONS, ed. Innis, Academic Press, N.Y. (1990) and PCR STRATEGIES (1995), ed. Innis, Academic Press, Inc., N.Y., ligase chain reaction (LCR) (see, e.g., Wu (1989) Genomics 4:560; Landegren (1988) Science 241:1077; Barringer (1990) Gene 89:117); transcription amplification (see, e.g., Kwoh (1989) Proc. Natl. Acad. Sci. USA 86:1173); and, self-sustained sequence replication (see, e.g., Guatelli (1990) Proc. Natl. Acad. Sci. USA 87:1874); Q Beta replicase amplification (see, e.g., Smith (1997) J. Clin. Microbiol. 35:1477-1491), automated Q-beta replicase amplification assay (see, e.g., Burg (1996) Mol. Cell. Probes 10:257-271) and other RNA polymerase mediated techniques (e.g., NASBA, Cangene, Mississauga, Ontario); see also Berger (1987) Methods Enzymol. 152:307-316; Sambrook; Ausubel; U.S. Patent Nos. 4,683,195 and 4,683,202; Sooknanan (1995) Biotechnology 13:563-564.

Determining the degree of sequence identity

20 **[0113]** The invention provides an isolated, synthetic or recombinant nucleic acid comprising a nucleic acid sequence having at least 95%, 96%, 97%, 98%, 99%, or more sequence identity to SEQ ID NO:1, and including the specifically enumerated modifications to SEQ ID NO:1 discussed above. The extent of sequence identity (homology) may be determined using any computer program and associated parameters, including those described herein, such as BLAST 2.2.2. or FASTA version 3.0t78, with the default parameters.

25 **[0114]** Homologous sequences also include RNA sequences in which uridines replace the thymines in the nucleic acid sequences. The homologous sequences may be obtained using any of the procedures described herein or may result from the correction of a sequencing error.

30 **[0115]** Various sequence comparison programs identified herein are used in this aspect of the invention. Protein and/or nucleic acid sequence identities (homologies) may be evaluated using any of the variety of sequence comparison algorithms and programs known in the art. Such algorithms and programs include, but are not limited to, TBLASTN, BLASTP, FASTA, TFASTA, and CLUSTALW (Pearson and Lipman, Proc. Natl. Acad. Sci. USA 85(8):2444-2448, 1988; Altschul et al., J. Mol. Biol. 215(3):403-410, 1990; Thompson et al., Nucleic Acids Res. 22(2):4673-4680, 1994; Higgins et al., Methods Enzymol. 266:383-402, 1996; Altschul et al., J. Mol. Biol. 215(3):403-410, 1990; Altschul et al., Nature Genetics 3:266-272, 1993.

35 **[0116]** Homology or identity can be measured using sequence analysis software (e.g., Sequence Analysis Software Package of the Genetics Computer Group, University of Wisconsin Biotechnology Center, 1710 University Avenue, Madison, WI 53705). Such software matches similar sequences by assigning degrees of homology to various deletions, substitutions and other modifications. The terms "homology" and "identity" in the context of two or more nucleic acids or polypeptide sequences, refer to two or more sequences or subsequences that are the same or have a specified percentage of amino acid residues or nucleotides that are the same when compared and aligned for maximum correspondence over a comparison window or designated region as measured using any number of sequence comparison algorithms or by manual alignment and visual inspection. For sequence comparison, one sequence can act as a reference sequence (an exemplary sequence of the invention) to which test sequences are compared. When using a sequence comparison algorithm, test and reference sequences are entered into a computer, subsequence coordinates are designated, if necessary, and sequence algorithm program parameters are designated. Default program parameters can be used, or alternative parameters can be designated. The sequence comparison algorithm then calculates the percent sequence identities for the test sequences relative to the reference sequence, based on the program parameters.

40 **[0117]** A "comparison window", as used herein, includes reference to a segment of any one of the number of contiguous residues. For example, in alternative aspects of the invention, contiguous residues ranging anywhere from 20 to the full length of exemplary sequences of the invention are compared to a reference sequence of the same number of contiguous positions after the two sequences are optimally aligned. If the reference sequence has the requisite sequence identity to exemplary sequences of the invention, e.g., 98% sequence identity to SEQ ID NO:1, SEQ ID NO:2, and having one of the specific sequence modifications noted above, that sequence is within the scope of the invention. In alternative embodiments, subsequences ranging from about 20 to 600, about 50 to 200, and about 100 to 150 are compared to a reference sequence of the same number of contiguous positions after the two sequences are optimally aligned. Methods of alignment of sequence for comparison are well-known in the art. Optimal alignment of sequences for comparison can be conducted, e.g., by the local homology algorithm of Smith & Waterman, Adv. Appl. Math. 2:482, 1981, by the homology

alignment algorithm of Needleman & Wunsch, J. Mol. Biol. 48:443, 1970, by the search for similarity method of person & Lipman, Proc. Nat'l. Acad. Sci. USA 85:2444, 1988, by computerized implementations of these algorithms (GAP, BESTFIT, FASTA, and TFASTA in the Wisconsin Genetics Software Package, Genetics Computer Group, 575 Science Dr., Madison, WI), or by manual alignment and visual inspection. Other algorithms for determining homology or identity include, for example, in addition to a BLAST program (Basic Local Alignment Search Tool at the National Center for Biological Information, such as BLAST, BLAST2, BLASTN and BLASTX), ALIGN, AMAS (Analysis of Multiply Aligned Sequences), AMPS (Protein Multiple Sequence Alignment), ASSET (Aligned Segment Statistical Evaluation Tool), BANDS, BESTSCOR, BIOSCAN (Biological Sequence Comparative Analysis Node), BLIMPS (BLocks IMProved Searcher), FASTA, Intervals & Points, BMB, CLUSTAL V, CLUSTAL W, CONSENSUS, LCONSENSUS, WCONSENSUS, Smith-Waterman algorithm, DARWIN, Las Vegas algorithm, FASTA (Pearson and Lipman, Proc. Natl. Acad. Sci. USA, 85: 2444, 1988), FASTDB (Brutlag et al. Comp. App. Biosci. 6:237-245, 1990), FNAT (Forced Nucleotide Alignment Tool), Framealign, Framesearch, DYNAMIC, FILTER, FSAP (Fristensky Sequence Analysis Package), GAP (Global Alignment Program), GENAL, GIBBS, GenQuest, ISSC (Sensitive Sequence Comparison), LALIGN (Local Sequence Alignment), LCP (Local Content Program), MACAW (Multiple Alignment Construction & Analysis Workbench), MAP (Multiple Alignment Program), MBLKP, MBLKN, PIMA (Pattern-Induced Multi-sequence Alignment), SAGA (Sequence Alignment by Genetic Algorithm) and WHAT-IF. Other programs and databases used to practice the invention include, but are not limited to: MacPattern (EMBL), DiscoveryBase (Molecular Applications Group), GeneMine (Molecular Applications Group), Look (Molecular Applications Group), MacLook (Molecular Applications Group), Catalyst (Molecular Simulations Inc.), Catalyst/SHAPE (Molecular Simulations Inc.), Cerius2.DBAccess (Molecular Simulations Inc.), HypoGen (Molecular Simulations Inc.), Insight II, (Molecular Simulations Inc.), Discover (Molecular Simulations Inc.), CHARMM (Molecular Simulations Inc.), Felix (Molecular Simulations Inc.), DelPhi, (Molecular Simulations Inc.), QuanteMM, (Molecular Simulations Inc.), Homology (Molecular Simulations Inc.), Modeler (Molecular Simulations Inc.), ISIS (Molecular Simulations Inc.), Quanta/Protein Design (Molecular Simulations Inc.), WebLab (Molecular Simulations Inc.), WebLab Diversity Explorer (Molecular Simulations Inc.), Gene Explorer (Molecular Simulations Inc.), SeqFold (Molecular Simulations Inc.), the MDL Available Chemicals Directory database, the MDL Drug Data Report data base, the Comprehensive Medicinal Chemistry database, Derwent's World Drug Index database, the BioByteMasterFile database, the GenBank database, the GenSeq database, and the GenomeQuest database. Many other programs and data bases would be apparent to one of skill in the art given the present disclosure. Such alignment programs can also be used to screen genome databases to identify polynucleotide sequences having substantially identical sequences. A number of genome databases are available, for example, through the NCBI (National Center for Biotechnology Information) website. Databases containing genomic information annotated with some functional information are maintained by different organization, and are accessible via the internet.

[0118] BLAST, BLAST 2.0 and BLAST 2.2.2 algorithms are also used to practice the invention. They are described, e.g., in Altschul (1977) Nuc. Acids Res. 25:3389-3402; Altschul (1990) J. Mol. Biol. 215:403-410. Software for performing BLAST analyses is publicly available through the National Center for Biotechnology Information. This algorithm involves first identifying high scoring sequence pairs (HSPs) by identifying short words of length W in the query sequence, which either match or satisfy some positive-valued threshold score T when aligned with a word of the same length in a database sequence. T is referred to as the neighborhood word score threshold (Altschul (1990) supra). These initial neighborhood word hits act as seeds for initiating searches to find longer HSPs containing them. The word hits are extended in both directions along each sequence for as far as the cumulative alignment score can be increased. Cumulative scores are calculated using, for nucleotide sequences, the parameters M (reward score for a pair of matching residues; always >0). For amino acid sequences, a scoring matrix is used to calculate the cumulative score. Extension of the word hits in each direction are halted when: the cumulative alignment score falls off by the quantity X from its maximum achieved value; the cumulative score goes to zero or below, due to the accumulation of one or more negative-scoring residue alignments; or the end of either sequence is reached. The BLAST algorithm parameters W , T , and X determine the sensitivity and speed of the alignment. The BLASTN program (for nucleotide sequences) uses as defaults a wordlength (W) of 11, an expectation (E) of 10, $M=5$, $N=-4$ and a comparison of both strands. For amino acid sequences, the BLASTP program uses as defaults a wordlength of 3, and expectations (E) of 10, and the BLOSUM62 scoring matrix (see Henikoff & Henikoff (1989) Proc. Natl. Acad. Sci. USA 89:10915) alignments (B) of 50, expectation (E) of 10, $M=5$, $N=-4$, and a comparison of both strands. The BLAST algorithm also performs a statistical analysis of the similarity between two sequences (see, e.g., Karlin & Altschul (1993) Proc. Natl. Acad. Sci. USA 90:5873). One measure of similarity provided by BLAST algorithm is the smallest sum probability ($P(N)$), which provides an indication of the probability by which a match between two nucleotide or amino acid sequences would occur by chance. For example, a nucleic acid is considered similar to a references sequence if the smallest sum probability in a comparison of the test nucleic acid to the reference nucleic acid is less than about 0.2, less than about 0.01, or less than about 0.001. In one aspect, protein and nucleic acid sequence homologies are evaluated using the Basic Local Alignment Search Tool ("BLAST"). For example, five specific BLAST programs can be used to perform the following task: (1) BLASTP and BLAST3 compare an amino acid query sequence against a protein sequence database; (2) BLASTN compares a nucleotide query sequence against a

nucleotide sequence database; (3) BLASTX compares the six-frame conceptual translation products of a query nucleotide sequence (both strands) against a protein sequence database; (4) TBLASTN compares a query protein sequence against a nucleotide sequence database translated in all six reading frames (both strands); and, (5) TBLASTX compares the six-frame translations of a nucleotide query sequence against the six-frame translations of a nucleotide sequence database. The BLAST programs identify homologous sequences by identifying similar segments, which are referred to herein as "high-scoring segment pairs," between a query amino or nucleic acid sequence and a test sequence which can be obtained from a protein or nucleic acid sequence database. High-scoring segment pairs can be identified (i.e., aligned) by means of a scoring matrix, many of which are known in the art. An exemplary scoring matrix used is the BLOSUM62 matrix (Gonnet et al., *Science* 256:1443-1445, 1992; Henikoff and Henikoff, *Proteins* 17:49-61, 1993). Alternatively, the PAM or PAM250 matrices may be used (see, e.g., Schwartz and Dayhoff, eds., 1978, *Matrices for Detecting Distance Relationships: Atlas of Protein Sequence and Structure*, Washington: National Biomedical Research Foundation).

[0119] To determine if a nucleic acid has the requisite sequence identity to be within the scope of the invention, the NCBI BLAST 2.2.2 programs may be used, default options to blastp. There are about 38 setting options in the BLAST 2.2.2 program. All default values may be used except for the default filtering setting (i.e., all parameters set to default except filtering which is set to OFF); in its place a "-F F" setting is used, which disables filtering. Use of default filtering often results in Karlin-Altschul violations due to short length of sequence.

[0120] The default values include:

"Filter for low complexity: ON

- > Word Size: 3
- > Matrix: Blosum62
- > Gap Costs: Existence:11

> Extension:1"

"Filter for low complexity: ON

Other default settings are: filter for low complexity OFF, word size of 3 for protein, BLOSUM62 matrix, gap existence penalty of -11 and a gap extension penalty of -1.

[0121] A sequence comparison algorithm can be used for comparing a nucleic acid sequence or amino acid sequence of the invention to a reference sequence. For example, the sequence comparison algorithm may compare the nucleotide sequences or amino acid sequences of the invention with the "parent" sequence SEQ ID NO:1 and/or SEQ ID NO:2, or to reference sequences to identify homologies or structural motifs. A comparison of the sequences can be performed to determine if the first sequence is the same as the second sequence. It is important to note that this type of comparison is not limited to performing an exact comparison between the new sequence and the first sequence in the database. Well-known methods are known to those of skill in the art for comparing two nucleotide or protein sequences, even if they are not identical. For example, gaps can be introduced into one sequence in order to raise the homology level between the two tested sequences. The parameters that control whether gaps or other features are introduced into a sequence during comparison are normally entered by the user of the comparison algorithm.

[0122] Once a comparison of two sequences has been performed, a determination is made whether the two sequences are the same. Of course, the term "same" is not limited to sequences that are absolutely identical. The sequence comparison may indicate a sequence identity level between the sequences compared or identify structural motifs, or it may identify structural motifs in sequences which are compared to these nucleic acid codes and polypeptide codes. The level of sequence identity is determined by calculating the proportion of characters between the sequences that were the same out of the total number of characters in the first sequence. Thus, if every character in a first 100 nucleotide sequence aligned with every character in a second sequence, the sequence identity level would be 100%.

Alternatively, the algorithm can compare a reference sequence to a sequence of the invention to determine whether the sequences differ at one or more positions. The result of the comparison may indicate the length and identity of inserted, deleted or substituted nucleotides or amino acid residues with respect to the sequence of either the reference or the invention. In other aspects, the algorithm can be used to identify features within a nucleic acid or polypeptide of the invention. For example, identifier feature may comprise an open reading frame (ORF), an "Initiation Codon" (e.g., the codon "ATG"), a "TAATAA Box", or motifs such as alpha helices, beta sheets, or functional polypeptide motifs such as enzymatic active sites, helix-turn-helix motifs, leucine zippers, glycosylation sites, ubiquitination sites, alpha helices, beta sheets, signal sequences encoding signal peptides which direct the secretion of the encoded proteins, sequences implicated in transcription regulation such as homeoboxes, acidic stretches, enzymatic active sites, substrate binding sites, and enzymatic cleavage sites, as well as other motifs known to those skilled in the art.

Inhibiting Expression of a Phytase

5 [0123] The invention further provides for nucleic acids complementary to (e.g., antisense sequences to) the nucleic acid sequences of the invention, including nucleic acids comprising antisense, iRNA, ribozymes. Antisense sequences are capable of inhibiting the transport, splicing or transcription of phytase-encoding genes. The inhibition can be effected through the targeting of genomic DNA or messenger RNA. The transcription or function of targeted nucleic acid can be inhibited, for example, by hybridization and/or cleavage. One particularly useful set of inhibitors provided by the present invention includes oligonucleotides which are able to either bind phytase gene or message, in either case preventing or inhibiting the production or function of phytase enzyme. The association can be through sequence specific hybridization. 10 Another useful class of inhibitors includes oligonucleotides which cause inactivation or cleavage of phytase message. The oligonucleotide can have enzyme activity which causes such cleavage, such as ribozymes. The oligonucleotide can be chemically modified or conjugated to an enzyme or composition capable of cleaving the complementary nucleic acid. One may screen a pool of many different such oligonucleotides for those with the desired activity.

15 *Antisense Oligonucleotides*

[0124] Antisense oligonucleotides may comprise the new phytase sequence modifications of the invention, and may be capable of binding phytase message which can inhibit phytase activity by targeting mRNA. Strategies for designing antisense oligonucleotides are well described in the scientific and patent literature, and the skilled artisan can design 20 such phytase oligonucleotides using the novel reagents of the invention. For example, gene walking/ RNA mapping protocols to screen for effective antisense oligonucleotides are well known in the art, see, e.g., Ho (2000) Methods Enzymol. 314:168-183, describing an RNA mapping assay, which is based on standard molecular techniques to provide an easy and reliable method for potent antisense sequence selection. See also Smith (2000) Euro. J. Pharm. Sci. 11:191-198.

25 [0125] Naturally occurring nucleic acids are used as antisense oligonucleotides. The antisense oligonucleotides can be of any length; for example, in alternative aspects, the antisense oligonucleotides are between about 5 to 100, about 10 to 80, about 15 to 60, about 18 to 40. The optimal length can be determined by routine screening. The antisense oligonucleotides can be present at any concentration. The optimal concentration can be determined by routine screening. A wide variety of synthetic, non-naturally occurring nucleotide and nucleic acid analogues are known which can address 30 this potential problem. For example, peptide nucleic acids (PNAs) containing non-ionic backbones, such as N-(2-aminoethyl) glycine units can be used. Antisense oligonucleotides having phosphorothioate linkages can also be used, as described in WO 97/03211; WO 96/39154; Mata (1997) Toxicol Appl Pharmacol 144:189-197; Antisense Therapeutics, ed. Agarwal (Humana Press, Totowa, N.J., 1996). Antisense oligonucleotides having synthetic DNA backbone analogues provided by the invention can also include phosphoro-dithioate, methylphosphonate, phosphoramidate, alkyl phospho- 35 triester, sulfamate, 3'-thioacetal, methylene(methylimino), 3'-N-carbamate, and morpholino carbamate nucleic acids, as described above.

[0126] Combinatorial chemistry methodology can be used to create vast numbers of oligonucleotides that can be rapidly screened for specific oligonucleotides that have appropriate binding affinities and specificities toward any target, such as the sense and antisense phytase sequences of the invention (see, e.g., Gold (1995) J. of Biol. Chem. 40 270:13581-13584).

Inhibitory Ribozymes

45 [0127] Ribozymes comprising the new phytase sequence modifications of the invention may be capable of binding phytase message which can inhibit phytase enzyme activity by targeting mRNA. Strategies for designing ribozymes and selecting the phytase-specific antisense sequence for targeting are well described in the scientific and patent literature, and the skilled artisan can design such ribozymes using the novel reagents of the invention. Ribozymes act by binding to a target RNA through the target RNA binding portion of a ribozyme which is held in close proximity to an enzymatic portion of the RNA that cleaves the target RNA. Thus, the ribozyme recognizes and binds a target RNA through complementary base-pairing, and once bound to the correct site, acts enzymatically to cleave and inactivate the target RNA. 50 Cleavage of a target RNA in such a manner will destroy its ability to direct synthesis of an encoded protein if the cleavage occurs in the coding sequence. After a ribozyme has bound and cleaved its RNA target, it is typically released from that RNA and so can bind and cleave new targets repeatedly.

55 [0128] In some circumstances, the enzymatic nature of a ribozyme can be advantageous over other technologies, such as antisense technology (where a nucleic acid molecule simply binds to a nucleic acid target to block its transcription, translation or association with another molecule) as the effective concentration of ribozyme necessary to effect a therapeutic treatment can be lower than that of an antisense oligonucleotide. This potential advantage reflects the ability of the ribozyme to act enzymatically. Thus, a single ribozyme molecule is able to cleave many molecules of target RNA.

In addition, a ribozyme is typically a highly specific inhibitor, with the specificity of inhibition depending not only on the base pairing mechanism of binding, but also on the mechanism by which the molecule inhibits the expression of the RNA to which it binds. That is, the inhibition is caused by cleavage of the RNA target and so specificity is defined as the ratio of the rate of cleavage of the targeted RNA over the rate of cleavage of non-targeted RNA. This cleavage mechanism is dependent upon factors additional to those involved in base pairing. Thus, the specificity of action of a ribozyme can be greater than that of antisense oligonucleotide binding the same RNA site.

[0129] The enzymatic ribozyme RNA molecule can be formed in a hammerhead motif, but may also be formed in the motif of a hairpin, hepatitis delta virus, group I intron or RNaseP-like RNA (in association with an RNA guide sequence). Examples of such hammerhead motifs are described by Rossi (1992) *Aids Research and Human Retroviruses* 8:183; hairpin motifs by Hampel (1989) *Biochemistry* 28:4929, and Hampel (1990) *Nuc. Acids Res.* 18:299; the hepatitis delta virus motif by Perrotta (1992) *Biochemistry* 31:16; the RNaseP motif by Guerrier-Takada (1983) *Cell* 35:849; and the group I intron by Cech U.S. Pat. No. 4,987,071. The recitation of these specific motifs is not intended to be limiting; those skilled in the art will recognize that an enzymatic RNA molecule of this invention has a specific substrate binding site complementary to one or more of the target gene RNA regions, and has nucleotide sequence within or surrounding that substrate binding site which imparts an RNA cleaving activity to the molecule.

RNA interference (RNAi)

[0130] RNA inhibitory molecules, so-called "RNAi" molecules, may comprise an enzyme sequence of the invention. The RNAi molecule comprises a double-stranded RNA (dsRNA) molecule. The RNAi molecule, e.g., siRNA and/or miRNA, can inhibit expression of phytase enzyme gene. In one aspect, the RNAi molecule, e.g., siRNA and/or miRNA, is about 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25 or more duplex nucleotides in length.

[0131] While not limited by any particular mechanism of action, the RNAi can enter a cell and cause the degradation of a single-stranded RNA (ssRNA) of similar or identical sequences, including endogenous mRNAs. When a cell is exposed to double-stranded RNA (dsRNA), mRNA from the homologous gene is selectively degraded by a process called RNA interference (RNAi). A possible basic mechanism behind RNAi is the breaking of a double-stranded RNA (dsRNA) matching a specific gene sequence into short pieces called short interfering RNA, which trigger the degradation of mRNA that matches its sequence. In one aspect, the RNAi's of the invention are used in gene-silencing therapeutics, see, e.g., Shuey (2002) *Drug Discov. Today* 7:1040-1046. Methods to selectively degrade RNA use these RNAi's molecules, e.g., siRNA and/or miRNA. The micro-inhibitory RNA (miRNA) inhibits translation, and the siRNA inhibits transcription. The process may be practiced *in vitro*, *ex vivo* or *in vivo*. The RNAi molecules can be used to generate a loss-of-function mutation in a cell, an organ or an animal. Methods for making and using RNAi molecules, e.g., siRNA and/or miRNA, for selectively degrade RNA are well known in the art, see, e.g., U.S. Patent No. 6,506,559; 6,511,824; 6,515,109; 6,489,127.

Modification of Nucleic Acids

[0132] Methods of generating variants of the nucleic acids of the invention can be repeated or used in various combinations to generate phytase enzymes having an altered or different activity or an altered or different stability from that of a phytase encoded by the template nucleic acid. These methods also can be repeated or used in various combinations, e.g., to generate variations in gene/ message expression, message translation or message stability. The genetic composition of a cell may be altered by, e.g., modification of a homologous gene *ex vivo*, followed by its reinsertion into the cell.

[0133] Methods for changing the characteristics of a phytase of the invention may be by mutagenesis and other methods, including directed evolution, e.g., Diversa Corporation's (San Diego, CA) proprietary approaches; e.g., Direct Evolution; (see, e.g., U.S. Patent No. 5,830,696; Gene Site Saturation Mutagenesis (GSSM) (see, e.g., U.S. Patent Nos. 6,171,820 and 6,579,258), Exonuclease-Mediated Gene Assembly in Directed Evolution (see, e.g., U.S. Patent Nos. 6,361,974 and 6,352,842), End Selection in Directed Evolution (see, e.g., U.S. Patent Nos. 6,358,709 and 6,238,884), Recombination-Based Synthesis Shuffling (see, e.g., U.S. Patent Nos. 5,965,408 and 6,440,668, and Australian Patent No. AU724521), and Directed Evolution of Thermophilic Enzymes (see, e.g., U.S. Patent Nos. 5,830,696 and 6,335,179).

[0134] Characteristics of a phytase may be modified by a DirectEvolution protocol comprising: a) the subjecting of one or more molecular templates, e.g., the phytase nucleic acids of the invention, to mutagenesis to generate novel molecules, and b) the selection among these progeny species of novel molecules with more desirable characteristics. The power of directed evolution depends on the starting choice of starting templates (e.g., the "parent" SEQ ID NO:1, or any sequence of this invention), as well as on the mutagenesis process(es) chosen and the screening process(es) used. Thus, the invention provides novel highly active, physiologically effective, and economical sources of phytase activity, including novel phytases that: a) have superior activities under one or more specific applications, such as high temperature manufacture of foodstuffs, and are thus useful for optimizing these specific applications; b) are useful as templates for directed evolution to achieve even further improved novel molecules; and c) are useful as tools for the

identification of additional related molecules by means such as hybridization-based approaches.

[0135] A nucleic acid of the invention can be altered by any means. For example, random or stochastic methods, or, non-stochastic, or "directed evolution," methods. Methods for random mutation of genes are well known in the art, see, e.g., U.S. Patent No. 5,830,696. For example, mutagens can be used to randomly mutate a gene. Mutagens include, e.g., ultraviolet light or gamma irradiation, or a chemical mutagen, e.g., mitomycin, nitrous acid, photoactivated psoralens, alone or in combination, to induce DNA breaks amenable to repair by recombination. Other chemical mutagens include, for example, sodium bisulfite, nitrous acid, hydroxylamine, hydrazine or formic acid. Other mutagens are analogues of nucleotide precursors, e.g., nitrosoguanidine, 5-bromouracil, 2-aminopurine, or acridine. These agents can be added to a PCR reaction in place of the nucleotide precursor thereby mutating the sequence. Intercalating agents such as proflavine, acriflavine, quinacrine and the like can also be used.

[0136] Any technique in molecular biology can be used, e.g., random PCR mutagenesis, see, e.g., Rice (1992) Proc. Natl. Acad. Sci. USA 89:5467-5471; or, combinatorial multiple cassette mutagenesis, see, e.g., Cramer (1995) Biotechniques 18:194-196. Alternatively, nucleic acids, e.g., genes, can be reassembled after random, or "stochastic," fragmentation, see, e.g., U.S. Patent Nos. 6,291,242; 6,287,862; 6,287,861; 5,955,358; 5,830,721; 5,824,514; 5,811,238; 5,605,793. In alternative aspects, modifications, additions or deletions are introduced by error-prone PCR, shuffling, oligonucleotide-directed mutagenesis, assembly PCR, sexual PCR mutagenesis, in vivo mutagenesis, cassette mutagenesis, recursive ensemble mutagenesis, exponential ensemble mutagenesis, site-specific mutagenesis, gene reassembly, gene site saturation mutagenesis (GSSM), synthetic ligation reassembly (SLR), recombination, recursive sequence recombination, phosphothioate-modified DNA mutagenesis, uracil-containing template mutagenesis, gapped duplex mutagenesis, point mismatch repair mutagenesis, repair-deficient host strain mutagenesis, chemical mutagenesis, radiogenic mutagenesis, deletion mutagenesis, restriction-selection mutagenesis, restriction-purification mutagenesis, artificial gene synthesis, ensemble mutagenesis, chimeric nucleic acid multimer creation, and/or a combination of these and other methods.

[0137] The following publications describe a variety of recursive recombination procedures and/or methods which can be incorporated into the methods of the invention: Stemmer (1999) "Molecular breeding of viruses for targeting and other clinical properties" Tumor Targeting 4:1-4; Ness (1999) Nature Biotechnology 17:893-896; Chang (1999) "Evolution of a cytokine using DNA family shuffling" Nature Biotechnology 17:793-797; Minshull (1999) "Protein evolution by molecular breeding" Current Opinion in Chemical Biology 3:284-290; Christians (1999) "Directed evolution of thymidine kinase for AZT phosphorylation using DNA family shuffling" Nature Biotechnology 17:259-264; Cramer (1998) "DNA shuffling of a family of genes from diverse species accelerates directed evolution" Nature 391:288-291; Cramer (1997) "Molecular evolution of an arsenate detoxification pathway by DNA shuffling," Nature Biotechnology 15:436-438; Zhang (1997) "Directed evolution of an effective fucosidase from a galactosidase by DNA shuffling and screening" Proc. Natl. Acad. Sci. USA 94:4504-4509; Patten et al. (1997) "Applications of DNA Shuffling to Pharmaceuticals and Vaccines" Current Opinion in Biotechnology 8:724-733; Cramer et al. (1996) "Construction and evolution of antibody-phage libraries by DNA shuffling" Nature Medicine 2:100-103; Cramer et al. (1996) "Improved green fluorescent protein by molecular evolution using DNA shuffling" Nature Biotechnology 14:315-319; Gates et al. (1996) "Affinity selective isolation of ligands from peptide libraries through display on a lac repressor 'headpiece dimer'" Journal of Molecular Biology 255:373-386; Stemmer (1996) "Sexual PCR and Assembly PCR" In: The Encyclopedia of Molecular Biology. VCH Publishers, New York. pp.447-457; Cramer and Stemmer (1995) "Combinatorial multiple cassette mutagenesis creates all the permutations of mutant and wildtype cassettes" BioTechniques 18:194-195; Stemmer et al. (1995) "Single-step assembly of a gene and entire plasmid from large numbers of oligodeoxyribonucleotides" Gene, 164:49-53; Stemmer (1995) "The Evolution of Molecular Computation" Science 270: 1510; Stemmer (1995) "Searching Sequence Space" Bio/Technology 13:549-553; Stemmer (1994) "Rapid evolution of a protein in vitro by DNA shuffling" Nature 370:389-391; and Stemmer (1994) "DNA shuffling by random fragmentation and reassembly: In vitro recombination for molecular evolution." Proc. Natl. Acad. Sci. USA 91:10747-10751.

[0138] Mutational methods of generating diversity include, for example, site-directed mutagenesis (Ling et al. (1997) "Approaches to DNA mutagenesis: an overview" Anal Biochem. 254(2): 157-178; Dale et al. (1996) "Oligonucleotide-directed random mutagenesis using the phosphorothioate method" Methods Mol. Biol. 57:369-374; Smith (1985) "In vitro mutagenesis" Ann. Rev. Genet. 19:423-462; Botstein & Shortle (1985) "Strategies and applications of in vitro mutagenesis" Science 229:1193-1201; Carter (1986) "Site-directed mutagenesis" Biochem. J. 237:1-7; and Kunkel (1987) "The efficiency of oligonucleotide directed mutagenesis" in Nucleic Acids & Molecular Biology (Eckstein, F. and Lilley, D. M. J. eds., Springer Verlag, Berlin)); mutagenesis using uracil containing templates (Kunkel (1985) "Rapid and efficient site-specific mutagenesis without phenotypic selection" Proc. Natl. Acad. Sci. USA 82:488-492; Kunkel et al. (1987) "Rapid and efficient site-specific mutagenesis without phenotypic selection" Methods in Enzymol. 154, 367-382; and Bass et al. (1988) "Mutant Trp repressors with new DNA-binding specificities" Science 242:240-245); oligonucleotide-directed mutagenesis (Methods in Enzymol. 100: 468-500 (1983); Methods in Enzymol. 154: 329-350 (1987); Zoller & Smith (1982) "Oligonucleotide-directed mutagenesis using M13-derived vectors: an efficient and general procedure for the production of point mutations in any DNA fragment" Nucleic Acids Res. 10:6487-6500; Zoller & Smith (1983) "Oli-

gonucleotide-directed mutagenesis of DNA fragments cloned into M13 vectors" *Methods in Enzymol.* 100:468-500; and Zoller & Smith (1987) "Oligonucleotide-directed mutagenesis: a simple method using two oligonucleotide primers and a single-stranded DNA template" *Methods in Enzymol.* 154:329-350); phosphorothioate-modified DNA mutagenesis (Taylor et al. (1985) "The use of phosphorothioate-modified DNA in restriction enzyme reactions to prepare nicked DNA" *Nucl. Acids Res.* 13: 8749-8764; Taylor et al. (1985) "The rapid generation of oligonucleotide-directed mutations at high frequency using phosphorothioate-modified DNA" *Nucl. Acids Res.* 13: 8765-8787 (1985); Nakamaye (1986) "Inhibition of restriction endonuclease Nci I cleavage by phosphorothioate groups and its application to oligonucleotide-directed mutagenesis" *Nucl. Acids Res.* 14: 9679-9698; Sayers et al. (1988) "Y-T Exonucleases in phosphorothioate-based oligonucleotide-directed mutagenesis" *Nucl. Acids Res.* 16:791-802; and Sayers et al. (1988) "Strand specific cleavage of phosphorothioate-containing DNA by reaction with restriction endonucleases in the presence of ethidium bromide" *Nucl. Acids Res.* 16: 803-814); mutagenesis using gapped duplex DNA (Kramer et al. (1984) "The gapped duplex DNA approach to oligonucleotide-directed mutation construction" *Nucl. Acids Res.* 12: 9441-9456; Kramer & Fritz (1987) *Methods in Enzymol.* "Oligonucleotide-directed construction of mutations via gapped duplex DNA" 154:350-367; Kramer et al. (1988) "Improved enzymatic in vitro reactions in the gapped duplex DNA approach to oligonucleotide-directed construction of mutations" *Nucl. Acids Res.* 16: 7207; and Fritz et al. (1988) "Oligonucleotide-directed construction of mutations: a gapped duplex DNA procedure without enzymatic reactions in vitro" *Nucl. Acids Res.* 16: 6987-6999).

[0139] Additional protocols include point mismatch repair (Kramer (1984) "Point Mismatch Repair" *Cell* 38:879-887), mutagenesis using repair-deficient host strains (Carter et al. (1985) "Improved oligonucleotide site-directed mutagenesis using M13 vectors" *Nucl. Acids Res.* 13: 4431-4443; and Carter (1987) "Improved oligonucleotide-directed mutagenesis using M13 vectors" *Methods in Enzymol.* 154: 382-403), deletion mutagenesis (Eghtedarzadeh (1986) "Use of oligonucleotides to generate large deletions" *Nucl. Acids Res.* 14: 5115), restriction-selection and restriction-purification (Wells et al. (1986) "Importance of hydrogen-bond formation in stabilizing the transition state of subtilisin" *Phil. Trans. R. Soc. Lond. A* 317: 415-423), mutagenesis by total gene synthesis (Nambiar et al. (1984) "Total synthesis and cloning of a gene coding for the ribonuclease S protein" *Science* 223: 1299-1301; Sakamar and Khorana (1988) "Total synthesis and expression of a gene for the α -subunit of bovine rod outer segment guanine nucleotide-binding protein (transducin)" *Nucl. Acids Res.* 14: 6361-6372; Wells et al. (1985) "Cassette mutagenesis: an efficient method for generation of multiple mutations at defined sites" *Gene* 34:315-323; and Grundstrom et al. (1985) "Oligonucleotide-directed mutagenesis by microscale 'shot-gun' gene synthesis" *Nucl. Acids Res.* 13: 3305-3316), double-strand break repair (Mandecki (1986); Arnold (1993) "Protein engineering for unusual environments" *Current Opinion in Biotechnology* 4:450-455. "Oligonucleotide-directed double-strand break repair in plasmids of *Escherichia coli*: a method for site-specific mutagenesis" *Proc. Natl. Acad. Sci. USA* 83:7177-7181).

[0140] Additional details or alternative protocols on many of the above methods can be found in *Methods in Enzymology* Volume 154, which also describes useful controls for trouble-shooting problems with various mutagenesis methods. See also U.S. Patent Nos. 5,605,793 to Stemmer (Feb. 25, 1997), "Methods for In Vitro Recombination;" U.S. Pat. No. 5,811,238 to Stemmer et al. (Sep. 22, 1998) "Methods for Generating Polynucleotides having Desired Characteristics by Iterative Selection and Recombination;" U.S. Pat. No. 5,830,721 to Stemmer et al. (Nov. 3, 1998), "DNA Mutagenesis by Random Fragmentation and Reassembly;" U.S. Pat. No. 5,834,252 to Stemmer, et al. (Nov. 10, 1998) "End-Complementary Polymerase Reaction;" U.S. Pat. No. 5,837,458 to Minshull, et al. (Nov. 17, 1998), "Methods and Compositions for Cellular and Metabolic Engineering;" WO 95/22625, Stemmer and Crameri, "Mutagenesis by Random Fragmentation and Reassembly;" WO 96/33207 by Stemmer and Lipschutz "End Complementary Polymerase Chain Reaction;" WO 97/20078 by Stemmer and Crameri "Methods for Generating Polynucleotides having Desired Characteristics by Iterative Selection and Recombination;" WO 97/35966 by Minshull and Stemmer, "Methods and Compositions for Cellular and Metabolic Engineering;" WO 99/41402 by Punnonen et al. "Targeting of Genetic Vaccine Vectors;" WO 99/41383 by Punnonen et al. "Antigen Library Immunization;" WO 99/41369 by Punnonen et al. "Genetic Vaccine Vector Engineering;" WO 99/41368 by Punnonen et al. "Optimization of Immunomodulatory Properties of Genetic Vaccines;" EP 752008 by Stemmer and Crameri, "DNA Mutagenesis by Random Fragmentation and Reassembly;" EP 0932670 by Stemmer "Evolving Cellular DNA Uptake by Recursive Sequence Recombination;" WO 99/23107 by Stemmer et al., "Modification of Virus Tropism and Host Range by Viral Genome Shuffling;" WO 99/21979 by Apt et al., "Human Papillomavirus Vectors;" WO 98/31837 by del Cardayre et al. "Evolution of Whole Cells and Organisms by Recursive Sequence Recombination;" WO 98/27230 by Patten and Stemmer, "Methods and Compositions for Polypeptide Engineering;" WO 98/27230 by Stemmer et al., "Methods for Optimization of Gene Therapy by Recursive Sequence Shuffling and Selection," WO 00/00632, "Methods for Generating Highly Diverse Libraries," WO 00/09679, "Methods for Obtaining in Vitro Recombined Polynucleotide Sequence Banks and Resulting Sequences," WO 98/42832 by Arnold et al., "Recombination of Polynucleotide Sequences Using Random or Defined Primers," WO 99/29902 by Arnold et al., "Method for Creating Polynucleotide and Polypeptide Sequences," WO 98/41653 by Vind, "An in Vitro Method for Construction of a DNA Library," WO 98/41622 by Borchert et al., "Method for Constructing a Library Using DNA Shuffling," and WO 98/42727 by Pati and Zarlign, "Sequence Alterations using Homologous Recombination."

[0141] U.S. applications provide additional details or alternative protocols regarding various diversity generating meth-

ods, including "SHUFFLING OF CODON ALTERED GENES" by Patten et al. filed Sep. 28, 1999, (U.S. Ser. No. 09/407,800); "EVOLUTION OF WHOLE CELLS AND ORGANISMS BY RECURSIVE SEQUENCE RECOMBINATION" by del Cardayre et al., filed Jul. 15, 1998 (U.S. Ser. No. 09/166,188), and Jul. 15, 1999 (U.S. Ser. No. 09/354,922); "OLIGONUCLEOTIDE MEDIATED NUCLEIC ACID RECOMBINATION" by Crameri et al., filed Sep. 28, 1999 (U.S. Ser. No. 09/408,392), and "OLIGONUCLEOTIDE MEDIATED NUCLEIC ACID RECOMBINATION" by Crameri et al., filed Jan. 18, 2000 (PCT/US00/01203); "USE OF CODON-VARIED OLIGONUCLEOTIDE SYNTHESIS FOR SYNTHETIC SHUFFLING" by Welch et al., filed Sep. 28, 1999 (U.S. Ser. No. 09/408,393); "METHODS FOR MAKING CHARACTER STRINGS, POLYNUCLEOTIDES & POLYPEPTIDES HAVING DESIRED CHARACTERISTICS" by Selifonov et al., filed Jan. 18, 2000, (PCT/US00/01202) and, e.g. "METHODS FOR MAKING CHARACTER STRINGS, POLYNUCLEOTIDES & POLYPEPTIDES HAVING DESIRED CHARACTERISTICS" by Selifonov et al., filed Jul. 18, 2000 (U.S. Ser. No. 09/618,579); "METHODS OF POPULATING DATA STRUCTURES FOR USE IN EVOLUTIONARY SIMULATIONS" by Selifonov and Stemmer, filed Jan. 18, 2000 (PCT/US00/01138); and "SINGLE-STRANDED NUCLEIC ACID TEMPLATE-MEDIATED RECOMBINATION AND NUCLEIC ACID FRAGMENT ISOLATION" by Affholter, filed Sep. 6, 2000 (U.S. Ser. No. 09/656,549).

[0142] Non-stochastic, or "directed evolution," methods include, e.g., gene site saturation mutagenesis (GSSM), synthetic ligation reassembly (SLR), or a combination thereof are used to modify the nucleic acids of the invention to generate phytases with new or altered properties (e.g., activity under highly acidic or alkaline conditions, high or low temperatures, and the like). Polypeptides encoded by the modified nucleic acids can be screened for an activity before testing for a phytase or other activity. Any testing modality or protocol can be used, e.g., using a capillary array platform. See, e.g., U.S. Patent Nos. 6,361,974; 6,280,926; 5,939,250.

Saturation mutagenesis, or, GSSM

[0143] Methods for making enzymes may use Gene Site Saturation mutagenesis, or, GSSM, as described herein, and also in U.S. Patent Nos. 6,171,820 and 6,579,258.

[0144] In one aspect, codon primers containing a degenerate N,N,G/T sequence are used to introduce point mutations into a polynucleotide, e.g., a phytase enzyme or an antibody of the invention, so as to generate a set of progeny polypeptides in which a full range of single amino acid substitutions is represented at each amino acid position, e.g., an amino acid residue in an enzyme active site or ligand binding site targeted to be modified. These oligonucleotides can comprise a contiguous first homologous sequence, a degenerate N,N,G/T sequence, and, optionally, a second homologous sequence. The downstream progeny translational products from the use of such oligonucleotides include all possible amino acid changes at each amino acid site along the polypeptide, because the degeneracy of the N,N,G/T sequence includes codons for all 20 amino acids. One such degenerate oligonucleotide (comprising, e.g., one degenerate N,N,G/T cassette) may be used for subjecting each original codon in a parental polynucleotide template to a full range of codon substitutions. Alternatively, at least two degenerate cassettes are used - either in the same oligonucleotide or not, for subjecting at least two original codons in a parental polynucleotide template to a full range of codon substitutions. For example, more than one N,N,G/T sequence can be contained in one oligonucleotide to introduce amino acid mutations at more than one site. This plurality of N,N,G/T sequences can be directly contiguous, or separated by one or more additional nucleotide sequence(s). Oligonucleotides serviceable for introducing additions and deletions can be used either alone or in combination with the codons containing an N,N,G/T sequence, to introduce any combination or permutation of amino acid additions, deletions, and/or substitutions.

[0145] Simultaneous mutagenesis of two or more contiguous amino acid positions may be done using an oligonucleotide that contains contiguous N,N,G/T triplets, i.e. a degenerate (N,N,G/T)_n sequence. Degenerate cassettes having less degeneracy than the N,N,G/T sequence may be used. For example, it may be desirable in some instances to use (e.g. in an oligonucleotide) a degenerate triplet sequence comprising only one N, where said N can be in the first second or third position of the triplet. Any other bases including any combinations and permutations thereof can be used in the remaining two positions of the triplet. Alternatively, it may be desirable in some instances to use (e.g. in an oligo) a degenerate N,N,N triplet sequence.

[0146] Use of degenerate triplets (e.g., N,N,G/T triplets) allows for systematic and easy generation of a full range of possible natural amino acids (for a total of 20 amino acids) into each and every amino acid position in a polypeptide (in alternative aspects, the methods also include generation of less than all possible substitutions per amino acid residue, or codon, position). For example, for a 100 amino acid polypeptide, 2000 distinct species (i.e. 20 possible amino acids per position X 100 amino acid positions) can be generated. Through the use of an oligonucleotide or set of oligonucleotides containing a degenerate N,N,G/T triplet, 32 individual sequences can code for all 20 possible natural amino acids. Thus, in a reaction vessel in which a parental polynucleotide sequence is subjected to saturation mutagenesis using at least one such oligonucleotide, there are generated 32 distinct progeny polynucleotides encoding 20 distinct polypeptides. In contrast, the use of a non-degenerate oligonucleotide in site-directed mutagenesis leads to only one progeny polypeptide product per reaction vessel. Nondegenerate oligonucleotides can optionally be used in combination with degenerate

primers disclosed; for example, nondegenerate oligonucleotides can be used to generate specific point mutations in a working polynucleotide. This provides one means to generate specific silent point mutations, point mutations leading to corresponding amino acid changes, and point mutations that cause the generation of stop codons and the corresponding expression of polypeptide fragments.

5 **[0147]** Each saturation mutagenesis reaction vessel may contain polynucleotides encoding at least 20 progeny polypeptide (e.g., phytase enzymes) molecules such that all 20 natural amino acids are represented at the one specific amino acid position corresponding to the codon position mutagenized in the parental polynucleotide (other aspects use less than all 20 natural combinations). The 32-fold degenerate progeny polypeptides generated from each saturation mutagenesis reaction vessel can be subjected to clonal amplification (e.g. cloned into a suitable host, e.g., *E. coli* host, 10 using, e.g., an expression vector) and subjected to expression screening. When an individual progeny polypeptide is identified by screening to display a favorable change in property (when compared to the parental polypeptide, such as increased glucan hydrolysis activity under alkaline or acidic conditions), it can be sequenced to identify the correspondingly favorable amino acid substitution contained therein.

15 **[0148]** Upon mutagenizing each and every amino acid position in a parental polypeptide using saturation mutagenesis as disclosed herein, favorable amino acid changes may be identified at more than one amino acid position. One or more new progeny molecules can be generated that contain a combination of all or part of these favorable amino acid substitutions. For example, if 2 specific favorable amino acid changes are identified in each of 3 amino acid positions in a polypeptide, the permutations include 3 possibilities at each position (no change from the original amino acid, and each of two favorable changes) and 3 positions. Thus, there are 3 x 3 x 3 or 27 total possibilities, including 7 that were 20 previously examined - 6 single point mutations (i.e. 2 at each of three positions) and no change at any position.

[0149] Site-saturation mutagenesis can be used together with shuffling, chimerization, recombination and other mutagenizing processes, along with screening. This provides for the use of any mutagenizing process(es), including saturation mutagenesis, in an iterative manner. The iterative use of any mutagenizing process(es) may be used in combination with screening.

25 **[0150]** Proprietary codon primers (containing a degenerate N,N,N sequence) may be used to introduce point mutations into a polynucleotide, so as to generate a set of progeny polypeptides in which a full range of single amino acid substitutions is represented at each amino acid position (Gene Site Saturation Mutagenesis (GSSM)). The oligos used are comprised contiguously of a first homologous sequence, a degenerate N,N,N sequence and in one aspect but not necessarily a 30 second homologous sequence. The downstream progeny translational products from the use of such oligos include all possible amino acid changes at each amino acid site along the polypeptide, because the degeneracy of the N,N,N sequence includes codons for all 20 amino acids.

35 **[0151]** One such degenerate oligo (comprising one degenerate N,N,N cassette) may be used for subjecting each original codon in a parental polynucleotide template to a full range of codon substitutions. At least two degenerate N,N,N cassettes may be used - either in the same oligo or not, for subjecting at least two original codons in a parental polynucleotide template to a full range of codon substitutions. Thus, more than one N,N,N sequence can be contained in one oligo to introduce amino acid mutations at more than one site. This plurality of N,N,N sequences can be directly contiguous, or separated by one or more additional nucleotide sequence(s). Oligos serviceable for introducing additions and deletions can be used either alone or in combination with the codons containing an N,N,N sequence, to introduce any combination or permutation of amino acid additions, deletions and/or substitutions.

40 **[0152]** It is possible to simultaneously mutagenize two or more contiguous amino acid positions using an oligo that contains contiguous N,N,N triplets, i.e. a degenerate (N,N,N)_n sequence.

45 **[0153]** Degenerate cassettes having less degeneracy than the N,N,N sequence may be used. For example, it may be desirable in some instances to use (e.g. in an oligo) a degenerate triplet sequence comprising only one N, where the N can be in the first second or third position of the triplet. Any other bases including any combinations and permutations thereof can be used in the remaining two positions of the triplet. Alternatively, it may be desirable in some instances to use (e.g., in an oligo) a degenerate N,N,N triplet sequence, N,N,G/T, or an N,N, G/C triplet sequence.

50 **[0154]** It is appreciated, however, that the use of a degenerate triplet (such as N,N,G/T or an N,N, G/C triplet sequence) as disclosed is advantageous for several reasons. This provides a means to systematically and fairly easily generate the substitution of the full range of possible amino acids (for a total of 20 amino acids) into each and every amino acid position in a polypeptide. Thus, for a 100 amino acid polypeptide, this provides a way to systematically and fairly easily generate 2000 distinct species (i.e., 20 possible amino acids per position times 100 amino acid positions). It is appreciated that there is provided, through the use of an oligo containing a degenerate N,N,G/T or an N,N, G/C triplet sequence, 32 individual sequences that code for 20 possible amino acids. Thus, in a reaction vessel in which a parental polynucleotide sequence is subjected to saturation mutagenesis using one such oligo, there are generated 32 distinct progeny polynucleotides encoding 20 distinct polypeptides. In contrast, the use of a non-degenerate oligo in site-directed mutagenesis 55 leads to only one progeny polypeptide product per reaction vessel.

[0155] Nondegenerate oligos may be used, which can optionally be used in combination with degenerate primers disclosed. It is appreciated that in some situations, it is advantageous to use nondegenerate oligos to generate specific

point mutations in a working polynucleotide. This provides a means to generate specific silent point mutations, point mutations leading to corresponding amino acid changes and point mutations that cause the generation of stop codons and the corresponding expression of polypeptide fragments.

[0156] Thus, each saturation mutagenesis reaction vessel may contain polynucleotides encoding at least 20 progeny polypeptide molecules such that all 20 amino acids are represented at the one specific amino acid position corresponding to the codon position mutagenized in the parental polynucleotide. The 32-fold degenerate progeny polypeptides generated from each saturation mutagenesis reaction vessel can be subjected to clonal amplification (e.g., cloned into a suitable *E. coli* host using an expression vector) and subjected to expression screening. When an individual progeny polypeptide is identified by screening to display a favorable change in property (when compared to the parental polypeptide), it can be sequenced to identify the correspondingly favorable amino acid substitution contained therein.

[0157] It is appreciated that upon mutagenizing each and every amino acid position in a parental polypeptide using saturation mutagenesis as disclosed herein, favorable amino acid changes may be identified at more than one amino acid position. One or more new progeny molecules can be generated that contain a combination of all or part of these favorable amino acid substitutions. For example, if 2 specific favorable amino acid changes are identified in each of 3 amino acid positions in a polypeptide, the permutations include 3 possibilities at each position (no change from the original amino acid and each of two favorable changes) and 3 positions. Thus, there are $3 \times 3 \times 3$ or 27 total possibilities, including 7 that were previously examined - 6 single point mutations (i.e., 2 at each of three positions) and no change at any position.

[0158] Thus, this provides for the use of saturation mutagenesis in combination with additional mutagenization processes, such as process where two or more related polynucleotides are introduced into a suitable host cell such that a hybrid polynucleotide is generated by recombination and reductive reassortment.

[0159] In addition to performing mutagenesis along the entire sequence of a gene, mutagenesis can be used to replace each of any number of bases in a polynucleotide sequence, wherein the number of bases to be mutagenized is in one aspect every integer from 15 to 100,000. Thus, instead of mutagenizing every position along a molecule, one can subject every or a discrete number of bases (in one aspect a subset totaling from 15 to 100,000) to mutagenesis. A separate nucleotide may be used for mutagenizing each position or group of positions along a polynucleotide sequence. A group of 3 positions to be mutagenized may be a codon. The mutations can be introduced using a mutagenic primer, containing a heterologous cassette, also referred to as a mutagenic cassette. Exemplary cassettes can have from 1 to 500 bases. Each nucleotide position in such heterologous cassettes be N, A, C, G, T, A/C, A/G, A/T, C/G, C/T, G/T, C/G/T, A/G/T, A/C/T, A/C/G, or E, where E is any base that is not A, C, G, or T (E can be referred to as a designer oligo).

[0160] In a general sense, saturation mutagenesis is comprised of mutagenizing a complete set of mutagenic cassettes (wherein each cassette is in one aspect about 1-500 bases in length) in defined polynucleotide sequence to be mutagenized (wherein the sequence to be mutagenized is in one aspect from about 15 to 100,000 bases in length). Thus, a group of mutations (ranging from 1 to 100 mutations) is introduced into each cassette to be mutagenized. A grouping of mutations to be introduced into one cassette can be different or the same from a second grouping of mutations to be introduced into a second cassette during the application of one round of saturation mutagenesis. Such groupings are exemplified by deletions, additions, groupings of particular codons and groupings of particular nucleotide cassettes.

[0161] Defined sequences to be mutagenized include a whole gene, pathway, cDNA, an entire open reading frame (ORF) and entire promoter, enhancer, repressor/transactivator, origin of replication, intron, operator, or any polynucleotide functional group. Generally, a "defined sequences" for this purpose may be any polynucleotide that a 15 base-polynucleotide sequence and polynucleotide sequences of lengths between 15 bases and 15,000 bases (this invention specifically names every integer in between). Considerations in choosing groupings of codons include types of amino acids encoded by a degenerate mutagenic cassette.

[0162] In one exemplification a grouping of mutations that can be introduced into a mutagenic cassette, this invention specifically provides for degenerate codon substitutions (using degenerate oligos) that code for 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19 and 20 amino acids at each position and a library of polypeptides encoded thereby.

Synthetic Legation Reassembly (SLR)

[0163] A non-stochastic gene modification system termed "synthetic ligation reassembly," or simply "SLR," a "directed evolution process," generates polypeptides, e.g., phytase enzymes or antibodies of the invention, with new or altered properties. SLR is a method of ligating oligonucleotide fragments together non-stochastically. This method differs from stochastic oligonucleotide shuffling in that the nucleic acid building blocks are not shuffled, concatenated or chimerized randomly, but rather are assembled non-stochastically. See, e.g., U.S. Patent Nos. 6,773,900; 6,740,506; 6,713,282; 6,635,449; 6,605,449; 6,537,776.

[0164] SLR comprises the following steps: (a) providing a template polynucleotide, wherein the template polynucleotide comprises sequence encoding a homologous gene; (b) providing a plurality of building block polynucleotides, wherein the building block polynucleotides are designed to cross-over reassemble with the template polynucleotide at a prede-

terminated sequence, and a building block polynucleotide comprises a sequence that is a variant of the homologous gene and a sequence homologous to the template polynucleotide flanking the variant sequence; (c) combining a building block polynucleotide with a template polynucleotide such that the building block polynucleotide cross-over reassembles with the template polynucleotide to generate polynucleotides comprising homologous gene sequence variations.

5 [0165] SLR does not depend on the presence of high levels of homology between polynucleotides to be rearranged. Thus, this method can be used to non-stochastically generate libraries (or sets) of progeny molecules comprising over 10^{100} different chimeras. SLR can be used to generate libraries comprising over 10^{1000} different progeny chimeras. Aspects include non-stochastic methods of producing a set of finalized chimeric nucleic acid molecules having an overall assembly order that is chosen by design. This method includes the steps of generating by design a plurality of specific nucleic acid building blocks having serviceable mutually compatible ligatable ends, and assembling these nucleic acid building blocks, such that a designed overall assembly order is achieved.

10 The mutually compatible ligatable ends of the nucleic acid building blocks to be assembled are considered to be "serviceable" for this type of ordered assembly if they enable the building blocks to be coupled in predetermined orders. Thus the overall assembly order in which the nucleic acid building blocks can be coupled is specified by the design of the ligatable ends. If more than one assembly step is to be used, then the overall assembly order in which the nucleic acid building blocks can be coupled is also specified by the sequential order of the assembly step(s). The annealed building pieces may be treated with an enzyme, such as a ligase (e.g. T4 DNA ligase), to achieve covalent bonding of the building pieces. A non-stochastic method termed synthetic ligation reassembly (SLR), that is somewhat related to stochastic shuffling, save that the nucleic acid building blocks are not shuffled or concatenated or chimerized randomly, but rather are assembled non-stochastically can be used to create variants.

20 [0166] The SLR method does not depend on the presence of a high level of homology between polynucleotides to be shuffled. This can be used to non-stochastically generate libraries (or sets) of progeny molecules comprising over 10^{100} different chimeras. Conceivably, SLR can even be used to generate libraries comprising over 10^{1000} different progeny chimeras.

25 [0167] A non-stochastic method of producing a set of finalized chimeric nucleic acid molecules having an overall assembly order that is chosen by design comprises the steps of generating by design a plurality of specific nucleic acid building blocks having serviceable mutually compatible ligatable ends, and assembling these nucleic acid building blocks, such that a designed overall assembly order is achieved.

30 [0168] The mutually compatible ligatable ends of the nucleic acid building blocks to be assembled are considered to be "serviceable" for this type of ordered assembly if they enable the building blocks to be coupled in predetermined orders. Thus, the overall assembly order in which the nucleic acid building blocks can be coupled is specified by the design of the ligatable ends and, if more than one assembly step is to be used, then the overall assembly order in which the nucleic acid building blocks can be coupled is also specified by the sequential order of the assembly step(s). The annealed building pieces may be treated with an enzyme, such as a ligase (e.g., T4 DNA ligase) to achieve covalent bonding of the building pieces.

35 [0169] The design of nucleic acid building blocks may be obtained upon analysis of the sequences of a set of progenitor nucleic acid templates that serve as a basis for producing a progeny set of finalized chimeric nucleic acid molecules. These progenitor nucleic acid templates thus serve as a source of sequence information that aids in the design of the nucleic acid building blocks that are to be mutagenized, *i.e.* chimerized or shuffled.

40 [0170] This provides for the chimerization of a family of related genes and their encoded family of related products, e.g. enzymes. Enzymes and polypeptides for use can be mutagenized in accordance with the methods described herein.

[0171] Thus, the sequences of a plurality of progenitor nucleic acid templates are aligned in order to select one or more demarcation points, which demarcation points can be located at an area of homology. The demarcation points can be used to delineate the boundaries of nucleic acid building blocks to be generated. Thus, the demarcation points identified and selected in the progenitor molecules serve as potential chimerization points in the assembly of the progeny molecules.

45 [0172] Typically a serviceable demarcation point is an area of homology (comprised of at least one homologous nucleotide base) shared by at least two progenitor templates, but the demarcation point can be an area of homology that is shared by at least half of the progenitor templates, at least two thirds of the progenitor templates, at least three fourths of the progenitor templates, or almost all of the progenitor templates. A serviceable demarcation point is an area of homology that is shared by all of the progenitor templates.

50 [0173] The ligation reassembly process may be performed exhaustively in order to generate an exhaustive library. In other words, all possible ordered combinations of the nucleic acid building blocks are represented in the set of finalized chimeric nucleic acid molecules. At the same time, the assembly order (*i.e.* the order of assembly of each building block in the 5' to 3' sequence of each finalized chimeric nucleic acid) in each combination is by design (or non-stochastic). Because of the non-stochastic nature of the method, the possibility of unwanted side products is greatly reduced.

55 [0174] The ligation reassembly process may be performed systematically, for example in order to generate a systematically compartmentalized library, with compartments that can be screened systematically, e.g., one by one. This provides

that, through the selective and judicious use of specific nucleic acid building blocks, coupled with the selective and judicious use of sequentially stepped assembly reactions, an experimental design can be achieved where specific sets of progeny products are made in each of several reaction vessels. This allows a systematic examination and screening procedure to be performed. Thus, it allows a potentially very large number of progeny molecules to be examined systematically in smaller groups.

[0175] Because of its ability to perform chimerizations in a manner that is highly flexible yet exhaustive and systematic as well, particularly when there is a low level of homology among the progenitor molecules, the instant invention provides for the generation of a library (or set) comprised of a large number of progeny molecules. Because of the non-stochastic nature of the instant ligation reassembly, the progeny molecules generated can comprise a library of finalized chimeric nucleic acid molecules having an overall assembly order that is chosen by design. Such a generated library may comprise greater than 10^3 to greater than 10^{1000} different progeny molecular species.

[0176] A set of finalized chimeric nucleic acid molecules, produced as described, comprises a polynucleotide encoding a polypeptide which may be a gene, which may be a man-made gene. The polynucleotide may be a gene pathway, which may be a man-made gene pathway. One or more man-made genes so generated may be incorporated into a man-made gene pathway, such as pathway operable in a eukaryotic organism (including a plant).

[0177] The synthetic nature of the step in which the building blocks are generated allows the design and introduction of nucleotides (e.g., one or more nucleotides, which may be, for example, codons or introns or regulatory sequences) that can later be optionally removed in an *in vitro* process (e.g., by mutagenesis) or in an *in vivo* process (e.g., by utilizing the gene splicing ability of a host organism). It is appreciated that in many instances the introduction of these nucleotides may also be desirable for many other reasons in addition to the potential benefit of creating a serviceable demarcation point.

[0178] Thus, a nucleic acid building block can be used to introduce an intron. Functional introns may be introduced into a man-made gene. Functional introns may be introduced into a man-made gene pathway. A chimeric polynucleotide may be generated that is a man-made gene containing one (or more) artificially introduced intron(s).

[0179] A chimeric polynucleotide that is a man-made gene pathway may contain one (or more) artificially introduced intron(s), which may be functional in one or more host cells for gene splicing much in the way that naturally-occurring introns serve functionally in gene splicing. Man-made intron-containing polynucleotides may be produced for introducing into host organisms for recombination and/or splicing.

[0180] A man-made gene so produced can also serve as a substrate for recombination with another nucleic acid. Likewise, a man-made gene pathway so produced can also serve as a substrate for recombination with another nucleic acid. The recombination may be facilitated by, or occurs at, areas of homology between the man-made intron-containing gene and a nucleic acid which serves as a recombination partner. The recombination partner may also be a nucleic acid generated as described, including a man-made gene or a man-made gene pathway. Recombination may be facilitated by or may occur at areas of homology that exist at the one (or more) artificially introduced intron(s) in the man-made gene.

[0181] The synthetic ligation reassembly method utilizes a plurality of nucleic acid building blocks, each of which can have two ligatable ends. The two ligatable ends on each nucleic acid building block may be two blunt ends (*i.e.* each having an overhang of zero nucleotides), or one blunt end and one overhang, or two overhangs.

[0182] A useful overhang for this purpose may be a 3' overhang or a 5' overhang. Thus, a nucleic acid building block may have a 3' overhang or alternatively a 5' overhang or alternatively two 3' overhangs or alternatively two 5' overhangs. The overall order in which the nucleic acid building blocks are assembled to form a finalized chimeric nucleic acid molecule is determined by purposeful experimental design and is not random.

[0183] A nucleic acid building block may be generated by chemical synthesis of two single-stranded nucleic acids (also referred to as single-stranded oligos) and contacting them so as to allow them to anneal to form a double-stranded nucleic acid building block.

[0184] A double-stranded nucleic acid building block can be of variable size. The sizes of these building blocks can be small or large. Exemplary sizes for building block range from 1 base pair (not including any overhangs) to 100,000 base pairs (not including any overhangs). Other size ranges are also provided, which have lower limits of from 1 bp to 10,000 bp (including every integer value in between), and upper limits of from 2 bp to 100,000 bp (including every integer value in between).

[0185] Many methods exist by which a double-stranded nucleic acid building block can be generated that is serviceable; and these are known in the art and can be readily performed by the skilled artisan.

[0186] A double-stranded nucleic acid building block may be generated by first generating two single stranded nucleic acids and allowing them to anneal to form a double-stranded nucleic acid building block. The two strands of a double-stranded nucleic acid building block may be complementary at every nucleotide apart from any that form an overhang; thus containing no mismatches, apart from any overhang(s). Or, the two strands of a double-stranded nucleic acid building block may be complementary at fewer than every nucleotide apart from any that form an overhang. Thus, a double-stranded nucleic acid building block can be used to introduce codon degeneracy. The codon degeneracy may be introduced using the site-saturation mutagenesis described herein, using one or more N,N,G/T cassettes or alterna-

tively using one or more N,N,N cassettes.

[0187] The *in vivo* recombination method can be performed blindly on a pool of unknown hybrids or alleles of a specific polynucleotide or sequence. However, it is not necessary to know the actual DNA or RNA sequence of the specific polynucleotide.

[0188] The approach of using recombination within a mixed population of genes can be useful for the generation of any useful proteins, for example, interleukin I, antibodies, tPA and growth hormone. This approach may be used to generate proteins having altered specificity or activity. The approach may also be useful for the generation of hybrid nucleic acid sequences, for example, promoter regions, introns, exons, enhancer sequences, 3' untranslated regions or 5' untranslated regions of genes. Thus this approach may be used to generate genes having increased rates of expression. This approach may also be useful in the study of repetitive DNA sequences. Finally, this approach may be useful to mutate ribozymes or aptamers.

[0189] Variants of the polynucleotides and polypeptides described herein may be obtained by the use of repeated cycles of reductive reassortment, recombination and selection which allow for the directed molecular evolution of highly complex linear sequences, such as DNA, RNA or proteins thorough recombination.

[0190] *In vivo* shuffling of molecules is useful in providing variants and can be performed utilizing the natural property of cells to recombine multimers. While recombination *in vivo* has provided the major natural route to molecular diversity, genetic recombination remains a relatively complex process that involves 1) the recognition of homologies; 2) strand cleavage, strand invasion, and metabolic steps leading to the production of recombinant chiasma; and finally 3) the resolution of chiasma into discrete recombined molecules. The formation of the chiasma requires the recognition of homologous sequences.

[0191] A hybrid polynucleotide may be produced from at least a first polynucleotide and a second polynucleotide, which may share at least one region of partial sequence homology (e.g., SEQ ID NO:1), and introduced into a suitable host cell. The regions of partial sequence homology promote processes that result in sequence reorganization producing a hybrid polynucleotide. The term "hybrid polynucleotide", as used herein, is any nucleotide sequence which results from such a method and contains sequence from at least two original polynucleotide sequences. Such hybrid polynucleotides can result from intermolecular recombination events which promote sequence integration between DNA molecules. In addition, such hybrid polynucleotides can result from intramolecular reductive reassortment processes which utilize repeated sequences to alter a nucleotide sequence within a DNA molecule.

[0192] Hybrid polynucleotides may encode biologically active hybrid polypeptides (e.g., a hybrid phytase). The original polynucleotides may encode biologically active polypeptides.

[0193] New hybrid polypeptides may be produced by utilizing cellular processes which integrate the sequence of the original polynucleotides such that the resulting hybrid polynucleotide encodes a polypeptide demonstrating activities derived from the original biologically active polypeptides. For example, the original polynucleotides may encode a particular enzyme from different microorganisms. An enzyme encoded by a first polynucleotide from one organism or variant may, for example, function effectively under a particular environmental condition, e.g., high salinity. An enzyme encoded by a second polynucleotide from a different organism or variant may function effectively under a different environmental condition, such as extremely high temperatures. A hybrid polynucleotide containing sequences from the first and second original polynucleotides may encode an enzyme which exhibits characteristics of both enzymes encoded by the original polynucleotides. Thus, the enzyme encoded by the hybrid polynucleotide may function effectively under environmental conditions shared by each of the enzymes encoded by the first and second polynucleotides, e.g., high salinity and extreme temperatures.

[0194] In addition to the various methods described above, various methods are known in the art that can be used to obtain hybrid polynucleotides with enhanced enzymatic properties. The following examples illustrate the use of such procedures for obtaining thermostable or thermotolerant enzymes by mutagenesis of a polynucleotide encoding a wild-type enzyme of interest.

[0195] Methods as described by M. Lehmann et al. (in *Biochimica et Biophysica Acta* 1543:408-415, 2000) describe a "consensus approach" wherein sequence alignment of homologous fungal phytases was used to calculate a consensus phytase amino acid sequence. Upon construction of the corresponding consensus gene, recombinant expression and purification, the recombinant phytase obtained displayed an unfolding temperature (T_m) 15-22° C higher than that of all parent phytases used in the design. Site-directed mutagenesis of the gene encoding the recombinant protein was used to further increase the T_m value to 90.4° C. The thermostabilizing effect was attributed to a combination of multiple amino acid exchanges that were distributed over the entire sequence of the protein and mainly affected surface-exposed residues.

[0196] An enzyme may be obtained with enhanced thermal properties as described by L. Jermutus et al. (*J. of Biotechnology* 85:15-24, 2001). In this approach ionic interactions and hydrogen bonds on the surface of *Aspergillus terreus* phytase were first restored to correspond to those present in the homologous, but more thermostable enzyme from *A. niger*. Then entire secondary structural elements were replaced in the same region and based on the crystal structure of *A. niger* phytase. The replacement of one α -helix on the surface of *A. terreus* phytase by the corresponding stretch of

A niger phytase resulted in a structure-based chimeric enzyme (fusion protein) with improved thermostability and unaltered enzymatic activity.

[0197] L. Giver et al. (Proc. Natl. Acad. Sci. USA 95:12809-12813, 1998) describes a procedure wherein six generations of random mutagenesis introduced during mutagenic PCR of a polynucleotide encoding *Bacillus subtilis* p-nitrobenzyl esterase followed by in vitro recombination based on the method of Stemmer resulted in a recombinant esterase with increased thermostability (greater than 14°C increase in T_m) without compromising catalytic activity at lower temperatures.

[0198] C. Vetriani et al. (Proc. Natl. Acad. Sci. USA 95:12300-12305, 1998) describes a procedure by which homology-based modeling and direct structure comparison of the hexameric glutamate dehydrogenases from the hyperthermophiles *Pyrococcus furiosus* and *Thermococcus litoralis*, with optimal growth temperatures of 100 °C and 88 °C, respectively, were used to determine key thermostabilizing features. An intersubunit ion-pair network observed to be substantially reduced in the less stable enzyme was altered by mutagenesis of two residues therein to restore the interactions found in the more stable enzyme. Although either single mutation had adverse effects on the thermostability, with both mutations in place, a four-fold improvement of stability at 104 °C over the wild-type enzyme was observed.

[0199] A. Tomschy et al. (Protein Science 9:1304-1311, 2000) describes a procedure utilizing the crystal structure of *Aspergillus Niger* phytase (at 2.5 angstroms resolution) to specify all active sites of the enzyme. A multiple amino acid sequence alignment was then used to identify non-conserved active site residues that might correlate with a given favorable property of interest. Using this approach, Gln27 of *A. fumigatus* phytase, which differed from Leu27 of *A. niger*, was identified as likely to be involved in substrate binding and/or release and responsible for the lower specific activity of the *A. fumigatus* phytase (26.5 vs. 196.6 U/mg protein at pH 5.0). Site directed mutagenesis of Gln27 of *A. fumigatus* phytase to Leu increased the specific activity of the mutant enzyme to 92.1 U/mg protein.

Transgenic Plants and Seeds

[0200] Transgenic plants and seeds may comprise a nucleic acid, a polypeptide, an expression cassette, cloning mechanism or vector of the invention, or a transfected or transformed cell of the invention. Plant products, e.g., oils, seeds, leaves, extracts and the like, may comprise a nucleic acid and/or a polypeptide of the invention. The transgenic plant can be dicotyledonous (a dicot) or monocotyledonous (a monocot). The transgenic plant or plant cell expressing a polypeptide of the present invention may be constructed in accordance with any method known in the art. See, for example, U.S. Patent No. 6,309,872.

[0201] The recombinant expression, or over-expression, of the phytase molecules of the invention may be achieved in combination with one or more additional molecules such as, for example, other enzymes. This approach is useful for producing combination products, such as a plant or plant part that contains the instant phytase molecules as well as one or more additional molecules. The phytase molecules of this invention and the additional molecules can be used in a combination treatment. The resulting recombinantly expressed molecules may be used in homogenized and/or purified form or alternatively in relatively unpurified form (e.g. as consumable plant parts that are useful when admixed with other foodstuffs for catalyzing the degradation of phytate).

[0202] DNA expression constructs are provided for the transformation of plants with a gene encoding phytase under the control of regulatory sequences which are capable of directing the expression of phytase. These regulatory sequences include sequences capable of directing transcription in plants, either constitutively, or in stage and/or tissue specific manners.

[0203] The manner of expression depends, in part, on the use of the plant or parts thereof. The transgenic plants and plant organs provided by the present invention may be applied to a variety of industrial processes either directly, e.g. in animal feeds or alternatively, the expressed phytase may be extracted and if desired, purified before application. Alternatively, the recombinant host plant or plant part may be used directly. Methods of catalyzing phytate-hydrolyzing reactions may use seeds containing enhanced amounts of phytase. The method involves contacting transgenic, non-wild type seeds, e.g., in a ground or chewed form, with phytate-containing substrate and allowing the enzymes in the seeds to increase the rate of reaction. By directly adding the seeds to a phytate-containing substrate, the invention provides a solution to the expensive and problematic process of extracting and purifying the enzyme. An organism lacking a sufficient supply of an enzyme may be administered the enzyme in the form of seeds containing enhanced amounts of the enzyme. The timing of the administration of the enzyme to an organism may be coordinated with the consumption of a phytate-containing foodstuff.

[0204] The expression of phytase in plants can be achieved by a variety of means. Specifically, for example, technologies are available for transforming a large number of plant species, including dicotyledonous species (e.g. tobacco, potato, tomato, *Petunia*, *Brassica*) and monocot species. Additionally, for example, strategies for the expression of foreign genes in plants are available. Additionally still, regulatory sequences from plant genes have been identified that are serviceable for the construction of chimeric genes that can be functionally expressed in plants and in plant cells (e.g. Klee (1987) Ann. Rev. of Plant Phys. 38:467-486; Clark et al. (1990) Virology Dec;179(2):640-7; Smith et al. (1990) Mol.

Gen. Genet. Dec;224(3):477-81.

[0205] The introduction of gene constructs into plants can be achieved using several technologies including transformation with *Agrobacterium tumefaciens* or *Agrobacterium rhizogenes*. Non-limiting examples of plant tissues that can be transformed thusly include protoplasts, microspores or pollen, and explants such as leaves, stems, roots, hypocotyls, and cotyls. Furthermore, DNA can be introduced directly into protoplasts and plant cells or tissues by microinjection, electroporation, particle bombardment, and direct DNA uptake.

[0206] Proteins may be produced in plants by a variety of expression systems. For instance, the use of a constitutive promoter such as the 35S promoter of Cauliflower Mosaic Virus (Guilley *et al.*, 1982) is serviceable for the accumulation of the expressed protein in virtually all organs of the transgenic plant. Alternatively, the use of promoters that are highly tissue-specific and/or stage-specific are serviceable for this invention (Higgins, 1984; Shotwell, 1989) in order to bias expression towards desired tissues and/or towards a desired stage of development.

Protocols for expression in plants of phytase molecules of the instant invention are disclosed in, for example, U.S. Patent No. 5,770,413 (Van Ooijen *et al.*) and U.S. Patent No. 5,593,963 (Van Ooijen *et al.*), that teaches use of fungal phytases.

Modification of Coding Sequences and Adjacent Sequences

[0207] The transgenic expression in plants of genes derived from heterologous sources may involve the modification of those genes to achieve and optimize their expression in plants. In particular, bacterial ORFs which encode separate enzymes but which are encoded by the same transcript in the native microbe are best expressed in plants on separate transcripts. To achieve this, each microbial ORF is isolated individually and cloned within a cassette which provides a plant promoter sequence at the 5' end of the ORF and a plant transcriptional terminator at the 3' end of the ORF. The isolated ORF sequence can include the initiating ATG codon and the terminating STOP codon but may include additional sequence beyond the initiating ATG and the STOP codon. In addition, the ORF may be truncated, but still retain the required activity; for particularly long ORFs, truncated versions which retain activity may be preferable for expression in transgenic organisms. "Plant promoters" and "plant transcriptional terminators" that can be used include any promoters and/or transcriptional terminators which operate within plant cells. This includes promoters and transcription terminators which may be derived from non-plant sources such as viruses (an example is the Cauliflower Mosaic Virus).

[0208] In some cases, modification to the ORF coding sequences and adjacent sequence is not required. It is sufficient to isolate a fragment containing the ORF of interest and to insert it downstream of a plant promoter. For example, Gaffney *et al.* (Science 261: 754-756 (1993)) have expressed the *Pseudomonas nahG* gene in transgenic plants under the control of the CaMV 35S promoter and the CaMV *tm1* terminator successfully without modification of the coding sequence and with nucleotides of the *Pseudomonas* gene upstream of the ATG still attached, and nucleotides downstream of the STOP codon still attached to the *nahG* ORF. Preferably as little adjacent microbial sequence should be left attached upstream of the ATG and downstream of the STOP codon. In practice, such construction may depend on the availability of restriction sites.

[0209] In other cases, the expression of genes derived from microbial sources may provide problems in expression. These problems have been well characterized in the art and are particularly common with genes derived from certain microbial sources. These problems may apply to the nucleotide sequence of this invention and the modification of these genes can be undertaken using techniques now well known in the art. The following problems may be encountered:

Codon Usage

[0210] The invention provides nucleic acids having codons modified for usage in plants; in some cases preferred codon usage in plants differs from the preferred codon usage in certain microorganisms. Comparison of the usage of codons within a cloned microbial ORF to usage in plant genes (and in particular genes from the target plant) will enable an identification of the codons within the ORF which should preferably be changed. Typically plant evolution has tended towards a strong preference of the nucleotides C and G in the third base position of monocotyledons, whereas dicotyledons often use the nucleotides A or T at this position. By modifying a gene to incorporate preferred codon usage for a particular target transgenic species, many of the problems described below for GC/AT content and illegitimate splicing will be overcome.

GC/AT Content

[0211] The invention provides nucleic acids having their GC content modified, e.g., for usage in plants; plant genes typically have a GC content of more than 35%. ORF sequences which are rich in A and T nucleotides can cause several problems in plants. Firstly, motifs of ATTTA are believed to cause destabilization of messages and are found at the 3' end of many short-lived mRNAs. Secondly, the occurrence of polyadenylation signals such as AATAAA at inappropriate positions within the message is believed to cause premature truncation of transcription. In addition, monocotyledons

may recognize AT-rich sequences as splice sites (see below).

Sequences Adjacent to the Initiating Methionine

5 **[0212]** The invention provides nucleic acids having nucleotides adjacent to the ATG modified and/or added; plants differ from microorganisms in that their messages do not possess a defined ribosome binding site. Rather, it is believed that ribosomes attach to the 5' end of the message and scan for the first available ATG at which to start translation. Nevertheless, it is believed that there is a preference for certain nucleotides adjacent to the ATG and that expression of microbial genes can be enhanced by the inclusion of a eukaryotic consensus translation initiator at the ATG. Clontech (1993/1994 catalog, page 210, incorporated herein by reference) have suggested one sequence as a consensus translation initiator for the expression of the *E. coli uidA* gene in plants. Further, Joshi (N.A.R. 15: 6643-6653 (1987), incorporated herein by reference) has compared many plant sequences adjacent to the ATG and suggests another consensus sequence. In situations where difficulties are encountered in the expression of microbial ORFs in plants, inclusion of one of these sequences at the initiating ATG may improve translation. In such cases the last three nucleotides of the consensus may not be appropriate for inclusion in the modified sequence due to their modification of the second AA residue. In some aspects, preferred sequences adjacent to the initiating methionine may differ between different plant species. A survey of 14 maize genes located in the GenBank database provided the following results:

Position Before the Initiating ATG in 14 Maize Genes:

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[0213]

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	3-10	-9	-8	-7	-6	-5	-4	-3	-2	-1
C	3	8	4	6	2	5	6	0	10	7
T	3	0	3	4	3	2	1	1	1	0
A	2	3	1	4	3	2	3	7	2	3
G	6	3	6	0	6	5	4	6	1	5

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[0214] This analysis can be done for the desired plant species into which the nucleotide sequence is being incorporated, and the sequence adjacent to the ATG modified to incorporate the preferred nucleotides.

Removal of Illegitimate Splice Sites

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[0215] The invention provides nucleic acids having illegitimate splice sites modified or removed or functionally "knocked out"; genes cloned from non-plant sources and not optimized for expression in plants may also contain motifs which may be recognized in plants as 5' or 3' splice sites, and be cleaved, thus generating truncated or deleted messages. These sites can be removed using the techniques well known in the art.

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[0216] Techniques for the modification of coding sequences and adjacent sequences are well known in the art. In cases where the initial expression of a microbial ORF is low and it is deemed appropriate to make alterations to the sequence as described above, then the construction of synthetic genes can be accomplished according to methods well known in the art. These are, for example, described in the published patent disclosures EP 0 385 962 (to Monsanto), EP 0 359 472 (to Lubrizol) and WO 93/07278 (to Ciba-Geigy), all of which are incorporated herein by reference. In most cases it is preferable to assay the expression of gene constructions using transient assay protocols (which are well known in the art) prior to their transfer to transgenic plants.

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Plant Promoters

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[0217] The compositions of the invention may contain nucleic acid sequences, e.g., promoters, e.g., for transformation and expression in a plant of interest. The nucleic acid sequences may be present in DNA constructs or expression cassettes. Nucleic acids of the invention can be, or comprise, "expression cassettes", including any nucleic acid molecule capable of directing expression of a particular nucleotide sequence in an appropriate host cell comprising a promoter operatively linked to the nucleotide sequence of interest which is operatively linked to termination signals.

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[0218] The compositions (e.g., nucleic acid sequences) of the invention also can comprise sequences required for proper translation of the nucleotide sequence. The coding region usually codes for a protein of interest but may also code for a functional RNA of interest, for example antisense RNA or a nontranslated RNA, in the sense or antisense direction. The expression cassette comprising the nucleotide sequence of interest may be chimeric, meaning that at

least one of its components is heterologous with respect to at least one of its other components. The expression cassette may also be one that is naturally occurring but has been obtained in a recombinant form useful for heterologous expression. Typically, however, the expression cassette is heterologous with respect to the host, i.e., the particular DNA sequence of the expression cassette does not occur naturally in the host cell and must have been introduced into the host cell or an ancestor of the host cell by a transformation event. The expression of the nucleotide sequence in the expression cassette may be under the control of a constitutive promoter or of an inducible promoter that initiates transcription only when the host cell is exposed to some particular external stimulus. Additionally, the promoter can also be specific to a particular tissue or organ or stage of development.

[0219] The present invention encompasses the transformation of plants with expression cassettes capable of expressing polynucleotides. The expression cassette will include in the 5'-3' direction of transcription, a transcriptional and translational initiation region (i.e., a promoter) and a polynucleotide of interest. The expression cassette may optionally comprise a transcriptional and translational termination region (i.e. termination region) functional in plants. In some embodiments, the expression cassette comprises a selectable marker gene to allow for selection for stable transformants. Expression constructs of the invention may also comprise a leader sequence and/or a sequence allowing for inducible expression of the polynucleotide of interest. See, Guo et. al. (2003) *Plant J.* 34:383-92 and Chen et. al. (2003) *Plant J.* 36:731-40 for examples of sequences allowing for inducible expression.

[0220] The regulatory sequences of the expression construct are operably linked to the polynucleotide of interest. By "operably linked" is intended a functional linkage between a promoter and a second sequence wherein the promoter sequence initiates and mediates transcription of the DNA sequence corresponding to the second sequence. Generally, operably linked means that the nucleotide sequences being linked are contiguous.

[0221] Any promoter capable of driving expression in the plant of interest may be used. The promoter may be native or analogous or foreign or heterologous to the plant host. The terms "heterologous" and "exogenous" when used herein to refer to a nucleic acid sequence (e.g. a DNA or RNA sequence) or a gene, refer to a sequence that originates from a source foreign to the particular host cell or, if from the same source, is modified from its original form. Thus, a heterologous gene in a host cell includes a gene that is endogenous to the particular host cell but has been modified. The terms also include non-naturally occurring multiple copies of a naturally occurring DNA sequence. Thus, the terms refer to a DNA segment that is foreign or heterologous to the cell, or homologous to the cell but in a position within the host cell nucleic acid in which the element is not ordinarily found. Exogenous DNA segments are expressed to yield exogenous polypeptides. In alternative embodiments, a "homologous" nucleic acid (e.g. DNA) sequence is a nucleic acid (e.g. DNA or RNA) sequence naturally associated with a host cell into which it is introduced.

[0222] The choice of promoters to be included depends upon several factors, including, but not limited to, efficiency, selectability, inducibility, desired expression level, and cell- or tissue-preferential expression. It is a routine matter for one of skill in the art to modulate the expression of a sequence by appropriately selecting and positioning promoters and other regulatory regions relative to that sequence.

[0223] Some suitable promoters initiate transcription only, or predominantly, in certain cell types. Thus, as used herein a cell type- or tissue-preferential promoter is one that drives expression preferentially in the target tissue, but may also lead to some expression in other cell types or tissues as well. Methods for identifying and characterizing promoter regions in plant genomic DNA include, for example, those described in the following references: Jordano, et. al., *Plant Cell*, 1:855-866 (1989); Bustos, et. al., *Plant Cell*, 1:839-854 (1989); Green, et. al., *EMBO J.* 7, 4035-4044 (1988); Meier, et. al., *Plant Cell*, 3, 309-316 (1991); and Zhang, et. al., *Plant Physiology* 110: 1069-1079 (1996).

[0224] Several tissue preferred regulated genes and/or promoters have been reported in plants. Some reported tissue preferred genes include the genes encoding the seed storage proteins (such as napin, cruciferin, beta-conglycinin, and phaseolin, prolamines, glutelins, globulins, and zeins) zeins or oil body proteins (such as oleosin), or genes involved in fatty acid biosynthesis (including acyl carrier protein, stearyl-ACP desaturase, and fatty acid desaturases (fad 2-1)), and other genes expressed during embryo development (such as Bce4, see, for example, EP 255378 and Kridl et. al., (1991) *Seed Science Research*, 1:209).

[0225] Examples of tissue-specific promoters, which have been described, include the lectin (Vodkin, *Prog. Clin. Biol. Res.*, 138:87 (1983); Lindstrom et. al., (1990) *Der. Genet.*, 11:160), corn alcohol dehydrogenase 1 (Dennis et. al., *Nucleic Acids Res.*, 12:3983 (1984)), corn light harvesting complex (see, e.g., Simpson, (1986) *Science*, 233:34; Bansal (1992) *Proc. Natl. Acad. Sci. USA* 89:3654), corn heat shock protein (see, e.g., Odell et. al., (1985) *Nature*, 313:810; pea small subunit RuBP carboxylase (see, e.g., Poulsen et. al., (1986) *Mol. Gen. Genet.*, 205:193-200; Cashmore et. al., (1983) *Gen. Eng. of Plants*, Plenum Press, New York, 29-38); Ti plasmid mannopine synthase (see, e.g., Langridge et. al., (1989) *Proc. Natl. Acad. Sci. USA*, 86:3219-3223), Ti plasmid nopaline synthase (Langridge et. al., (1989) *Proc. Natl. Acad. Sci. USA*, 86:3219-3223), petunia chalcone isomerase (see, e.g., vanTunen (1988) *EMBO J.* 7:1257); bean glycine rich protein 1 (see, e.g., Keller (1989) *Genes Dev.* 3:1639); truncated CaMV 35s (see, e.g., Odell (1985) *Nature* 313:810); potato patatin (see, e.g., Wenzler (1989) *Plant Mol. Biol.* 13:347; root cell (see, e.g., Yamamoto (1990) *Nucleic Acids Res.* 18:7449); maize zein (see, e.g., Reina (1990) *Nucleic Acids Res.* 18:6425; Lopes et. al. (1995) *Mol. Gen. Genet.* 247: 603-613; Kriz (1987) *Mol. Gen. Genet.* 207:90; Wandelt (1989) *Nucleic Acids Res.*, 17:2354; Langridge

(1983) Cell, 34:1015; Reina (1990) Nucleic Acids Res., 18:7449), ADP-gpp promoter (see, e.g., U.S. Patent No. 7,102,057); globulin-1 (see, e.g., Belanger (1991) Genetics 129:863); α -globulin (Sunilkumar, et. al. (2002), Transgenic Res. 11 :347-359); α -tubulin; cab (see, e.g., Sullivan (1989) Mol. Gen. Genet., 215:431); PEPCase (see e.g., Hudspeth & Grula, (1989) Plant Molec. Biol., 12:579-589); R gene complex-associated promoters (Chandler et. al., (1989) Plant Cell, 1:1175); pea vicilin promoter (Czako et. al., (1992) Mol. Gen. Genet., 235:33; U.S. Pat. No. 5,625,136); GTL1 promoter (Takaiwa et. al. (1991) Plant Mol. Biol. 16 (1), 49-58); chalcone synthase promoters (Franken et. al., (1991) EMBO J., 10:2605); GY1 promoter (Sims & Goldberg (1989) Nuc. Acid Res. 17(11) 4368) and the like.

[0226] Fruit-preferred promoters may be used, including any class of fruit-preferred promoters, e.g., as expressed at or during antithesis through fruit development, at least until the beginning of ripening, e.g., as discussed in U.S. 4,943,674. The promoter for polygalacturonase gene is active in fruit ripening. The polygalacturonase gene as described, e.g., in U.S. Patent No. 4,535,060, U.S. Patent No. 4,769,061, U.S. Patent No. 4,801,590, and U.S. Patent No. 5,107,065 may be used.

[0227] Any tissue-preferred promoters may be used, including those that direct expression in leaf cells following damage to the leaf (for example, from chewing insects), in tubers (for example, patatin gene promoter), and in fiber cells (an example of a developmentally-regulated fiber cell protein is E6 (John & Crow (1992) PNAS 89:5769-5773). The E6 gene is most active in fiber, although low levels of transcripts are found in leaf, ovule and flower.

[0228] Promoters active in photosynthetic tissue may be used, e.g., in order to drive transcription in green tissues such as leaves and stems, are suitable when they drive expression only or predominantly in such tissues. Alternatively, promoters may be used to confer expression constitutively throughout the plant, or differentially with respect to the green tissues, or differentially with respect to the developmental stage of the green tissue in which expression occurs, or in response to external stimuli.

[0229] Exemplary promoters include the ribulose-1,5-bisphosphate carboxylase (RbcS) promoters such as the RbcS promoter from eastern larch (*Larix laricina*), the pine cab6 promoter (Yamamoto et. al. (1994) Plant Cell Physiol. 35:773-778), the Cab-1 gene promoter from wheat (Fejes et. al. (1990) Plant Mol. Biol. 15:921-932), the CAB-1 promoter from spinach (Lubberstedt et. al. (1994) Plant Physiol. 104:997-1006), the cab1R promoter from rice (Luan et. al. (1992) Plant Cell 4:971-981), the pyruvate orthophosphate dikinase (PPDK) promoter from corn (Matsuoka et. al. (1993) Proc Natl Acad Sci USA 90:9586-9590), the tobacco Lhcb1*2 promoter (Cerdan et. al. (1997) Plant Mol. Biol. 33:245-255), the Arabidopsis thaliana SUC2 sucrose-H⁺ symporter promoter (Truernit et. al. (1995) Planta 196:564-570), and thylakoid membrane protein promoters from spinach (psaD, psaF, psaE, PC, FNR, atpC, atpD, cab, rbcS. Other promoters that drive transcription in stems, leafs and green tissue are described in U.S. Patent Publication No. 2007/0006346.

[0230] The tissue specificity of some "tissue preferred" promoters may not be absolute and may be tested reporter genes such as Gus or green fluorescent protein, cyan fluorescent protein, yellow fluorescent protein or red fluorescent protein. One can also achieve tissue preferred expression with "leaky" expression by a combination of different tissue-preferred promoters. Other tissue preferred promoters can be isolated by one skilled in the art (see U.S. 5,589,379).

[0231] Plant promoters which are inducible upon exposure to plant hormones, such as auxins, may be used to express the nucleic acids of the invention. For example, these can be used the auxin-response elements E1 promoter fragment (AuxREs) in the soybean (*Glycine max* L.) (Liu (1997) Plant Physiol. 115:397-407); the auxin-responsive *Arabidopsis* GST6 promoter (also responsive to salicylic acid and hydrogen peroxide) (Chen (1996) Plant J. 10: 955-966); the auxin-inducible parC promoter from tobacco (Sakai (1996) 37:906-913); a plant biotin response element (Streit (1997) Mol. Plant Microbe Interact. 10:933-937); and, the promoter responsive to the stress hormone abscisic acid (Sheen (1996) Science 274:1900-1902).

[0232] The nucleic acids of the invention can also be operably linked to plant promoters which are inducible upon exposure to chemicals reagents which can be applied to the plant, such as herbicides or antibiotic. For example, gene expression systems that are activated in the presence of a chemical ligand, including ethanol, such as can be found in WO 96/27673; WO 93/01294; WO 94/03619; WO 02/061102. The maize In2-2 promoter, activated by benzenesulfonamide herbicide safeners, can be used (De Veylder (1997) Plant Cell Physiol. 38:568-577); application of different herbicide safeners induces distinct gene expression patterns, including expression in the root, hydathodes, and the shoot apical meristem. Coding sequence can be under the control of, e.g., a tetracycline-inducible promoter, e.g., as described with transgenic tobacco plants containing the *Avena sativa* L. (oat) arginine decarboxylase gene (Masgrau (1997) Plant J. 11:465-473); estrogen, such as, the ecdysone receptor (WO 01/52620) or, a salicylic acid-responsive element (Stange (1997) Plant J. 11:1315-1324). Using chemically- (e.g., hormone- or pesticide-) induced promoters, i.e., promoter responsive to a chemical which can be applied to the transgenic plant in the field, expression of a polypeptide of the invention can be induced at a particular stage of development of the plant.

[0233] Exemplary constitutive promoters which can be used, and which have been described, include rice actin 1 (Wang et. al. (1992) Mol. Cell. Biol., 12:3399; U.S. Patent No. 5,641,876); other actin isoforms (McElroy et. al. (1990) Plant Cell 2: 163-171 and McElroy et. al. (1991) Mol. Gen. Genet. 231: 150-160); CaMV 35S (Odell et. al. (1985) Nature, 313:810); CaMV 19S (Lawton et. al. (1987) Plant Mol. Biol. 9:315-324; U.S. Patent No. 5,639,949); nos (Ebert et. al. (1987) PNAS USA 84:5745-5749); Adh (Walker et. al. (1987) PNAS USA 84:6624-6628), sucrose synthase (Yang &

Russell (1990) PNAS USA 87:4144-4148); and the ubiquitin promoters (e.g. sunflower - Binet et. al. (1991) Plant Science 79: 87-94; maize - Christensen et. al. (1989) Plant Molec. Biol. 12: 619-632; and Arabidopsis - Callis et. al., J. Biol. Chem. (1990) 265:12486-12493; and Norris et. al., Plant Mol. Biol. (1993) 21:895-906.

[0234] Any transcriptional terminator can be used, e.g., in vectors, expression cassettes and the like. These are responsible for the termination of transcription beyond the transgene and correct mRNA polyadenylation. The termination region may be native with the transcriptional initiation region, may be native with the operably linked DNA sequence of interest, may be native with the plant host, or may be derived from another source (i.e., foreign or heterologous to the promoter, the DNA sequence of interest, the plant host, or any combination thereof). Appropriate transcriptional terminators are those that are known to function in plants and include the CAMV 35S terminator, the tml terminator, the nopaline synthase terminator and the pea rbcS E9 terminator. These can be used in both monocotyledons and dicotyledons. In addition, a gene's native transcription terminator may be used.

[0235] Any sequence to enhance gene expression from within the transcriptional unit may be used; and these sequences can be used in conjunction with the genes of this invention to increase their expression in transgenic plants. For example, various intron sequences have been shown to enhance expression, particularly in monocotyledonous cells. For example, the introns of the maize Adhl gene have been found to significantly enhance the expression of the wild-type gene under its cognate promoter when introduced into maize cells.

[0236] A number of non-translated leader sequences derived from viruses are also known to enhance expression, and these are particularly effective in dicotyledonous cells. Specifically, leader sequences from Tobacco Mosaic Virus (TMV, the "W-sequence"), Maize Chlorotic Mottle Virus (MCMV), and Alfalfa Mosaic Virus (AMV) have been shown to be effective in enhancing expression (e.g. Gallie et. al. Nucl. Acids Res. 15: 8693-8711 (1987); Skuzeski et. al. Plant Molec. Biol. 15: 65-79 (1990)).

Targeting of the Gene Product Within the Cell

[0237] Any mechanism for targeting gene products, e.g., in plants, can be used, and such mechanisms are known to exist in plants and the sequences controlling the functioning of these mechanisms have been characterized in some detail. Sequences have been characterized which cause the targeting of gene products to other cell compartments. Amino terminal sequences can be responsible for targeting a protein of interest to any cell compartment, such as, a vacuole, mitochondrion, peroxisome, protein bodies, endoplasmic reticulum, chloroplast, starch granule, amyloplast, apoplast or cell wall of a plant (e.g. Unger et. al. Plant Molec. Biol. 13: 411-418 (1989); Rogers et. al. (1985) Proc. Natl. Acad. Sci. USA 82: 6512-651; U.S. Patent No. 7,102,057; WO 2005/096704. Optionally, the signal sequence may be an N-terminal signal sequence from waxy, an N-terminal signal sequence from γ -zein, a starch binding domain, a C-terminal starch binding domain, a chloroplast targeting sequence, which imports the mature protein to the chloroplast (Comai et. al. (1988) J. Biol. Chem. 263: 15104-15109; van den Broeck, et. al. (1985) Nature 313: 358-363; U.S. Patent No. 5,639,949) or a secretion signal sequence from aleurone cells (Koehler & Ho, Plant Cell 2: 769-783 (1990)). Additionally, amino terminal sequences in conjunction with carboxy terminal sequences are responsible for vacuolar targeting of gene products (Shinshi et. al. (1990) Plant Molec. Biol. 14: 357-368).

[0238] The signal sequence selected should optionally include the known cleavage site, and the fusion constructed should take into account any amino acids after the cleavage site(s), which are required for cleavage. In some cases this requirement may be fulfilled by the addition of a small number of amino acids between the cleavage site and the transgene ATG or, alternatively, replacement of some amino acids within the transgene sequence. These construction techniques are well known in the art and are equally applicable to any cellular compartment.

[0239] The above-described mechanisms for cellular targeting can be utilized not only in conjunction with their cognate promoters, but also in conjunction with heterologous promoters so as to effect a specific cell-targeting goal under the transcriptional regulation of a promoter that has an expression pattern different to that of the promoter from which the targeting signal derives.

[0240] In sum, a variety of means can be used, including any means to achieve the recombinant expression of phytase in a transgenic plant, seed, organ or any plant part. Such a transgenic plants and plant parts are serviceable as sources of recombinantly expressed phytase, which can be added directly to phytate-containing sources. Alternatively, the recombinant plant-expressed phytase can be extracted away from the plant source and, if desired, purified prior to contacting the phytase substrate.

[0241] Plants that can be selected include, but are not limited to crops producing edible flowers such as cauliflower (*Brassica oleracea*), artichoke (*Cynara scolymus*), fruits such as apple (*Malus*, e.g. *domestica*), banana (*Musa*, e.g. *acuminata*), berries (such as the currant, *Ribes*, e.g. *rubrum*), cherries (such as the sweet cherry, *Prunus*, e.g. *avium*), cucumber (*Cucumis*, e.g. *sativus*), grape (*Vitis*, e.g. *vinifera*), lemon (*Citrus limon*), melon (*Cucumis melo*), nuts (such as the walnut, *Juglans*, e.g. *regia*; peanut, *Arachis hypogaea*), orange (*Citrus*, e.g. *maxima*), peach (*Prunus*, e.g. *persica*), pear (*Pyra*, e.g. *communis*), plum (*Prunus*, e.g. *domestica*), strawberry (*Fragaria*, e.g. *moschata*), tomato (*Lycopersicon*, e.g. *esculentum*), leafs, such as alfalfa (*Medicago*, e.g. *sativa*), cabbages (e.g. *Brassica oleracea*), endive (*Cichorium*,

e.g. endivia), leek (*Allium, e.g. porrum*), lettuce (*Lactuca, e.g. sativa*), spinach (*Spinacia, e.g. oleraceae*), tobacco (*Nicotiana, e.g. tabacum*), roots, such as arrowroot (*Maranta, e.g. arundinacea*), beet (*Beta, e.g. vulgaris*), carrot (*Daucus, e.g. carota*), cassava (*Manihot, e.g. esculenta*), turnip (*Brassica, e.g. rapa*), radish (*Raphanus, e.g. sativus*), yam (*Dioscorea, e.g. esculenta*), sweet potato (*Ipomoea batatas*) and seeds, such as bean (*Phaseolus, e.g. vulgaris*), pea (*Pisum, e.g. sativum*), soybean (*Glycin, e.g. max*), wheat (*Triticum, e.g. aestivum*), barley (*Hordeum, e.g. vulgare*), corn (*Zea, e.g. mays*), rice (*Oryza, e.g. sativa*), rapeseed (*Brassica napus*), millet (*Panicum L.*), sunflower (*Helianthus annuus*), oats (*Avena sativa*), tubers, such as kohlrabi (*Brassica, e.g. oleraceae*), potato (*Solanum, e.g. tuberosum*) and the like.

[0242] The nucleic acids and polypeptides of the invention may be expressed in or inserted in any plant or seed. Transgenic plants can be dicotyledonous or monocotyledonous. Examples of monocot transgenic plants of the invention are grasses, such as meadow grass (blue grass, *Poa*), forage grass such as festuca, lolium, temperate grass, such as *Agrostis*, and cereals, e.g., wheat, oats, rye, barley, rice, sorghum, and maize (corn). Examples of dicot transgenic plants of the invention are tobacco, legumes, such as lupins, potato, sugar beet, pea, bean and soybean, and cruciferous plants (family *Brassicaceae*), such as cauliflower, rape seed, and the closely related model organism *Arabidopsis thaliana*. Thus, the transgenic plants and seeds include a broad range of plants, including, but not limited to, species from the genera *Anacardium, Arachis, Asparagus, Atropa, Arena, Brassica, Citrus, Citrullus, Capsicum, Carthamus, Cocos, Coffea, Cucumis, Cucurbita, Daucus, Elaeis, Fragaria, Glycine, Gossypium, Helianthus, Heterocallis, Hordeum, Hyoscyamus, Lactuca, Linum, Lolium, Lupinus, Lycopersicon, Malus, Manihot, Majorana, Medicago, Nicotiana, Olea, Oryza, Panium, Pannisetum, Persea, Phaseolus, Pistachia, Pisum, Pyrus, Prunus, Raphanus, Ricinus, Secale, Senecio, Sinapis, Solanum, Sorghum, Theobromus, Trigonella, Triticum, Vicia, Vitis, Vigna, and Zea*.

[0243] The nucleic acids of the invention may be expressed in plants which contain fiber cells, including, e.g., cotton, silk cotton tree (Kapok, *Ceiba pentandra*), desert willow, creosote bush, winterfat, balsa, ramie, kenaf, hemp, roselle, jute, sisal abaca and flax. The transgenic plants can be members of the genus *Gossypium*, including members of any *Gossypium* species, such as *G. arboreum*; *G. herbaceum*, *G. barbadense*, and *G. hirsutum*.

[0244] Additional plants as well as non-plant expression systems can be used. The choice of the plant species is primarily determined by the intended use of the plant or parts thereof and the amenability of the plant species to transformation.

[0245] Several techniques are available for the introduction of the expression construct containing the phytase-encoding DNA sequence into the target plants. Techniques for transforming a wide variety of higher plant species are well known and described in the technical and scientific literature. See, e.g., Weising (1988) *Ann. Rev. Genet.* 22:421-477; U.S. Patent No. 5,750,870. Such techniques also can include but are not limited to transformation of protoplasts using the calcium/polyethylene glycol method, electroporation and microinjection or (coated) particle bombardment (Potrykus, 1990). In addition to these so-called direct DNA transformation methods, transformation systems involving vectors are widely available, such as viral vectors (*e.g.* from the Cauliflower Mosaic Virus (CaMV) and bacterial vectors (*e.g.* from the genus *Agrobacterium*) (Potrykus, 1990). After selection and/or screening, the protoplasts, cells or plant parts that have been transformed can be regenerated into whole plants, using methods known in the art (Horsch *et al.*, 1985). The choice of the transformation and/or regeneration techniques is not critical.

[0246] Nucleic acids and expression constructs of the invention can be introduced into a plant cell by any means. The term "introducing" in the context of a polynucleotide, for example, a nucleotide construct of interest, is intended to mean presenting to the plant the polynucleotide in such a manner that the polynucleotide gains access to the interior of a cell of the plant. Where more than one polynucleotide is to be introduced, these polynucleotides can be assembled as part of a single nucleotide construct, or as separate nucleotide constructs, and can be located on the same or different transformation vectors. Accordingly, these polynucleotides can be introduced into the host cell of interest in a single transformation event, in separate transformation events, or, for example, in plants, as part of a breeding protocol. There is no dependence on a particular method for introducing one or more polynucleotides into a plant, only that the polynucleotide(s) gains access to the interior of at least one cell of the plant. Methods for introducing polynucleotides into plants are known in the art including, but not limited to, transient transformation methods, stable transformation methods, and virus-mediated methods.

[0247] "Transient transformation" can be used, and in the context of a polynucleotide is intended to mean that a polynucleotide is introduced into the plant and does not integrate into the genome of the plant. "Stably introducing" or "stably introduced" in the context of a polynucleotide introduced into a plant can be used and in some aspects it is intended that the introduced polynucleotide is stably incorporated into the plant genome, and thus the plant is stably transformed with the polynucleotide.

[0248] "Stable transformation" or "stably transformed" in the context of a polynucleotide introduced into a plant can be used, and in some aspects it is intended that a polynucleotide, for example, a nucleotide construct described herein, is introduced into a plant integrates into the genome of the plant and is capable of being inherited by the progeny thereof, more particularly, by the progeny of multiple successive generations. Introduction into the genome of a desired plant can be such that the enzyme is regulated by endogenous transcriptional or translational control elements. Transformation techniques for both monocotyledons and dicotyledons are well known in the art.

[0249] The nucleic acids of the invention can be used to confer desired traits on essentially any plant. The enzyme of the invention may be expressed in such a way that the enzyme will not come in contact with its substrate until desired. For example, an enzyme of the invention may be targeted and retained in the endoplasmic reticulum of a plant cell. Retention of the enzyme, in the endoplasmic reticulum of the cell, will prevent the enzyme from coming in contact with its substrate. The enzyme and substrate may then be brought into contact through any means able to disrupt the subcellular architecture, such as, grinding, milling, heating, and the like. See, WO 98/11235, WO 2003/18766, and WO 2005/096704.

[0250] Selectable marker genes can be added to the gene construct in order to identify plant cells or tissues that have successfully integrated the transgene. This may be necessary because achieving incorporation and expression of genes in plant cells is a rare event, occurring in just a few percent of the targeted tissues or cells. Selectable marker genes encode proteins that provide resistance to agents that are normally toxic to plants, such as antibiotics or herbicides. Only plant cells that have integrated the selectable marker gene will survive when grown on a medium containing the appropriate antibiotic or herbicide. Selection markers used routinely in transformation include the nptII gene, which confers resistance to kanamycin and related antibiotics (Messing & Vierra. *Gene* 19: 259-268 (1982); Bevan et. al., *Nature* 304:184-187 (1983)), the bar gene, which confers resistance to the herbicide phosphinothricin (White et. al., *Nucl. Acids Res* 18: 1062 (1990), Spencer et. al. *Theor. Appl. Genet* 79: 625-631 (1990)), the hph gene, which confers resistance to the antibiotic hygromycin (Blochinger & Diggelmann, *Mol Cell Biol* 4: 2929-2931), the dhfr gene, which confers resistance to methotrexate (Bourouis et. al., *EMBO J.* 2(7): 1099-1104 (1983)), the EPSPS gene, which confers resistance to glyphosate (U.S. Pat. Nos. 4,940,935 and 5,188,642),

[0251] Alternatively, transgenic plant material can be identified through a positive selection system, such as, the system utilizing the mannose-6-phosphate isomerase gene, which provides the ability to metabolize mannose (U.S. Pat. Nos. 5,767,378 and 5,994,629).

[0252] Making transgenic plants or seeds may comprise incorporating sequences of the invention and, optionally, marker genes into a target expression construct (e.g., a plasmid), along with positioning of the promoter and the terminator sequences. This can involve transferring the modified gene into the plant through a suitable method. One or more of the sequences of the invention may be combined with sequences that confer resistance to insect, disease, drought, increase yield, improve nutritional quality of the grain, improve ethanol yield and the like.

[0253] For example, a construct may be introduced directly into the genomic DNA of the plant cell using techniques such as electroporation and microinjection of plant cell protoplasts, or the constructs can be introduced directly to plant tissue using ballistic methods, such as DNA particle bombardment. For example, see, e.g., Christou (1997) *Plant Mol. Biol.* 35:197-203; Pawlowski (1996) *Mol. Biotechnol.* 6:17-30; Klein (1987) *Nature* 327:70-73; Takumi (1997) *Genes Genet. Syst.* 72:63-69, discussing use of particle bombardment to introduce transgenes into wheat; and Adam (1997) supra, for use of particle bombardment to introduce YACs into plant cells. For example, Rinehart (1997) supra, used particle bombardment to generate transgenic cotton plants. Apparatus for accelerating particles is described U.S. Pat. No. 5,015,580; and, the commercially available BioRad (Biolistics) PDS-2000 particle acceleration instrument; see also, John, U.S. Patent No. 5,608,148; and Ellis, U.S. Patent No. 5, 681,730, describing particle-mediated transformation of gymnosperms.

[0254] Protoplasts can be immobilized and injected with a nucleic acids, e.g., an expression construct. Although plant regeneration from protoplasts is not easy with cereals, plant regeneration is possible in legumes using somatic embryogenesis from protoplast derived callus. Organized tissues can be transformed with naked DNA using gene gun technique, where DNA is coated on tungsten microprojectiles, shot 1/100th the size of cells, which carry the DNA deep into cells and organelles. Transformed tissue is then induced to regenerate, usually by somatic embryogenesis. This technique has been successful in several cereal species including maize and rice.

[0255] Nucleic acids, e.g., expression constructs, can also be introduced in to plant cells using recombinant viruses. Plant cells can be transformed using viral vectors, such as, e.g., tobacco mosaic virus derived vectors (Rouwendal (1997) *Plant Mol. Biol.* 33:989-999), see Porta (1996) "Use of viral replicons for the expression of genes in plants," *Mol. Biotechnol.* 5:209-221.

[0256] Alternatively, nucleic acids, e.g., an expression construct, can be combined with suitable T-DNA flanking regions and introduced into a conventional *Agrobacterium tumefaciens* host vector. The virulence functions of the *Agrobacterium tumefaciens* host will direct the insertion of the construct and adjacent marker into the plant cell DNA when the cell is infected by the bacteria. *Agrobacterium tumefaciens*-mediated transformation techniques, including disarming and use of binary vectors, are well described in the scientific literature. See, e.g., Horsch (1984) *Science* 233:496-498; Fraley (1983) *Proc. Natl. Acad. Sci. USA* 80:4803 (1983); *Gene Transfer to Plants*, Potrykus, ed. (Springerlag, Berlin 1995). The DNA in an *A. tumefaciens* cell is contained in the bacterial chromosome as well as in another structure known as a Ti (tumor-inducing) plasmid. The Ti plasmid contains a stretch of DNA termed T-DNA (~20 kb long) that is transferred to the plant cell in the infection process and a series of vir (virulence) genes that direct the infection process. *A. tumefaciens* can only infect a plant through wounds: when a plant root or stem is wounded it gives off certain chemical signals, in response to which, the vir genes of *A. tumefaciens* become activated and direct a series of events necessary for the

transfer of the T-DNA from the Ti plasmid to the plant's chromosome. The T-DNA then enters the plant cell through the wound. One speculation is that the T-DNA waits until the plant DNA is being replicated or transcribed, then inserts itself into the exposed plant DNA. In order to use *A. tumefaciens* as a transgene vector, the tumor-inducing section of T-DNA have to be removed, while retaining the T-DNA border regions and the vir genes. The transgene is then inserted between

the T-DNA border regions, where it is transferred to the plant cell and becomes integrated into the plant's chromosomes. [0257] Monocotyledonous plants may be transformed using the nucleic acids of the invention, including important cereals, see Hiei (1997) *Plant Mol. Biol.* 35:205-218. See also, e.g., Horsch, *Science* (1984) 233:496; Fraley (1983) *Proc. Natl. Acad. Sci USA* 80:4803; Thykjaer (1997) *supra*; Park (1996) *Plant Mol. Biol.* 32:1135-1148, discussing T-DNA integration into genomic DNA. See also D'Halluin, U.S. Patent No. 5,712,135, describing a process for the stable integration of a DNA comprising a gene that is functional in a cell of a cereal, or other monocotyledonous plant.

[0258] The third step can involve selection and regeneration of whole plants capable of transmitting the incorporated target gene to the next generation. Such regeneration techniques rely on manipulation of certain phytohormones in a tissue culture growth medium, typically relying on a biocide and/or herbicide marker that has been introduced together with the desired nucleotide sequences. Plant regeneration from cultured protoplasts is described in Evans et al., *Protoplasts Isolation and Culture, Handbook of Plant Cell Culture*, pp. 124-176, MacMillan Publishing Company, New York, 1983; and Binding, *Degeneration of Plants, Plant Protoplasts*, pp. 21-73, CRC Press, Boca Raton, 1985. Regeneration can also be obtained from plant callus, explants, organs, or parts thereof. Such regeneration techniques are described generally in Klee (1987) *Ann. Rev. of Plant Phys.* 38:467-486. To obtain whole plants from transgenic tissues such as immature embryos, they can be grown under controlled environmental conditions in a series of media containing nutrients and hormones, a process known as tissue culture. Once whole plants are generated and produce seed, evaluation of the progeny begins.

[0259] After the expression cassette is stably incorporated in transgenic plants, it can be introduced into other plants by sexual crossing. Any of a number of standard breeding techniques can be used, depending upon the species to be crossed. See, for example, Welsh J. R., *Fundamentals of Plant Genetics and Breeding*, John Wiley & Sons, NY (1981); Crop Breeding, Wood D. R. (Ed.) *American Society of Agronomy Madison, Wis.* (1983); Mayo O., *The Theory of Plant Breeding*, Second Edition, Clarendon Press, Oxford (1987); Singh, D. P., *Breeding for Resistance to Diseases and Insect Pests*, Springer-Verlag, NY (1986); and Wricke and Weber, *Quantitative Genetics and Selection Plant Breeding*, Walter de Gruyter and Co., Berlin (1986).

[0260] Since transgenic expression of the nucleic acids of the invention leads to phenotypic changes, plants comprising the recombinant nucleic acids of the invention can be sexually crossed with a second plant to obtain a final product. Thus, seed can be derived from a cross between two transgenic plants disclosed herein, or a cross between such a plant and another plant. The desired effects (e.g., expression of the polypeptides of the invention to produce a plant in which flowering behavior is altered) can be enhanced when both parental plants express the polypeptides (e.g., phytase) of the invention. The desired effects can be passed to future plant generations by standard propagation means.

[0261] For dicots, a binary vector system can be used (Hoekema et al., 1983; EP 0120516 Schilperoort *et al.*). For example, *Agrobacterium* strains can be used which contain a *vir* plasmid with the virulence genes and a compatible plasmid containing the gene construct to be transferred. This vector can replicate in both *E. coli* and in *Agrobacterium*, and is derived from the binary vector Bin19 (Bevan, 1984) that is altered in details that are not relevant for this invention. The binary vectors as used in this example contain between the left- and right-border sequences of the T-DNA, an identical NPTII-gene coding for kanamycin resistance (Bevan, 1984) and a multiple cloning site to clone in the required gene constructs.

[0262] The transformation and regeneration of monocotyledonous crops can be practiced using any method or standard procedure; monocots are amenable to transformation and fertile transgenic plants can be regenerated from transformed cells. In an alternative aspect, monocots are transformed by *Agrobacterium* transformation.

[0263] Transgenic rice plants can be obtained using the bacterial *hph* gene, encoding hygromycin resistance, as a selection marker; the gene can be introduced by electroporation. Transgenic maize plants can be obtained by introducing the *Streptomyces hygrosopicus* bar gene, which encodes phosphinothricin acetyltransferase (an enzyme which inactivates the herbicide phosphinothricin), into embryogenic cells of a maize suspension culture by microparticle bombardment. Genetic material can be introduced into aleurone protoplasts of monocot crops such as wheat and barley. Wheat plants may be regenerated from embryogenic suspension culture by selecting only the aged compact and nodular embryogenic callus tissues for the establishment of the embryogenic suspension cultures. The combination with transformation systems for these crops enables the application to monocots. These methods and other methods may also be applied for the transformation and regeneration of dicots.

[0264] Expression of the phytase construct may involve such details as transcription of the gene by plant polymerases, translation of mRNA, etc. that are known to persons skilled in the art of recombinant DNA techniques. Some details are discussed herein. Regulatory sequences which are known or are found to cause expression of phytase may be used. The choice of the regulatory sequences used can depend on the target crop and/or target organ of interest. Such regulatory sequences may be obtained from plants or plant viruses, or may be chemically synthesized. Such regulatory

sequences are promoters active in directing transcription in plants, either constitutively or stage and/or tissue specific, depending on the use of the plant or parts thereof. These promoters include, but are not limited to promoters showing constitutive expression, such as the 35S promoter of Cauliflower Mosaic Virus (CaMV) (Guilley *et al.*, 1982), those for leaf-specific expression, such as the promoter of the ribulose biphosphate carboxylase small subunit gene (Coruzzi *et al.*, 1984), those for root-specific expression, such as the promoter from the glutamine synthase gene (Tingey *et al.*, 1987), those for seed-specific expression, such as the cruciferin A promoter from *Brassica napus* (Ryan *et al.*, 1989), those for tuber-specific expression, such as the class-I patatin promoter from potato (Koster-Topfer *et al.*, 1989; Wenzler *et al.*, 1989) or those for fruit-specific expression, such as the polygalacturonase (PG) promoter from tomato (Bird *et al.*, 1988).

[0265] Other regulatory sequences such as terminator sequences and polyadenylation signals can be used, and they can include any such sequence functioning as such in plants, the choice of which is within the level of the skilled artisan. An example of such sequences is the 3' flanking region of the nopaline synthase (nos) gene of *Agrobacterium tumefaciens* (Bevan, *supra*). The regulatory sequences may also include enhancer sequences, such as found in the 35S promoter of CaMV, and mRNA stabilizing sequences such as the leader sequence of Alfalfa Mosaic Virus (AIMV) RNA4 (Brederode *et al.*, 1980) or any other sequences functioning in a like manner.

[0266] In some embodiments, a phytase of the invention is expressed in an environment that allows for stability of the expressed protein. The choice of cellular compartments, such as cytosol, endoplasmic reticulum, vacuole, protein body or periplasmic space can be used to create such a stable environment, depending on the biophysical parameters of the phytase. Such parameters include, but are not limited to pH-optimum, sensitivity to proteases or sensitivity to the molarity of the preferred compartment.

[0267] In some embodiments, a phytase of the invention is expressed in cytoplasm; in some aspect, to obtain expression in the cytoplasm of the cell, the expressed enzyme should not contain a secretory signal peptide or any other target sequence. For expression in chloroplasts and mitochondria the expressed enzyme should contain specific so-called transit peptide for import into these organelles. Targeting sequences that can be attached to the enzyme of interest in order to achieve this are known (Smeekens *et al.*, 1990; van den Broeck *et al.*, 1985; Wolter *et al.*, 1988). If the activity of the enzyme is desired in the vacuoles a secretory signal peptide has to be present, as well as a specific targeting sequence that directs the enzyme to these vacuoles (Tague *et al.*, 1990). The same is true for the protein bodies in seeds. The DNA sequence encoding the enzyme of interest should be modified in such a way that the enzyme can exert its action at the desired location in the cell.

[0268] In some embodiments, to achieve extracellular expression of the phytase, the expression construct of the present invention utilizes a secretory signal sequence. Although signal sequences which are homologous (native) to the plant host species may be preferred, heterologous signal sequences, *i.e.* those originating from other plant species or of microbial origin, may be used as well. Such signal sequences are known to those skilled in the art. Appropriate signal sequences which may be used within the context of the present invention are disclosed in Blobel *et al.*, 1979; Von Heijne, 1986; Garcia *et al.*, 1987; Sijmons *et al.*, 1990; Ng *et al.*, 1994; and Powers *et al.*, 1996).

[0269] In some embodiments, all parts of the relevant DNA constructs (promoters, regulatory-, secretory-, stabilizing-, targeting-, or termination sequences) of the present invention are modified, if desired, to affect their control characteristics using methods known to those skilled in the art. Plants containing phytase of the present invention may be used to obtain plants or plant organs with yet higher phytase levels. For example, it may be possible to obtain such plants or plant organs by the use of somoclonal variation techniques or by cross breeding techniques. Such techniques are well known to those skilled in the art.

[0270] In one aspect, the disclosure provides a method (and products thereof) of achieving a highly efficient overexpression system for phytase and other molecules. The disclosure provides a method (and products thereof) of achieving a highly efficient overexpression system for phytase and pH 2.5 acid phosphatase in *Trichoderma*. This system results in enzyme compositions that have particular utility in the animal feed industry. Additional details regarding this approach are in the public literature and/or are known to the skilled artisan. In a particular non-limiting exemplification, such publicly available literature includes EP 0659215 (WO 9403612 A1) (Nevalainen *et al.*), although these reference do not teach the inventive molecules of the instant application.

[0271] In some embodiments, *in vivo* reassortment is used, which can be focused on "inter-molecular" processes collectively referred to as "recombination", which in bacteria can be a "RecA-dependent" phenomenon. This can rely on recombination processes of a host cell to recombine and re-assort sequences, or the cells' ability to mediate reductive processes to decrease the complexity of quasi-repeated sequences in the cell by deletion. This process of "reductive reassortment" occurs by an "intra-molecular", RecA-independent process.

[0272] Therefore, variant polynucleotides can be generated by the process of reductive reassortment. The method involves the generation of constructs containing consecutive sequences (original encoding sequences), their insertion into an appropriate vector, and their subsequent introduction into an appropriate host cell. The reassortment of the individual molecular identities occurs by combinatorial processes between the consecutive sequences in the construct possessing regions of homology, or between quasi-repeated units. The reassortment process recombines and/or reduces

the complexity and extent of the repeated sequences, and results in the production of novel molecular species. Various treatments may be applied to enhance the rate of reassortment. These could include treatment with ultra-violet light, or DNA damaging chemicals, and/or the use of host cell lines displaying enhanced levels of "genetic instability". Thus the reassortment process may involve homologous recombination or the natural property of quasi-repeated sequences to

5 direct their own evolution.
[0273] Repeated or "quasi-repeated" sequences may be used; these sequences can play a role in genetic instability. "Quasi-repeats" are repeats that are not restricted to their original unit structure. Quasi-repeated units can be presented as an array of sequences in a construct; consecutive units of similar sequences. Once ligated, the junctions between the consecutive sequences become essentially invisible and the quasi-repetitive nature of the resulting construct is now
 10 continuous at the molecular level. The deletion process the cell performs to reduce the complexity of the resulting construct operates between the quasi-repeated sequences. The quasi-repeated units provide a practically limitless repertoire of templates upon which slippage events can occur. The constructs containing the quasi-repeats thus effectively provide sufficient molecular elasticity that deletion (and potentially insertion) events can occur virtually anywhere within the quasi-repetitive units.

15 **[0274]** When the quasi-repeated sequences are all ligated in the same orientation, for instance head to tail or vice versa, the cell cannot distinguish individual units.

Consequently, the reductive process can occur throughout the sequences. In contrast, when for example, the units are presented head to head, rather than head to tail, the inversion delineates the endpoints of the adjacent unit so that deletion formation will favor the loss of discrete units. Thus, the sequences may be in the same orientation. Random
 20 orientation of quasi-repeated sequences will result in the loss of reassortment efficiency, while consistent orientation of the sequences will offer the highest efficiency. However, while having fewer of the contiguous sequences in the same orientation decreases the efficiency, it can still provide sufficient elasticity for the effective recovery of novel molecules. Constructs can be made with the quasi-repeated sequences in the same orientation to allow higher efficiency.

[0275] Sequences can be assembled in a head to tail orientation using any of a variety of methods, including the
 25 following:

(a) Primers that include a poly-A head and poly-T tail which when made single-stranded provide orientation can be utilized. This is accomplished by having the first few bases of the primers made from RNA and hence easily removed
 30 RNase H.

(b) Primers that include unique restriction cleavage sites can be utilized. Multiple sites, a battery of unique sequences, and repeated synthesis and ligation steps would be required.

(c) The inner few bases of the primer can be thiolated and an exonuclease used to produce properly tailed molecules.

[0276] In some aspects, the recovery of the re-assorted sequences relies on the identification of cloning vectors with
 35 a reduced RI. The re-assorted encoding sequences can then be recovered by amplification. The products are re-cloned and expressed. The recovery of cloning vectors with reduced RI can be effected by:

1) The use of vectors only stably maintained when the construct is reduced in complexity;

2) The physical recovery of shortened vectors by physical procedures. In this case, the cloning vector is recovered
 40 using standard plasmid isolation procedures and size fractionated on either an agarose gel, or column with a low molecular weight cut off utilizing standard procedures;

3) The recovery of vectors containing interrupted genes which can be selected when insert size decreases; and

4) The use of direct selection techniques with an expression vector and the appropriate selection.

45 **[0277]** Encoding sequences (for example, genes) from related organisms can be used, and they can demonstrate a high degree of homology and encode quite diverse protein products. These types of sequences are particularly useful as quasi-repeats. However, while the exemplary protocols discussed below demonstrate the reassortment of nearly identical original encoding sequences (quasi-repeats), this process is not limited to such nearly identical repeats.

[0278] Once formed, the constructs may or may not be size fractionated on an agarose gel according to published
 50 protocols, inserted into a cloning vector, and transfected into an appropriate host cell. The cells are then propagated and "reductive reassortment" is effected. The rate of the reductive reassortment process may be stimulated by the introduction of DNA damage if desired. Whether the reduction in RI is mediated by deletion formation between repeated sequences by an "intra-molecular" mechanism, or mediated by recombination-like events through "inter-molecular" mechanisms is immaterial. The end result is a reassortment of the molecules into all possible combinations.

55 **[0279]** An additional step may be screening the library members of the shuffled pool to identify individual shuffled library members having the ability to bind or otherwise interact, or catalyze a particular reaction (e.g., such as catalyzing the hydrolysis of a phytate).

[0280] Polypeptides that are identified from such libraries can be used for therapeutic, diagnostic, research and related

purposes (e.g., catalysts, solutes for increasing osmolarity of an aqueous solution, and the like), and/or can be subjected to one or more additional cycles of shuffling and/or selection.

[0281] Prior to or during recombination or reassortment, polynucleotides of the invention or polynucleotides generated by the method described herein can be subjected to agents or processes which promote the introduction of mutations into the original polynucleotides. The introduction of such mutations would increase the diversity of resulting hybrid polynucleotides and polypeptides encoded therefrom. The agents or processes which promote mutagenesis can include, but are not limited to: (+)-CC-1065, or a synthetic analog such as (+)-CC-1065-(N3-Adenine, see Sun and Hurley, 1992); an N-acetylated or deacetylated 4'-fluoro-4-aminobiphenyl adduct capable of inhibiting DNA synthesis (see, for example, van de Poll *et al.*, 1992); or a N-acetylated or deacetylated 4-aminobiphenyl adduct capable of inhibiting DNA synthesis (see also, van de Poll *et al.*, 1992, pp. 751-758); trivalent chromium, a trivalent chromium salt, a polycyclic aromatic hydrocarbon ("PAH") DNA adduct capable of inhibiting DNA replication, such as 7-bromomethyl-benz[α]anthracene ("BMA"), tris(2,3-dibromopropyl)phosphate ("Tris-BP"), 1,2-dibromo-3-chloropropane ("DBCP"), 2-bromoacrolein (2BA), benzo[α]pyrene-7,8-dihydrodiol-9-10-epoxide ("BPDE"), a platinum(II) halogen salt, N-hydroxy-2-amino-3-methylimidazo[4,5-*f*]quinoline ("N-hydroxy-IQ"), and N-hydroxy-2-amino-1-methyl-6-phenylimidazo[4,5-*f*]-pyridine ("N-hydroxy-PhIP"). Exemplary means for slowing or halting PCR amplification consist of UV light (+)-CC-1065 and (+)-CC-1065-(N3-Adenine). Particularly encompassed means are DNA adducts or polynucleotides comprising the DNA adducts from the polynucleotides or polynucleotides pool, which can be released or removed by a process including heating the solution comprising the polynucleotides prior to further processing.

[0282] Recombinant proteins having biological activity may be produced by treating a sample comprising double-stranded template polynucleotides encoding a *wild type* protein under conditions which provide for the production of hybrid or re-assorted polynucleotides.

[0283] Proprietary codon primers (containing a degenerate N,N,G/T sequence) may be used to introduce point mutations into a polynucleotide, so as to generate a set of progeny polypeptides in which a full range of single amino acid substitutions is represented at each amino acid position (gene site saturated mutagenesis (GSSM)). The oligos used are comprised contiguously of a first homologous sequence, a degenerate N,N,G/T sequence, and optionally a second homologous sequence. The downstream progeny translational products from the use of such oligos include all possible amino acid changes at each amino acid site along the polypeptide, because the degeneracy of the N,N,G/T sequence includes codons for all 20 amino acids.

[0284] One such degenerate oligo (comprised of one degenerate N,N,G/T cassette) may be used for subjecting each original codon in a parental polynucleotide template to a full range of codon substitutions. Or, at least two degenerate N,N,G/T cassettes are used - either in the same oligo or not, for subjecting at least two original codons in a parental polynucleotide template to a full range of codon substitutions. Thus, more than one N,N,G/T sequence can be contained in one oligo to introduce amino acid mutations at more than one site. This plurality of N,N,G/T sequences can be directly contiguous, or separated by one or more additional nucleotide sequence(s). In another aspect, oligos serviceable for introducing additions and deletions can be used either alone or in combination with the codons containing an N,N,G/T sequence, to introduce any combination or permutation of amino acid additions, deletions, and/or substitutions.

[0285] It is possible to simultaneously mutagenize two or more contiguous amino acid positions using an oligo that contains contiguous N,N,G/T triplets, *i.e.* a degenerate (N,N,G/T)_n sequence.

[0286] Degenerate cassettes having less degeneracy than the N,N,G/T sequence may be used. For example, it may be desirable in some instances to use (e.g. in an oligo) a degenerate triplet sequence comprised of only one N, where said N can be in the first second or third position of the triplet. Any other bases including any combinations and permutations thereof can be used in the remaining two positions of the triplet. Alternatively, it may be desirable in some instances to use (e.g., in an oligo) a degenerate N,N,N triplet sequence, or an N,N, G/C triplet sequence.

[0287] It is appreciated, however, that the use of a degenerate triplet (such as N,N,G/T or an N,N, G/C triplet sequence) is advantageous for several reasons. This provides a means to systematically and fairly easily generate the substitution of the full range of possible amino acids (for a total of 20 amino acids) into each and every amino acid position in a polypeptide. Thus, for a 100 amino acid polypeptide, the invention provides a way to systematically and fairly easily generate 2000 distinct species (*i.e.*, 20 possible amino acids per position times 100 amino acid positions). It is appreciated that there is provided, through the use of an oligo containing a degenerate N,N,G/T or an N,N, G/C triplet sequence, 32 individual sequences that code for 20 possible amino acids. Thus, in a reaction vessel in which a parental polynucleotide sequence is subjected to saturation mutagenesis using one such oligo, there are generated 32 distinct progeny polynucleotides encoding 20 distinct polypeptides. In contrast, the use of a non-degenerate oligo in site-directed mutagenesis leads to only one progeny polypeptide product per reaction vessel.

[0288] Nondegenerate oligos may be used, optionally in combination with degenerate primers disclosed. It is appreciated that in some situations, it is advantageous to use nondegenerate oligos to generate specific point mutations in a working polynucleotide. This provides a means to generate specific silent point mutations, point mutations leading to corresponding amino acid changes, and point mutations that cause the generation of stop codons and the corresponding expression of polypeptide fragments.

[0289] Each saturation mutagenesis reaction vessel may contain polynucleotides encoding at least 20 progeny polypeptide molecules such that all 20 amino acids are represented at the one specific amino acid position corresponding to the codon position mutagenized in the parental polynucleotide. The 32-fold degenerate progeny polypeptides generated from each saturation mutagenesis reaction vessel can be subjected to clonal amplification (e.g., cloned into a suitable *E. coli* host using an expression vector) and subjected to expression screening. When an individual progeny polypeptide is identified by screening to display a favorable change in property (when compared to the parental polypeptide), it can be sequenced to identify the correspondingly favorable amino acid substitution contained therein.

[0290] It is appreciated that upon mutagenizing each and every amino acid position in a parental polypeptide using gene site saturation mutagenesis (GSSM) as disclosed herein, favorable amino acid changes may be identified at more than one amino acid position. One or more new progeny molecules can be generated that contain a combination of all or part of these favorable amino acid substitutions. For example, if 2 specific favorable amino acid changes are identified in each of 3 amino acid positions in a polypeptide, the permutations include 3 possibilities at each position (no change from the original amino acid, and each of two favorable changes) and 3 positions. Thus, there are $3 \times 3 \times 3$ or 27 total possibilities, including 7 that were previously examined - 6 single point mutations (i.e., 2 at each of three positions) and no change at any position.

[0291] Site-saturation mutagenesis can be used together with shuffling, chimerization, recombination and other mutagenizing processes, along with screening. Any mutagenizing process(es), including saturation mutagenesis may be used, in an iterative manner. The iterative use of any mutagenizing process(es) may be used in combination with screening.

[0292] Thus, in a non-limiting exemplification, polynucleotides and polypeptides of the invention can be derived by gene site saturation mutagenesis (GSSM) in combination with additional mutagenization processes, such as process where two or more related polynucleotides are introduced into a suitable host cell such that a hybrid polynucleotide is generated by recombination and reductive reassortment.

[0293] In addition to performing mutagenesis along the entire sequence of a gene, mutagenesis can be used to replace each of any number of bases in a polynucleotide sequence, wherein the number of bases to be mutagenized can be every integer from 15 to 100,000. Thus, instead of mutagenizing every position along a molecule, one can subject every or a discrete number of bases (can be a subset totaling from 15 to 100,000) to mutagenesis. A separate nucleotide can be used for mutagenizing each position or group of positions along a polynucleotide sequence. A group of 3 positions to be mutagenized may be a codon. The mutations can be introduced using a mutagenic primer, containing a heterologous cassette, also referred to as a mutagenic cassette. Exemplary cassettes can have from 1 to 500 bases. Each nucleotide position in such heterologous cassettes be N, A, C, G, T, A/C, A/G, A/T, C/G, C/T, G/T, C/G/T, A/G/T, A/C/T, A/C/G, or E, where E is any base that is not A, C, G, or T (E can be referred to as a designer oligo).

[0294] In a general sense, saturation mutagenesis comprises mutagenizing a complete set of mutagenic cassettes (wherein each cassette can be about 1-500 bases in length) in defined polynucleotide sequence to be mutagenized (wherein the sequence to be mutagenized can be from about 15 to 100,000 bases in length). Thus, a group of mutations (ranging from 1 to 100 mutations) is introduced into each cassette to be mutagenized. A grouping of mutations to be introduced into one cassette can be different or the same from a second grouping of mutations to be introduced into a second cassette during the application of one round of saturation mutagenesis. Such groupings are exemplified by deletions, additions, groupings of particular codons, and groupings of particular nucleotide cassettes.

[0295] Defined sequences to be mutagenized include a whole gene, pathway, cDNA, an entire open reading frame (ORF), and entire promoter, enhancer, repressor/transactivator, origin of replication, intron, operator, or any polynucleotide functional group. Generally, a "defined sequences" for this purpose may be any polynucleotide that a 15 base-polynucleotide sequence, and polynucleotide sequences of lengths between 15 bases and 15,000 bases (specifically naming every integer in between). Considerations in choosing groupings of codons include types of amino acids encoded by a degenerate mutagenic cassette.

[0296] A grouping of mutations that can be introduced into a mutagenic cassette, specifically providing for degenerate codon substitutions (using degenerate oligos) that code for 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, and 20 amino acids at each position, and a library of polypeptides encoded thereby.

[0297] In alternative aspects nucleic acids of the invention comprise DNA, including cDNA, genomic DNA, and synthetic DNA. The DNA may be double-stranded or single-stranded, and if single stranded may be the coding strand or non-coding (anti-sense) strand. Alternatively, the nucleic acids of the invention may comprise RNA.

[0298] As discussed in more detail below, the isolated nucleic acid sequences of the invention may be used to prepare the polypeptides of the invention.

[0299] Accordingly, another aspect of the invention is an isolated nucleic acid sequence which encodes a polypeptide of the invention. A nucleic acid sequence of the invention can comprise additional coding sequences, such as leader sequences or proprotein sequences and non-coding sequences, such as introns or non-coding sequences 5' and/or 3' of the coding sequence. Thus, as used herein, the term "polynucleotide encoding a polypeptide" encompasses a polynucleotide which includes only coding sequence for the polypeptide as well as a polynucleotide which includes additional

coding and/or non-coding sequence.

[0300] Alternatively, the nucleic acid sequences of the invention may be mutagenized using conventional techniques, such as site directed mutagenesis, or other techniques familiar to those skilled in the art, to introduce silent changes into the polynucleotide of the invention. As used herein, "silent changes" include, for example, changes that do not alter the amino acid sequence encoded by the polynucleotide. Such changes may be desirable in order to increase the level of the polypeptide produced by host cells containing a vector encoding the polypeptide by introducing codons or codon pairs that occur frequently in the host organism.

[0301] The invention also relates to polynucleotides that have nucleotide changes which result in amino acid substitutions, additions, deletions, fusions and truncations in the polypeptides of the invention. Such nucleotide changes may be introduced using techniques such as site directed mutagenesis, random chemical mutagenesis, exonuclease III deletion, and other recombinant DNA techniques.

[0302] Where necessary, conditions which permit the probe to specifically hybridize to complementary sequences may be determined by placing the probe in contact with complementary sequences from samples known to contain the complementary sequence as well as control sequences which do not contain the complementary sequence. Hybridization conditions, such as the salt concentration of the hybridization buffer, the formamide concentration of the hybridization buffer, or the hybridization temperature, may be varied to identify conditions which allow the probe to hybridize specifically to complementary nucleic acids.

[0303] If the sample contains the organism from which the nucleic acid was isolated, specific hybridization of the probe is then detected. Hybridization may be detected by labeling the probe with a detectable agent such as a radioactive isotope, a fluorescent dye or an enzyme capable of catalyzing the formation of a detectable product.

[0304] Many methods for using the labeled probes to detect the presence of complementary nucleic acids in a sample are familiar to those skilled in the art. These include Southern Blots, Northern Blots, colony hybridization procedures, and dot blots. Protocols for each of these procedures are provided in Ausubel et al. Current Protocols in Molecular Biology, John Wiley 503 Sons, Inc. 1997 and Sambrook et al., Molecular Cloning: A Laboratory Manual, 2d Ed., Cold Spring Harbor Laboratory Press, 1989.

[0305] Alternatively, more than one probe (at least one of which is capable of specifically hybridizing to any complementary sequences which are present in the nucleic acid sample), may be used in an amplification reaction to determine whether the sample contains an organism containing a nucleic acid sequence of the invention (e.g., an organism from which the nucleic acid was isolated). Typically, the probes comprise oligonucleotides. The amplification reaction may comprise a PCR reaction. PCR protocols are described in Ausubel and Sambrook, *supra*. Alternatively, the amplification may comprise a ligase chain reaction, 3SR, or strand displacement reaction. (See Barany, F., "The Ligase Chain Reaction in a PCR World," PCR Methods and Applications 1:5-16, 1991; E. Fahy et al., "Self-sustained Sequence Replication (3SR): An Isothermal Transcription-based Amplification System Alternative to PCR", PCR Methods and Applications 1:25-33, 1991; and Walker G.T. et al., "Strand Displacement Amplification-an Isothermal in vitro DNA Amplification Technique", Nucleic Acid Research 20:1691-1696, 1992). In such procedures, the nucleic acids in the sample are contacted with the probes, the amplification reaction is performed, and any resulting amplification product is detected. The amplification product may be detected by performing gel electrophoresis on the reaction products and staining the gel with an intercalator such as ethidium bromide. Alternatively, one or more of the probes may be labeled with a radioactive isotope and the presence of a radioactive amplification product may be detected by autoradiography after gel electrophoresis.

[0306] Probes derived from sequences near the ends of a sequence of the invention may also be used in chromosome walking procedures to identify clones containing genomic sequences located adjacent to the nucleic acid sequences as set forth above. Such methods allow the isolation of genes which encode additional proteins from the host organism.

[0307] A nucleic acid sequence of the invention can be used as a probe to identify and isolate related nucleic acids. In some aspects, the related nucleic acids may be cDNAs or genomic DNAs from organisms other than the one from which the nucleic acid was isolated. For example, the other organisms may be related organisms. In such procedures, a nucleic acid sample is contacted with the probe under conditions which permit the probe to specifically hybridize to related sequences. Hybridization of the probe to nucleic acids from the related organism is then detected using any of the methods described above.

[0308] In nucleic acid hybridization reactions, the conditions used to achieve a particular level of stringency will vary, depending on the nature of the nucleic acids being hybridized. For example, the length, degree of complementarity, nucleotide sequence composition (e.g., GC v. AT content), and nucleic acid type (e.g., RNA v. DNA) of the hybridizing regions of the nucleic acids can be considered in selecting hybridization conditions. An additional consideration is whether one of the nucleic acids is immobilized, for example, on a filter.

[0309] Hybridization may be carried out under conditions of low stringency, moderate stringency or high stringency. As an example of nucleic acid hybridization, a polymer membrane containing immobilized denatured nucleic acids is first prehybridized for 30 minutes at 45°C in a solution consisting of 0.9 M NaCl, 50 mM NaH₂PO₄, pH 7.0, 5.0 mM Na₂EDTA, 0.5% SDS, 10X Denhardt's, and 0.5 mg/ml polyriboadenylic acid. Approximately 2 x 10⁷ cpm (specific activity

4-9 x 10⁸ cpm/ug) of ³²P end-labeled oligonucleotide probe are then added to the solution. After 12-16 hours of incubation, the membrane is washed for 30 minutes at room temperature in 1X SET (150 mM NaCl, 20 mM Tris hydrochloride, pH 7.8, 1 mM Na₂EDTA) containing 0.5% SDS, followed by a 30 minute wash in fresh 1X SET at T_m-10°C for the oligonucleotide probe. The membrane is then exposed to auto-radiographic film for detection of hybridization signals.

[0310] By varying the stringency of the hybridization conditions used to identify nucleic acids, such as cDNAs or genomic DNAs, which hybridize to the detectable probe, nucleic acids having different levels of homology to the probe can be identified and isolated. Stringency may be varied by conducting the hybridization at varying temperatures below the melting temperatures of the probes. The melting temperature, T_m, is the temperature (under defined ionic strength and pH) at which 50% of the target sequence hybridizes to a perfectly complementary probe. Very stringent conditions are selected to be equal to or about 5°C lower than the T_m for a particular probe. The melting temperature of the probe may be calculated using the following formulas: For probes between 14 and 70 nucleotides in length the melting temperature (T_m) is calculated using the formula: T_m = 81.5 + 16.6(log [Na⁺]) + 0.41(fraction G+C) - (600/N), where N is the length of the probe. If the hybridization is carried out in a solution containing formamide, the melting temperature may be calculated using the equation: T_m = 81.5 + 16.6(log [Na⁺]) + 0.41(fraction G+C) - (0.63% formamide) - (600/N), where N is the length of the probe. Prehybridization may be carried out in 6X SSC, 5X Denhardt's reagent, 0.5% SDS, 100 μg/ml denatured fragmented salmon sperm DNA or 6X SSC, 5X Denhardt's reagent, 0.5% SDS, 100 μg/ml denatured fragmented salmon sperm DNA, 50% formamide. The formulas for SSC and Denhardt's solutions can be found, e.g., in Sambrook *et al.*, *supra*.

[0311] Hybridization is conducted by adding the detectable probe to the prehybridization solutions listed above. Where the probe comprises double stranded DNA, it is denatured before addition to the hybridization solution. The filter is contacted with the hybridization solution for a sufficient period of time to allow the probe to hybridize to cDNAs or genomic DNAs containing sequences complementary thereto or homologous thereto. For probes over 200 nucleotides in length, the hybridization may be carried out at 15-25°C below the T_m. For shorter probes, such as oligonucleotide probes, the hybridization may be conducted at 5-10°C below the T_m. Typically, for hybridizations in 6X SSC, the hybridization is conducted at approximately 68°C. Usually, for hybridizations in 50% formamide containing solutions, the hybridization is conducted at approximately 42°C. All of the foregoing hybridizations are considered to be under conditions of high stringency.

[0312] Following hybridization, the filter is washed to remove any non-specifically bound detectable probe. The stringency used to wash the filters can also be varied depending on the nature of the nucleic acids being hybridized, the length of the nucleic acids being hybridized, the degree of complementarity, the nucleotide sequence composition (e.g., GC v. AT content), and the nucleic acid type (e.g., RNA v. DNA). Examples of progressively higher stringency condition washes are as follows: 2X SSC, 0.1% SDS at room temperature for 15 minutes (low stringency); 0.1X SSC, 0.5% SDS at room temperature for 30 minutes to 1 hour (moderate stringency); 0.1X SSC, 0.5% SDS for 15 to 30 minutes at between the hybridization temperature and 68°C (high stringency); and 0.15M NaCl for 15 minutes at 72°C (very high stringency). A final low stringency wash can be conducted in 0.1X SSC at room temperature. The examples above are merely illustrative of one set of conditions that can be used to wash filters. One of skill in the art would know that there are numerous recipes for different stringency washes. Some other examples are given below.

[0313] Nucleic acids which have hybridized to the probe can be identified by autoradiography or other conventional techniques.

[0314] The above procedure may be modified to identify nucleic acids having decreasing levels of homology to the probe sequence. For example, to obtain nucleic acids of decreasing homology to the detectable probe, less stringent conditions may be used. For example, the hybridization temperature may be decreased in increments of 5°C from 68°C to 42°C in a hybridization buffer having a Na⁺ concentration of approximately 1 M. Following hybridization, the filter may be washed with 2X SSC, 0.5% SDS at the temperature of hybridization. These conditions are considered to be "moderate" conditions above 50°C and "low" conditions below 50°C. A specific example of "moderate" hybridization conditions is when the above hybridization is conducted at 55°C. A specific example of "low stringency" hybridization conditions is when the above hybridization is conducted at 45°C.

[0315] Alternatively, the hybridization may be carried out in buffers, such as 6X SSC, containing formamide at a temperature of 42°C. In this case, the concentration of formamide in the hybridization buffer may be reduced in 5% increments from 50% to 0% to identify clones having decreasing levels of homology to the probe. Following hybridization, the filter may be washed with 6X SSC, 0.5% SDS at 50°C. These conditions are considered to be "moderate" conditions above 25% formamide and "low" conditions below 25% formamide. A specific example of "moderate" hybridization conditions is when the above hybridization is conducted at 30% formamide. A specific example of "low stringency" hybridization conditions is when the above hybridization is conducted at 10% formamide.

[0316] For example, the preceding methods may be used to isolate nucleic acids having a sequence with at least about 99%, at least 98%, at least 97%, at least 95%, at least 90%, or at least 80% homology to a nucleic acid sequence as set forth in SEQ ID NO:1, sequences substantially identical thereto, or fragments comprising at least about 10, 15, 20, 25, 30, 35, 40, 50, 75, 100, 150, 200, 300, 400, or 500 consecutive bases thereof, and the sequences complementary

to any of the foregoing sequences. Homology may be measured using an alignment algorithm. For example, the homologous polynucleotides may have a coding sequence which is a naturally occurring allelic variant of one of the coding sequences described herein. Such allelic variants may have a substitution, deletion or addition of one or more nucleotides when compared to a nucleic acid sequence as set forth in SEQ ID NO:1, or sequences complementary thereto.

5 [0317] Additionally, the above procedures may be used to isolate nucleic acids which encode polypeptides having at least about 99%, at least 95%, at least 90%, at least 85%, at least 80%, or at least 70% homology to a polypeptide having a sequence as set forth in SEQ ID NO:2, sequences substantially identical thereto, or fragments comprising at least 5, 10, 15, 20, 25, 30, 35, 40, 50, 75, 100, or 150 consecutive amino acids thereof as determined using a sequence alignment algorithm (e.g., such as the FASTA version 3.0t78 algorithm with the default parameters).

10 [0318] Polypeptides of the disclosure may be obtained by inserting a nucleic acid encoding the polypeptide into a vector such that the coding sequence is operably linked to a sequence capable of driving the expression of the encoded polypeptide in a suitable host cell. For example, the expression vector may comprise a promoter, a ribosome binding site for translation initiation and a transcription terminator. The vector may also include appropriate sequences for amplifying expression.

15 [0319] Promoters suitable for expressing the polypeptide or fragment thereof in bacteria include the *E. coli lac* or *trp* promoters, the *lacI* promoter, the *lacZ* promoter, the *T3* promoter, the *T7* promoter, the *gpt* promoter, the *lambda P_R* promoter, the *lambda P_L* promoter, promoters from operons encoding glycolytic enzymes such as 3-phosphoglycerate kinase (PGK), and the acid phosphatase promoter. Fungal promoters include the *V* factor promoter. Eukaryotic promoters include the CMV immediate early promoter, the HSV thymidine kinase promoter, heat shock promoters, the early and late SV40 promoter, LTRs from retroviruses, and the mouse metallothionein-I promoter. Other promoters known to control expression of genes in prokaryotic or eukaryotic cells or their viruses may also be used.

20 [0320] Mammalian expression vectors may also comprise an origin of replication, any necessary ribosome binding sites, a polyadenylation site, splice donor and acceptor sites, transcriptional termination sequences, and 5' flanking non-transcribed sequences. In some aspects, DNA sequences derived from the SV40 splice and polyadenylation sites may be used to provide the required non-transcribed genetic elements.

25 [0321] Vectors for expressing the polypeptide or fragment thereof in eukaryotic cells may also contain enhancers to increase expression levels. Enhancers are cis-acting elements of DNA, usually from about 10 to about 300 bp in length that act on a promoter to increase its transcription. Examples include the SV40 enhancer on the late side of the replication origin bp 100 to 270, the cytomegalovirus early promoter enhancer, the polyoma enhancer on the late side of the replication origin, and the adenovirus enhancers.

30 [0322] In addition, the expression vectors typically contain one or more selectable marker genes to permit selection of host cells containing the vector. Such selectable markers include genes encoding dihydrofolate reductase or genes conferring neomycin resistance for eukaryotic cell culture, genes conferring tetracycline or ampicillin resistance in *E. coli*, and the *S. cerevisiae TRP1* gene.

35 [0323] The probe DNA used for selectively isolating the target DNA of interest from the DNA derived from at least one microorganism can be a full-length coding region sequence or a partial coding region sequence of DNA for an enzyme of known activity. The original DNA library can be probed using mixtures of probes comprising at least a portion of the DNA sequence encoding an enzyme having the specified enzyme activity. These probes or probe libraries can be single-stranded and the microbial DNA which is probed can be converted into single-stranded form. The probes that are suitable are those derived from DNA encoding enzymes having an activity similar or identical to the specified enzyme activity which is to be screened.

40 [0324] The probe DNA can be at least about 10 bases or at least 15 bases. The entire coding region may be employed as a probe. Conditions for the hybridization in which target DNA is selectively isolated by the use of at least one DNA probe will be designed to provide a hybridization stringency of at least about 50% sequence identity, more particularly a stringency providing for a sequence identity of at least about 70%.

45 [0325] The probe DNA can be "labeled" with one partner of a specific binding pair (i.e. a ligand) and the other partner of the pair is bound to a solid matrix to provide ease of separation of target from its source. The ligand and specific binding partner can be selected from, in either orientation, the following: (1) an antigen or hapten and an antibody or specific binding fragment thereof; (2) biotin or iminobiotin and avidin or streptavidin; (3) a sugar and a lectin specific therefor; (4) an enzyme and an inhibitor therefor; (5) an apoenzyme and cofactor; (6) complementary homopolymeric oligonucleotides; and (7) a hormone and a receptor therefor. The solid phase can be selected from: (1) a glass or polymeric surface; (2) a packed column of polymeric beads; and (3) magnetic or paramagnetic particles.

50 [0326] The appropriate DNA sequence may be inserted into the vector by a variety of procedures. In general, the DNA sequence is ligated to the desired position in the vector following digestion of the insert and the vector with appropriate restriction endonucleases. Alternatively, blunt ends in both the insert and the vector may be ligated. A variety of cloning techniques are disclosed in Ausubel et al. Current Protocols in Molecular Biology, John Wiley 503 Sons, Inc. 1997 and Sambrook et al., Molecular Cloning: A Laboratory Manual, 2d Ed., Cold Spring Harbor Laboratory Press, 1989. Such procedures and others are deemed to be within the scope of those skilled in the art.

[0327] The vector may be, for example, in the form of a plasmid, a viral particle, or a phage. Other vectors include chromosomal, nonchromosomal and synthetic DNA sequences, derivatives of SV40; bacterial plasmids, phage DNA, baculovirus, yeast plasmids, vectors derived from combinations of plasmids and phage DNA, viral DNA such as vaccinia, adenovirus, fowl pox virus, and pseudorabies. A variety of cloning and expression vectors for use with prokaryotic and eukaryotic hosts are described by Sambrook, et al., *Molecular Cloning: A Laboratory Manual*, Second Edition, Cold Spring Harbor, N.Y., (1989).

[0328] Particular bacterial vectors which may be used include the commercially available plasmids comprising genetic elements of the well known cloning vector pBR322 (ATCC 37017), pKK223-3 (Pharmacia Fine Chemicals, Uppsala, Sweden), GEM1 (Promega Biotec, Madison, WI, USA) pQE70, pQE60, pQE-9 (Qiagen), pD10, psiX174 pBluescript II KS, pNH8A, pNH16a, pNH18A, pNH46A (Stratagene), ptrc99a, pKK223-3, pKK233-3, pDR540, pRIT5 (Pharmacia), pKK232-8 and pCM7. Particular eukaryotic vectors include pSV2CAT, pOG44, pXT1, pSG (Stratagene) pSVK3, pBPV, pMSG, and pSVL (Pharmacia). However, any other vector may be used as long as it is replicable and viable in the host cell.

[0329] The host cell may be any of the host cells familiar to those skilled in the art, including prokaryotic cells, eukaryotic cells, mammalian cells, insect cells, or plant cells. As representative examples of appropriate hosts, there may be mentioned: bacterial cells, such as *E. coli*, *Streptomyces*, *Bacillus subtilis*, *Bacillus cereus*, *Salmonella typhimurium* and various species within the genera *Pseudomonas*, *Streptomyces* and *Staphylococcus*, fungal cells, such as *Aspergillus*, yeast such as any species of *Pichia*, *Saccharomyces*, *Schizosaccharomyces*, *Schwanniomyces*, including *Pichia pastoris*, *Saccharomyces cerevisiae*, or *Schizosaccharomyces pombe*, insect cells such as *Drosophila S2* and *Spodoptera Sf9*, animal cells such as CHO, COS or Bowes melanoma, and adenoviruses. The selection of an appropriate host is within the abilities of those skilled in the art.

[0330] The vector may be introduced into the host cells using any of a variety of techniques, including transformation, transfection, transduction, viral infection, gene guns, or Ti-mediated gene transfer. Particular methods include calcium phosphate transfection, DEAE-Dextran mediated transfection, lipofection, or electroporation (Davis, L., Dibner, M., Battey, I., *Basic Methods in Molecular Biology*, (1986)).

[0331] Where appropriate, the engineered host cells can be cultured in conventional nutrient media modified as appropriate for activating promoters, selecting transformants or amplifying the genes of the invention. Following transformation of a suitable host strain and growth of the host strain to an appropriate cell density, the selected promoter may be induced by appropriate means (e.g., temperature shift or chemical induction) and the cells may be cultured for an additional period to allow them to produce the desired polypeptide or fragment thereof.

[0332] Cells are typically harvested by centrifugation, disrupted by physical or chemical means, and the resulting crude extract is retained for further purification. Microbial cells employed for expression of proteins can be disrupted by any convenient method, including freeze-thaw cycling, sonication, mechanical disruption, or use of cell lysing agents. Such methods are well known to those skilled in the art. The expressed polypeptide or fragment thereof can be recovered and purified from recombinant cell cultures by methods including ammonium sulfate or ethanol precipitation, acid extraction, anion or cation exchange chromatography, phosphocellulose chromatography, hydrophobic interaction chromatography, affinity chromatography, hydroxylapatite chromatography and lectin chromatography. Protein refolding steps can be used, as necessary, in completing configuration of the polypeptide. If desired, high performance liquid chromatography (HPLC) can be employed for final purification steps.

[0333] Various mammalian cell culture systems can also be employed to express recombinant protein. Examples of mammalian expression systems include the COS-7 lines of monkey kidney fibroblasts (described by Gluzman, *Cell*, 23:175, 1981), and other cell lines capable of expressing proteins from a compatible vector, such as the C127, 3T3, CHO, HeLa and BHK cell lines.

[0334] The constructs in host cells can be used in a conventional manner to produce the gene product encoded by the recombinant sequence. Depending upon the host employed in a recombinant production procedure, the polypeptides produced by host cells containing the vector may be glycosylated or may be non-glycosylated. Polypeptides of the invention may or may not also include an initial methionine amino acid residue. Additional details relating to the recombinant expression of proteins are available to those skilled in the art. For example, *Protein Expression: A Practical Approach* (Practical Approach Series by S. J. Higgins (Editor), B. D. Hames (Editor) (July 1999) Oxford University Press; ISBN: 0199636249 provides ample guidance to the those skilled in the art for the expression of proteins in a wide variety of organisms.

[0335] Alternatively, the polypeptides of the invention can be synthetically produced by conventional peptide synthesizers. In other aspects, fragments or portions of the polypeptides may be employed for producing the corresponding full-length polypeptide by peptide synthesis; therefore, the fragments may be employed as intermediates for producing the full-length polypeptides.

[0336] As known by those skilled in the art, the nucleic acid sequences of the invention can be optimized for expression in a variety of organisms. In one aspect, sequences of the invention are optimized for codon usage in an organism of interest, e.g., a fungus such as *S. cerevisiae* or a bacterium such as *E. coli*. Optimization of nucleic acid sequences for the purpose of codon usage is well understood in the art to refer to the selection of a particular codon favored by an

organism to encode a particular amino acid. Optimized codon usage tables are known for many organisms. For example, see Transfer RNA in Protein Synthesis by Dolph L. Hatfield, Byeong J. Lee, Robert M. Pirtle (Editor) (July 1992) CRC Press; ISBN: 0849356989. Thus, the invention also includes nucleic acids of the invention adapted for codon usage of an organism.

5 **[0337]** Optimized expression of nucleic acid sequences of the invention also refers to directed or random mutagenesis of a nucleic acid to effect increased expression of the encoded protein. The mutagenesis of the nucleic acids of the invention can directly or indirectly provide for an increased yield of expressed protein. By way of non-limiting example, mutagenesis techniques described herein may be utilized to effect mutation of the 5' untranslated region, 3' untranslated region, or coding region of a nucleic acid, the mutation of which can result in increased stability at the RNA or protein level, thereby resulting in an increased yield of protein.

10 **[0338]** Cell-free translation systems can also be employed to produce one of the polypeptides of the invention, using mRNAs transcribed from a DNA construct comprising a promoter operably linked to a nucleic acid encoding the polypeptide or fragment thereof. In some aspects, the DNA construct may be linearized prior to conducting an *in vitro* transcription reaction. The transcribed mRNA is then incubated with an appropriate cell-free translation extract, such as a rabbit reticulocyte extract, to produce the desired polypeptide or fragment thereof.

15 **[0339]** The invention also relates to variants of the polypeptides of the invention. The term "variant" includes derivatives or analogs of these polypeptides. In particular, the variants may differ in amino acid sequence from the polypeptides of the invention, and sequences substantially identical thereto, by one or more substitutions, additions, deletions, fusions and truncations, which may be present in any combination.

20 **[0340]** The variants may be naturally occurring or created *in vitro*. In particular, such variants may be created using genetic engineering techniques such as site directed mutagenesis, random chemical mutagenesis, Exonuclease III deletion procedures, and standard cloning techniques. Alternatively, such variants, fragments, analogs, or derivatives may be created using chemical synthesis or modification procedures.

25 **[0341]** Other methods of making variants are also familiar to those skilled in the art. These include procedures in which nucleic acid sequences obtained from natural isolates are modified to generate nucleic acids which encode polypeptides having characteristics which enhance their value in industrial or laboratory applications. In such procedures, a large number of variant sequences having one or more nucleotide differences with respect to the sequence obtained from the natural isolate are generated and characterized. Typically, these nucleotide differences result in amino acid changes with respect to the polypeptides encoded by the nucleic acids from the natural isolates.

30 **[0342]** For example, variants may be created using error prone PCR. In error prone PCR, PCR is performed under conditions where the copying fidelity of the DNA polymerase is low, such that a high rate of point mutations is obtained along the entire length of the PCR product. Error prone PCR is described in Leung, D.W., et al., Technique, 1:11-15, 1989) and Caldwell, R. C. and Joyce G.F., PCR Methods Applic., 2:28-33, 1992. Briefly, in such procedures, nucleic acids to be mutagenized are mixed with PCR primers, reaction buffer, MgCl₂, MnCl₂, Taq polymerase and an appropriate concentration of dNTPs for achieving a high rate of point mutation along the entire length of the PCR product. For example, the reaction may be performed using 20 fmoles of nucleic acid to be mutagenized, 30pmole of each PCR primer, a reaction buffer comprising 50 mM KCl, 10 mM Tris HCl (pH 8.3) and 0.01% gelatin, 7mM MgCl₂, 0.5 mM MnCl₂, 5 units of Taq polymerase, 0.2 mM dGTP, 0.2 mM dATP, 1 mM dCTP, and 1 mM dTTP. PCR may be performed for 30 cycles of 94° C for 1 min, 45° C for 1 min, and 72° C for 1 min. However, it will be appreciated that these parameters may be varied as appropriate. The mutagenized nucleic acids are cloned into an appropriate vector and the activities of the polypeptides encoded by the mutagenized nucleic acids is evaluated.

35 **[0343]** Variants may also be created using oligonucleotide directed mutagenesis to generate site-specific mutations in any cloned DNA of interest. Oligonucleotide mutagenesis is described in Reidhaar-Olson, J.F. and Sauer, R.T., et al., Science, 241:53-57, 1988. Briefly, in such procedures a plurality of double stranded oligonucleotides bearing one or more mutations to be introduced into the cloned DNA are synthesized and inserted into the cloned DNA to be mutagenized. Clones containing the mutagenized DNA are recovered and the activities of the polypeptides they encode are assessed.

40 **[0344]** Another method for generating variants is assembly PCR. Assembly PCR involves the assembly of a PCR product from a mixture of small DNA fragments. A large number of different PCR reactions occur in parallel in the same vial, with the products of one reaction priming the products of another reaction. Assembly PCR is described in pending U.S. Patent Application Serial No. 08/677,112 filed July 9, 1996, entitled, Method of "DNA Shuffling with Polynucleotides Produced by Blocking or interrupting a Synthesis or Amplification Process".

45 **[0345]** Still another method of generating variants is sexual PCR mutagenesis. In sexual PCR mutagenesis, forced homologous recombination occurs between DNA molecules of different but highly related DNA sequence *in vitro*, as a result of random fragmentation of the DNA molecule based on sequence homology, followed by fixation of the crossover by primer extension in a PCR reaction. Sexual PCR mutagenesis is described in Stemmer, W.P., PNAS, USA, 91:10747-10751, 1994. Briefly, in such procedures a plurality of nucleic acids to be recombined are digested with DNase to generate fragments having an average size of 50-200 nucleotides. Fragments of the desired average size are purified

and resuspended in a PCR mixture. PCR is conducted under conditions which facilitate recombination between the nucleic acid fragments. For example, PCR may be performed by resuspending the purified fragments at a concentration of 10-30ng/μl in a solution of 0.2 mM of each dNTP, 2.2 mM MgCl₂, 50 mM KCl, 10 mM Tris HCl, pH 9.0, and 0.1% Triton X-100. 2.5 units of Taq polymerase per 100:1 of reaction mixture is added and PCR is performed using the following regime: 94° C for 60 seconds, 94° C for 30 seconds, 50-55° C for 30 seconds, 72° C for 30 seconds (30-45 times) and 72° C for 5 minutes. However, it will be appreciated that these parameters may be varied as appropriate. In some aspects, oligonucleotides may be included in the PCR reactions. In other aspects, the Klenow fragment of DNA polymerase I may be used in a first set of PCR reactions and Taq polymerase may be used in a subsequent set of PCR reactions. Recombinant sequences are isolated and the activities of the polypeptides they encode are assessed.

[0346] Variants may also be created by *in vivo* mutagenesis. In some aspects, random mutations in a sequence of interest are generated by propagating the sequence of interest in a bacterial strain, such as an *E. coli* strain, which carries mutations in one or more of the DNA repair pathways. Such "mutator" strains have a higher random mutation rate than that of a *wild type* parent. Propagating the DNA in one of these strains will eventually generate random mutations within the DNA. Mutator strains suitable for use for *in vivo* mutagenesis are described in PCT Publication No. WO 91/16427, published October 31, 1991, entitled "Methods for Phenotype Creation from Multiple Gene Populations".

[0347] Variants may also be generated using cassette mutagenesis. In cassette mutagenesis a small region of a double stranded DNA molecule is replaced with a synthetic oligonucleotide "cassette" that differs from the native sequence. The oligonucleotide often contains completely and/or partially randomized native sequence.

[0348] Recursive ensemble mutagenesis may also be used to generate variants. Recursive ensemble mutagenesis is an algorithm for protein engineering (protein mutagenesis) developed to produce diverse populations of phenotypically related mutants whose members differ in amino acid sequence. This method uses a feedback mechanism to control successive rounds of combinatorial cassette mutagenesis. Recursive ensemble mutagenesis is described in Arkin, A.P. and Youvan, D.C., PNAS, USA, 89:7811-7815, 1992.

[0349] In some aspects, variants are created using exponential ensemble mutagenesis. Exponential ensemble mutagenesis is a process for generating combinatorial libraries with a high percentage of unique and functional mutants, wherein small groups of residues are randomized in parallel to identify, at each altered position, amino acids which lead to functional proteins. Exponential ensemble mutagenesis is described in Delegrave, S. and Youvan, D.C., Biotechnol. Res., 11:1548-1552, 1993. Random and site-directed mutagenesis are described in Arnold, F.H., Current Opinion in Biotechnology, 4:450-455, 1993.

[0350] In some aspects, the variants are created using shuffling procedures wherein portions of a plurality of nucleic acids which encode distinct polypeptides are fused together to create chimeric nucleic acid sequences which encode chimeric polypeptides as described in pending U.S. Patent Application Serial No. 08/677,112 filed July 9, 1996, entitled, "Method of DNA Shuffling with Polynucleotides Produced by Blocking or interrupting a Synthesis or Amplification Process", and pending U.S. Patent Application Serial No. 08/651,568 filed May 22, 1996, entitled, "Combinatorial Enzyme Development."

[0351] The variants of the polypeptides of the invention may be variants in which one or more of the amino acid residues of the polypeptides of the invention are substituted with a conserved or non-conserved amino acid residue (e.g., a conserved amino acid residue) and such substituted amino acid residue may or may not be one encoded by the genetic code.

[0352] Conservative substitutions are those that substitute a given amino acid in a polypeptide by another amino acid of like characteristics. Typically seen as conservative substitutions are the following replacements: replacements of an aliphatic amino acid such as Ala, Val, Leu and Ile with another aliphatic amino acid; replacement of a Ser with a Thr or vice versa; replacement of an acidic residue such as Asp and Glu with another acidic residue; replacement of a residue bearing an amide group, such as Asn and Gln, with another residue bearing an amide group; exchange of a basic residue such as Lys and Arg with another basic residue; and replacement of an aromatic residue such as Phe, Tyr with another aromatic residue.

[0353] Other variants are those in which one or more of the amino acid residues of the polypeptides of the invention includes a substituent group.

[0354] Still other variants are those in which the polypeptide is associated with another compound, such as a compound to increase the half-life of the polypeptide (for example, polyethylene glycol).

[0355] Additional variants are those in which additional amino acids are fused to the polypeptide, such as a leader sequence, a secretory sequence, a proprotein sequence or a sequence which facilitates purification, enrichment, or stabilization of the polypeptide. In some aspects, derivatives and analogs retain the same biological function or activity as the polypeptides of the invention, and can include a proprotein, such that the fragment, derivative, or analog can be activated by cleavage of the proprotein portion to produce an active polypeptide.

Optimizing codons to achieve high levels of protein expression in host cells

[0356] Methods for modifying phytase-encoding nucleic acids to modify codon usage may increase or decrease its expression in a host cell. The method comprises identifying a "non-preferred" or a "less preferred" codon in phytase-encoding nucleic acid and replacing one or more of these non-preferred or less preferred codons with a "preferred codon" encoding the same amino acid as the replaced codon and at least one non-preferred or less preferred codon in the nucleic acid has been replaced by a preferred codon encoding the same amino acid. A preferred codon is a codon over-represented in coding sequences in genes in the host cell and a non-preferred or less preferred codon is a codon underrepresented in coding sequences in genes in the host cell.

[0357] Host cells for expressing the nucleic acids, expression cassettes and vectors of the invention include bacteria, yeast, fungi, plant cells, insect cells and mammalian cells. Exemplary host cells include gram negative bacteria, such as *Escherichia coli* and *Pseudomonas fluorescens*; gram positive bacteria, such as *Lactobacillus gasserii*, *Lactococcus lactis*, *Lactococcus cremoris*, *Bacillus subtilis*. Exemplary host cells also include eukaryotic organisms, e.g., various yeast, such as *Saccharomyces* sp., including *Saccharomyces cerevisiae*, *Schizosaccharomyces pombe*, *Pichia pastoris*, and *Kluyveromyces lactis*, *Hansenula polymorpha*, *Aspergillus niger*, and mammalian cells and cell lines and insect cells and cell lines.

[0358] For example, the codons of a nucleic acid encoding an phytase isolated from a bacterial cell are modified such that the nucleic acid is optimally expressed in a bacterial cell different from the bacteria from which the phytase was derived, a yeast, a fungi, a plant cell, an insect cell or a mammalian cell. Methods for optimizing codons are well known in the art, see, e.g., U.S. Patent No. 5,795,737; Baca (2000) Int. J. Parasitol. 30:113-118; Hale (1998) Protein Expr. Purif. 12:185-188; Narum (2001) Infect. Immun. 69:7250-7253. See also Narum (2001) Infect. Immun. 69:7250-7253, describing optimizing codons in mouse systems; Outchkourov (2002) Protein Expr. Purif. 24:18-24, describing optimizing codons in yeast; Feng (2000) Biochemistry 39:15399-15409, describing optimizing codons in *E. coli*; Humphreys (2000) Protein Expr. Purif. 20:252-264, describing optimizing codon usage that affects secretion in *E. coli*.

Transgenic non-human animals

[0359] Transgenic non-human animals may comprise a nucleic acid, a polypeptide, an expression cassette or vector or a transfected or transformed cell of the invention. The transgenic non-human animals can be, e.g., goats, rabbits, sheep, pigs, cows, rats and mice, comprising the nucleic acids of the invention. These animals can be used, e.g., as *in vivo* models to study phytase activity, or, as models to screen for modulators of phytase activity *in vivo*. The coding sequences for the polypeptides to be expressed in the transgenic non-human animals can be designed to be constitutive, or, under the control of tissue-specific, developmental-specific or inducible transcriptional regulatory factors. Transgenic non-human animals can be designed and generated using any method known in the art; see, e.g., U.S. Patent Nos. 6,211,428; 6,187,992; 6,156,952; 6,118,044; 6,111,166; 6,107,541; 5,959,171; 5,922,854; 5,892,070; 5,880,327; 5,891,698; 5,639,940; 5,573,933; 5,387,742; 5,087,571, describing making and using transformed cells and eggs and transgenic mice, rats, rabbits, sheep, pigs and cows. See also, e.g., Pollock (1999) J. Immunol. Methods 231:147-157, describing the production of recombinant proteins in the milk of transgenic dairy animals; Baguisi (1999) Nat. Biotechnol. 17:456-461, demonstrating the production of transgenic goats. U.S. Patent No. 6,211,428, describes making and using transgenic non-human mammals which express in their brains a nucleic acid construct comprising a DNA sequence. U.S. Patent No. 5,387,742, describes injecting cloned recombinant or synthetic DNA sequences into fertilized mouse eggs, implanting the injected eggs in pseudo-pregnant females, and growing to term transgenic mice whose cells express proteins related to the pathology of Alzheimer's disease. U.S. Patent No. 6,187,992, describes making and using a transgenic mouse whose genome comprises a disruption of the gene encoding amyloid precursor protein (APP).

[0360] "Knockout animals" can also be used. For example, in one aspect, the transgenic or modified animals comprise a "knockout animal," e.g., a "knockout mouse," engineered not to express or to be unable to express a phytase.

[0361] Transgenic non-human organisms may be provided which contain a heterologous sequence encoding a phytase of the invention (e.g., the specifically enumerated sequence modifications of SEQ ID NO:2). Various methods to make the transgenic animals can be employed. Generally speaking, three such methods may be employed. In one such method, an embryo at the pronuclear stage (a "one cell embryo") is harvested from a female and the transgene is microinjected into the embryo, in which case the transgene will be chromosomally integrated into both the germ cells and somatic cells of the resulting mature animal. In another such method, embryonic stem cells are isolated and the transgene incorporated therein by electroporation, plasmid transfection or microinjection, followed by reintroduction of the stem cells into the embryo where they colonize and contribute to the germ line. Methods for microinjection of mammalian species is described in U.S. Pat. No. 4,873,191.

[0362] In yet another exemplary method, embryonic cells are infected with a retrovirus containing the transgene whereby the germ cells of the embryo have the transgene chromosomally integrated therein. When the animals to be made transgenic are avian, because avian fertilized ova generally go through cell division for the first twenty hours in

the oviduct, microinjection into the pronucleus of the fertilized egg is problematic due to the inaccessibility of the pronucleus. Therefore, of the methods to make transgenic animals described generally above, retrovirus infection is preferred for avian species, for example as described in U.S. Pat No. 5,162,215. If micro-injection is to be used with avian species, however, a published procedure by Love et al., (Biotechnol., 12, Jan 1994) can be utilized whereby the embryo is obtained from a sacrificed hen approximately two and one-half hours after the laying of the previous laid egg, the transgene is microinjected into the cytoplasm of the germinal disc and the embryo is cultured in a host shell until maturity. When the animals to be made transgenic are bovine or porcine, microinjection can be hampered by the opacity of the ova thereby making the nuclei difficult to identify by traditional differential interference-contrast microscopy. To overcome this problem, the ova can first be centrifuged to segregate the pronuclei for better visualization.

[0363] The "non-human animals" include bovine, porcine, ovine and avian animals (e.g., cow, pig, sheep, chicken). The "transgenic non-human animals" are produced by introducing "transgenes" into the germline of the non-human animal. Embryonal target cells at various developmental stages can be used to introduce transgenes. Different methods are used depending on the stage of development of the embryonal target cell. The zygote is the best target for microinjection. The use of zygotes as is target for gene transfer has a major advantage in that in most cases the injected DNA will be incorporated into the host gene before the first cleavage (Brinster et al., Proc. Natl. Acad. Sci. USA 82:4438-4442, 1985). As a consequence, all cells of the transgenic non-human animal will carry the incorporated transgene. This will in general also be reflected in the efficient transmission of the transgene to offspring of the founder since 50% of the germ cells will harbor the transgene.

[0364] The term "transgenic" is used to describe an animal which includes exogenous genetic material within all of its cells. A "transgenic" animal can be produced by cross-breeding two chimeric animals which include exogenous genetic material within cells used in reproduction. Twenty-five percent of the resulting offspring will be transgenic *i.e.*, animals which include the exogenous genetic material within all of their cells in both alleles, 50% of the resulting animals will include the exogenous genetic material within one allele and 25% will include no exogenous genetic material.

[0365] A microinjection method may be used. The transgene is digested and purified free from any vector DNA, *e.g.*, by gel electrophoresis. The transgene may include an operatively associated promoter which interacts with cellular proteins involved in transcription, ultimately resulting in constitutive expression. Promoters useful in this regard include those from cytomegalovirus (CMV), Moloney leukemia virus (MLV), and herpes virus, as well as those from the genes encoding metallothionin, skeletal actin, P-enolpyruvate carboxylase (PEPCK), phosphoglycerate (PGK), DHFR, and thymidine kinase. Promoters for viral long terminal repeats (LTRs) such as Rous Sarcoma Virus can also be employed. When the animals to be made transgenic are avian, preferred promoters may include those for the chicken β -globin gene, chicken lysozyme gene, and avian leukosis virus. Constructs useful in plasmid transfection of embryonic stem cells will employ additional regulatory elements well known in the art such as enhancer elements to stimulate transcription, splice acceptors, termination and polyadenylation signals, and ribosome binding sites to permit translation.

[0366] Retroviral infection can also be used to introduce transgene into a non-human animal, as described above. The developing non-human embryo can be cultured *in vitro* to the blastocyst stage. During this time, the blastomeres can be targets for retroviral infection (Jaenisch, R., Proc. Natl. Acad. Sci. USA 73:1260-1264, 1976). Efficient infection of the blastomeres is obtained by enzymatic treatment to remove the zona pellucida (Hogan, et al. (1986) in *Manipulating the Mouse Embryo*, Cold Spring Harbor Laboratory Press, Cold Spring Harbor, N.Y.). The viral vector system used to introduce the transgene is typically a replication-defective retro virus carrying the transgene (Jahner, et al., Proc. Natl. Acad. Sci. USA 82: 6927-6931, 1985; Van der Putten, et al., Proc. Natl. Acad. Sci. USA 82: 6148-6152, 1985). Transfection is easily and efficiently obtained by culturing the blastomeres on a monolayer of virus-producing cells (Van der Putten, *supra*; Stewart, et al., EMBO J. 6: 383-388, 1987). Alternatively, infection can be performed at a later stage. Virus or virus-producing cells can be injected into the blastocoele (D. Jahner et al., Nature 298: 623-628, 1982). Most of the founders will be mosaic for the transgene since incorporation occurs only in a subset of the cells which formed the transgenic nonhuman animal. Further, the founder may contain various retro viral insertions of the transgene at different positions in the genome which generally will segregate in the offspring. In addition, it is also possible to introduce transgenes into the germ line, albeit with low efficiency, by intrauterine retroviral infection of the midgestation embryo (D. Jahner *et al.*, *supra*).

[0367] A third type of target cell for transgene introduction is the embryonal stem cell (ES). ES cells are obtained from pre-implantation embryos cultured *in vitro* and fused with embryos (M. J. Evans et al., Nature 292:154-156, 1981; M. O. Bradley et al., Nature 309:255-258, 1984; Gossler, et al., Proc. Natl. Acad. Sci. USA 83:9065-9069, 1986; and Robertson et al., Nature 322:445-448, 1986). Transgenes can be efficiently introduced into the ES cells by DNA transfection or by retro virus-mediated transduction. Such transformed ES cells can thereafter be combined with blastocysts from a non-human animal. The ES cells thereafter colonize the embryo and contribute to the germ line of the resulting chimeric animal. (For review see Jaenisch, R., Science 240:1468-1474, 1988).

[0368] "Transformed" means a cell into which (or into an ancestor of which) has been introduced, by means of recombinant nucleic acid techniques, a heterologous nucleic acid molecule. "Heterologous" refers to a nucleic acid sequence that either originates from another species or is modified from either its original form or the form primarily expressed in

the cell.

[0369] "Transgene" means any piece of DNA which is inserted by artifice into a cell, and becomes part of the genome of the organism (*i.e.*, either stably integrated or as a stable extrachromosomal element) which develops from that cell. Such a transgene may include a gene which is partly or entirely heterologous (*i.e.*, foreign) to the transgenic organism, or may represent a gene homologous to an endogenous gene of the organism. Included within this definition is a transgene created by the providing of an RNA sequence which is transcribed into DNA and then incorporated into the genome. The transgenes of the disclosure include DNA sequences which encode phytases or polypeptides having phytase activity, and include polynucleotides, which may be expressed in a transgenic non-human animal. The term "transgenic" as used herein additionally includes any organism whose genome has been altered by *in vitro* manipulation of the early embryo or fertilized egg or by any transgenic technology to induce a specific gene knockout. The term "gene knockout" as used herein, refers to the targeted disruption of a gene *in vivo* with complete loss of function that has been achieved by any transgenic technology familiar to those in the art. Transgenic animals having gene knockouts are those in which the target gene has been rendered nonfunctional by an insertion targeted to the gene to be rendered non-functional by homologous recombination.

[0370] "Transgenic" includes any transgenic technology familiar to those in the art which can produce an organism carrying an introduced transgene or one in which an endogenous gene has been rendered non-functional or "knocked out."

[0371] The transgene to be used is a DNA sequence comprising a sequence coding for a phytase or a polypeptide having phytase activity. A polynucleotide having a sequence as set forth in SEQ ID NO:1 or a sequence encoding a polypeptide having a sequence as set forth in SEQ ID NO:2 may be the transgene as the term is defined herein. Where appropriate, DNA sequences that encode proteins having phytase activity but differ in nucleic acid sequence due to the degeneracy of the genetic code may also be used herein, as may truncated forms, allelic variants and interspecies homologues.

[0372] After an embryo has been microinjected, colonized with transfected embryonic stem cells or infected with a retrovirus containing the transgene (except in avian species which is addressed elsewhere herein), the embryo is implanted into the oviduct of a pseudopregnant female. The consequent progeny are tested for incorporation of the transgene by Southern blot analysis of blood or tissue samples using transgene specific probes. PCR is particularly useful in this regard. Positive progeny (G0) are crossbred to produce offspring (G1) which are analyzed for transgene expression by Northern blot analysis of tissue samples.

[0373] The methods may comprise increasing the phosphorous uptake in the transgenic animal and/or decreasing the amount of pollutant in the manure of the transgenic organism by about 15%, about 20%, or about 20%, to about 50% or more.

[0374] The animals contemplated may be those animals generally regarded as domesticated animals including pets (*e.g.*, canines, felines, avian species *etc.*) and those useful for the processing of food stuffs, *i.e.*, avian such as meat bred and egg laying chicken and turkey, ovine such as lamb, bovine such as beef cattle and milk cows, piscine and porcine. These animals are referred to as "transgenic" when such animal has had a heterologous DNA sequence, or one or more additional DNA sequences normally endogenous to the animal (collectively referred to herein as "transgenes") chromosomally integrated into the germ cells of the animal. The transgenic animal (including its progeny) will also have the transgene fortuitously integrated into the chromosomes of somatic cells.

Screening Methodologies and "On-line" Monitoring Devices

[0375] A variety of apparatus and methodologies can be used to in conjunction with the polypeptides and nucleic acids of the invention, *e.g.*, to screen polypeptides for phytase activity, to screen compounds as potential modulators of activity (*e.g.*, potentiation or inhibition of enzyme activity), for antibodies that bind to a polypeptide of the invention, for nucleic acids that hybridize to a nucleic acid of the invention, and the like.

Immobilized Enzyme Solid Supports

[0376] The phytase enzymes, fragments thereof and nucleic acids that encode the enzymes and fragments can be affixed to a solid support. This is often economical and efficient in the use of the phytases in industrial processes. For example, a consortium or cocktail of phytase enzymes (or active fragments thereof), which are used in a specific chemical reaction, can be attached to a solid support and dunked into a process vat. The enzymatic reaction can occur. Then, the solid support can be taken out of the vat, along with the enzymes affixed thereto, for repeated use. An isolated nucleic acid of the invention may be affixed to a solid support, optionally selected from a gel, a resin, a polymer, a ceramic, a glass, a microelectrode and any combination thereof.

[0377] For example, useful solid supports include gels. Some examples of gels include Sepharose, gelatin, glutaraldehyde, chitosan-treated glutaraldehyde, albumin-glutaraldehyde, chitosan-Xanthan, toyopearl gel (polymer gel), alginate, alginate-polylysine, carrageenan, agarose, glyoxyl agarose, magnetic agarose, dextran-agarose, poly(Carbamoyl

Sulfonate) hydrogel, BSA-PEG hydrogel, phosphorylated polyvinyl alcohol (PVA), monoaminoethyl-N-aminoethyl (MA-NA), amino, or any combination thereof.

[0378] Other useful solid supports are resins or polymers. Some examples of resins or polymers include cellulose, acrylamide, nylon, rayon, polyester, anion-exchange resin, AMBERLITE™ XAD-7, AMBERLITE™ XAD-8, AMBERLITE™ IRA-94, AMBERLITE™ IRC-50, polyvinyl, polyacrylic, polymethacrylate, or any combination thereof. Another type of solid support is ceramic. Some examples include non-porous ceramic, porous ceramic, SiO₂, Al₂O₃. Another type of solid support is glass. Some examples include non-porous glass, porous glass, aminopropyl glass or any combination thereof. Another type of solid support that can be used is a microelectrode. An example is a polyethyleneimine-coated magnetite. Graphitic particles can be used as a solid support. Another example of a solid support is a cell, such as a red blood cell.

Methods of immobilization

[0379] There are many methods that would be known to one of skill in the art for immobilizing enzymes or fragments thereof, or nucleic acids, onto a solid support. Some examples of such methods include, e.g., electrostatic droplet generation, electrochemical means, via adsorption, via covalent binding, via cross-linking, via a chemical reaction or process, via encapsulation, via entrapment, via calcium alginate, or via poly (2-hydroxyethyl methacrylate). Like methods are described in *Methods in Enzymology, Immobilized Enzymes and Cells*, Part C. 1987. Academic Press. Edited by S. P. Colowick and N. O. Kaplan. Volume 136; and *Immobilization of Enzymes and Cells*. 1997. Humana Press. Edited by G. F. Bickerstaff. Series: *Methods in Biotechnology*, Edited by J. M. Walker.

Capillary Arrays

[0380] Capillary arrays, such as the GIGAMATRIX™, Diversa Corporation, San Diego, CA, can be used. Nucleic acids or polypeptides of the invention can be immobilized to or applied to an array, including capillary arrays. Arrays can be used to screen for or monitor libraries of compositions (e.g., small molecules, antibodies, nucleic acids, etc.) for their ability to bind to or modulate the activity of a nucleic acid or a polypeptide of the invention. Capillary arrays provide another system for holding and screening samples. For example, a sample screening apparatus can include a plurality of capillaries formed into an array of adjacent capillaries, wherein each capillary comprises at least one wall defining a lumen for retaining a sample. The apparatus can further include interstitial material disposed between adjacent capillaries in the array, and one or more reference indicia formed within of the interstitial material. A capillary for screening a sample, wherein the capillary is adapted for being bound in an array of capillaries, can include a first wall defining a lumen for retaining the sample, and a second wall formed of a filtering material, for filtering excitation energy provided to the lumen to excite the sample.

[0381] A polypeptide or nucleic acid, e.g., a ligand, can be introduced into a first component into at least a portion of a capillary of a capillary array. Each capillary of the capillary array can comprise at least one wall defining a lumen for retaining the first component. An air bubble can be introduced into the capillary behind the first component. A second component can be introduced into the capillary, wherein the second component is separated from the first component by the air bubble. A sample of interest can be introduced as a first liquid labeled with a detectable particle into a capillary of a capillary array, wherein each capillary of the capillary array comprises at least one wall defining a lumen for retaining the first liquid and the detectable particle, and wherein the at least one wall is coated with a binding material for binding the detectable particle to the at least one wall. The method can further include removing the first liquid from the capillary tube, wherein the bound detectable particle is maintained within the capillary, and introducing a second liquid into the capillary tube.

[0382] The capillary array can include a plurality of individual capillaries comprising at least one outer wall defining a lumen. The outer wall of the capillary can be one or more walls fused together. Similarly, the wall can define a lumen that is cylindrical, square, hexagonal or any other geometric shape so long as the walls form a lumen for retention of a liquid or sample. The capillaries of the capillary array can be held together in close proximity to form a planar structure. The capillaries can be bound together, by being fused (e.g., where the capillaries are made of glass), glued, bonded, or clamped side-by-side. The capillary array can be formed of any number of individual capillaries, for example, a range from 100 to 4,000,000 capillaries. A capillary array can form a microtiter plate having about 100,000 or more individual capillaries bound together.

Arrays, or "BioChips"

[0383] Nucleic acids or polypeptides of the invention can be immobilized to or applied to an array. Arrays can be used to screen for or monitor libraries of compositions (e.g., small molecules, antibodies, nucleic acids, etc.) for their ability to bind to or modulate the activity of a nucleic acid or a polypeptide of the invention, for example, a monitored parameter

is transcript expression of a phytase gene. One or more, or, all the transcripts of a cell can be measured by hybridization of a sample comprising transcripts of the cell, or, nucleic acids representative of or complementary to transcripts of a cell, by hybridization to immobilized nucleic acids on an array, or "biochip." By using an "array" of nucleic acids on a microchip, some or all of the transcripts of a cell can be simultaneously quantified. Alternatively, arrays comprising genomic nucleic acid can also be used to determine the genotype of a newly engineered strain. "Polypeptide arrays" can also be used to simultaneously quantify a plurality of proteins.

[0384] In alternative aspects, "arrays" or "microarrays" or "biochips" or "chips" comprise a plurality of target elements in addition to a nucleic acid and/or a polypeptide or peptide of the invention; each target element can comprises a defined amount of one or more polypeptides (including antibodies) or nucleic acids immobilized onto a defined area of a substrate surface, as discussed in further detail, below.

[0385] These may be used any known "array," also referred to as a "microarray" or "nucleic acid array" or "polypeptide array" or "antibody array" or "biochip," or variation thereof. Arrays are generically a plurality of "spots" or "target elements," each target element comprising a defined amount of one or more biological molecules, e.g., oligonucleotides, immobilized onto a defined area of a substrate surface for specific binding to a sample molecule, e.g., mRNA transcripts.

[0386] Arrays and/or method of making and using arrays are described, for example, in U.S. Patent Nos. 6,277,628; 6,277,489; 6,261,776; 6,258,606; 6,054,270; 6,048,695; 6,045,996; 6,022,963; 6,013,440; 5,965,452; 5,959,098; 5,856,174; 5,830,645; 5,770,456; 5,632,957; 5,556,752; 5,143,854; 5,807,522; 5,800,992; 5,744,305; 5,700,637; 5,556,752; 5,434,049; see also, e.g., WO 99/51773; WO 99/09217; WO 97/46313; WO 96/17958; see also, e.g., Johnston (1998) *Curr. Biol.* 8:R171-R174; Schummer (1997) *Biotechniques* 23:1087-1092; Kern (1997) *Biotechniques* 23:120-124; Solinas-Toldo (1997) *Genes, Chromosomes & Cancer* 20:399-407; Bowtell (1999) *Nature Genetics Supp.* 21:25-32. See also published U.S. patent applications Nos. 20010018642; 20010019827; 20010016322; 20010014449; 20010014448; 20010012537; 20010008765.

Polypeptides and peptides

[0387] The invention provides isolated, synthetic or recombinant polypeptides having an amino acid sequence at least 95%, 96% 97%, 98% or 99% sequence identity to SEQ ID NO:2, and comprising the mutation(s) discussed herein. The invention further provides isolated, synthetic or recombinant nucleic acids encoding such polypeptides For reference, the synthetically generated "parent" SEQ ID NO:2 is:

EP 2 432 797 B1

Met Lys Ala Ile Leu Ile Pro Phe Leu Ser Leu Leu Ile Pro Leu Thr
 1 5 10 15
 Pro Gln Ser Ala Phe Ala Gln Ser Glu Pro Glu Leu Lys Leu Glu Ser
 5 20 25 30
 Val Val Ile Val Ser Arg His Gly Val Arg Ala Pro Thr Lys Ala Thr
 35 40 45
 Gln Leu Met Gln Asp Val Thr Pro Asp Ala Trp Pro Thr Trp Pro Val
 10 50 55 60
 Lys Leu Gly Glu Leu Thr Pro Arg Gly Gly Glu Leu Ile Ala Tyr Leu
 65 70 75 80
 Gly His Tyr Trp Arg Gln Arg Leu Val Ala Asp Gly Leu Leu Pro Lys
 15 85 90 95
 Cys Gly Cys Pro Gln Ser Gly Gln Val Ala Ile Ile Ala Asp Val Asp
 100 105 110
 Glu Arg Thr Arg Lys Thr Gly Glu Ala Phe Ala Ala Gly Leu Ala Pro
 115 120 125
 Asp Cys Ala Ile Thr Val His Thr Gln Ala Asp Thr Ser Ser Pro Asp
 20 130 135 140
 Pro Leu Phe Asn Pro Leu Lys Thr Gly Val Cys Gln Leu Asp Asn Ala
 145 150 155 160
 Asn Val Thr Asp Ala Ile Leu Glu Arg Ala Gly Gly Ser Ile Ala Asp
 25 165 170 175
 Phe Thr Gly His Tyr Gln Thr Ala Phe Arg Glu Leu Glu Arg Val Leu
 180 185 190
 Asn Phe Pro Gln Ser Asn Leu Cys Leu Lys Arg Glu Lys Gln Asp Glu
 30 195 200 205
 Ser Cys Ser Leu Thr Gln Ala Leu Pro Ser Glu Leu Lys Val Ser Ala
 210 215 220
 Asp Cys Val Ser Leu Thr Gly Ala Val Ser Leu Ala Ser Met Leu Thr
 35 225 230 235 240
 Glu Ile Phe Leu Leu Gln Gln Ala Gln Gly Met Pro Glu Pro Gly Trp
 245 250 255
 Gly Arg Ile Thr Asp Ser His Gln Trp Asn Thr Leu Leu Ser Leu His
 260 265 270
 Asn Ala Gln Phe Asp Leu Leu Gln Arg Thr Pro Glu Val Ala Arg Ser
 275 280 285
 Arg Ala Thr Pro Leu Leu Asp Leu Ile Lys Thr Ala Leu Thr Pro His
 290 295 300
 Pro Pro Gln Lys Gln Ala Tyr Gly Val Thr Leu Pro Thr Ser Val Leu
 45 305 310 315 320
 Phe Ile Ala Gly His Asp Thr Asn Leu Ala Asn Leu Gly Gly Ala Leu
 325 330 335
 Glu Leu Asn Trp Thr Leu Pro Gly Gln Pro Asp Asn Thr Pro Pro Gly
 50

55

	340	345	350
	Gly Glu Leu Val Phe Glu Arg Trp Arg Arg Leu Ser Asp Asn Ser Gln		
	355	360	365
5	Trp Ile Gln Val Ser Leu Val Phe Gln Thr Leu Gln Gln Met Arg Asp		
	370	375	380
	Lys Thr Pro Leu Ser Leu Asn Thr Pro Pro Gly Glu Val Lys Leu Thr		
	385	390	395
10	Leu Ala Gly Cys Glu Glu Arg Asn Ala Gln Gly Met Cys Ser Leu Ala		
	405	410	415
	Gly Phe Thr Gln Ile Val Asn Glu Ala Arg Ile Pro Ala Cys Ser Leu		
	420	425	430

15 **[0388]** The sequence of the parental phytase SEQ ID NO:2, encoded by, e.g., SEQ ID NO:1, showing the gene site saturation mutagenesis (GSSM)-generated sequence modifications selected for GeneReassembly™ library construction, as described in Example 1, are shown in Figure 4. Parental phytase SEQ ID NO:2, encoded by, e.g., SEQ ID NO:1 was subjected to further gene site saturation mutagenesis (GSSM) sequence modifications, site directed mutagenesis (SDM) and TMCA library construction, as described in Example 2.

20 **[0389]** Polypeptide and peptides of the invention have phytase activity. They also can be useful as, e.g., labeling probes, antigens, toleragens, motifs, phytase active sites.

[0390] In alternative aspects, polypeptides and peptides of the invention are synthetic or are recombinantly generated polypeptides. Peptides and proteins can be recombinantly expressed *in vitro* or *in vivo*. The peptides and polypeptides of the invention can be made and isolated using any method known in the art. Polypeptide and peptides of the invention can also be synthesized, whole or in part, using chemical methods well known in the art. See e.g., Caruthers (1980) Nucleic Acids Res. Symp. Ser. 215-223; Horn (1980) Nucleic Acids Res. Symp. Ser. 225-232; Banga, A.K., Therapeutic Peptides and Proteins, Formulation, Processing and Delivery Systems (1995) Technomic Publishing Co., Lancaster, PA. For example, peptide synthesis can be performed using various solid-phase techniques (see e.g., Roberge (1995) Science 269:202; Merrifield (1997) Methods Enzymol. 289:3 13) and automated synthesis may be achieved, e.g., using the ABI 431A Peptide Synthesizer (Perkin Elmer) in accordance with the instructions provided by the manufacturer. The enzymes and polynucleotides of the present invention can be provided in an isolated form or purified to homogeneity. The phytase polypeptide of the invention can be obtained using any of several standard methods. For example, phytase polypeptides can be produced in a standard recombinant expression system (as described herein), chemically synthesized (although somewhat limited to small phytase peptide fragments), or purified from organisms in which they are naturally expressed. Useful recombinant expression methods include mammalian hosts, microbial hosts, and plant hosts.

35 **[0391]** In alternative aspects, polypeptides and peptides of the invention comprise "amino acids" or "amino acid sequences" that are oligopeptides, peptides, polypeptides or protein sequences, or alternatively, are fragments, portions or subunits of any of these, and to naturally occurring or synthetic molecules.

[0392] In alternative aspects, "recombinant" polypeptides or proteins of the invention include (refer to) polypeptides or proteins produced by recombinant DNA techniques; e.g., produced from cells transformed by an exogenous DNA construct encoding the desired polypeptide or protein. "Synthetic" nucleic acids (including oligonucleotides), polypeptides or proteins of the invention include those prepared by chemical synthesis, as described in detail herein. In alternative aspects, polypeptides or proteins of the invention comprise amino acids joined to each other by peptide bonds or modified peptide bonds, *i.e.*, peptide isosteres, and may contain modified amino acids other than the 20 gene-encoded amino acids. The polypeptides may be modified by either natural processes, such as post-translational processing, or by chemical modification techniques that are well known in the art. Modifications can occur anywhere in the polypeptide, including the peptide backbone, the amino acid side-chains and the amino or carboxyl termini. It will be appreciated that the same type of modification may be present in the same or varying degrees at several sites in a given polypeptide. Also a given polypeptide may have many types of modifications, for example, acetylation, acylation, ADP-ribosylation, amidation, covalent attachment of flavin, covalent attachment of a heme moiety, covalent attachment of a nucleotide or nucleotide derivative, covalent attachment of a lipid or lipid derivative, covalent attachment of a phosphatidylinositol, cross-linking cyclization, disulfide bond formation, demethylation, formation of covalent cross-links, formation of cysteine, formation of pyroglutamate, formylation, gamma-carboxylation, glycosylation, GPI anchor formation, hydroxylation, iodination, methylation, myristoylation, oxidation, pegylation, proteolytic processing, phosphorylation, prenylation, racemization, selenoylation, sulfation, and transfer-RNA mediated addition of amino acids to protein such as arginylation.

55 **[0393]** In alternative aspects, "synthetic" polypeptides or protein are those prepared by chemical synthesis. Solid-phase chemical peptide synthesis methods can also be used to synthesize the polypeptide or fragments of the invention. Such method have been known in the art since the early 1960's (Merrifield, R. B., J. Am. Chem. Soc., 85:2149-2154,

1963) (See also Stewart, J. M. and Young, J. D., Solid Phase Peptide Synthesis, 2 ed., Pierce Chemical Co., Rockford, Ill., pp. 11-12) and have recently been employed in commercially available laboratory peptide design and synthesis kits (Cambridge Research Biochemicals). Such commercially available laboratory kits have generally utilized the teachings of H. M. Geysen et al, Proc. Natl. Acad. Sci., USA, 81:3998 (1984) and provide for synthesizing peptides upon the tips of a multitude of "rods" or "pins" all of which are connected to a single plate. When such a system is utilized, a plate of rods or pins is inverted and inserted into a second plate of corresponding wells or reservoirs, which contain solutions for attaching or anchoring an appropriate amino acid to the pin's or rod's tips. By repeating such a process step, *i.e.*, inverting and inserting the rod and pin's tips into appropriate solutions, amino acids are built into desired peptides. In addition, a number of available Fmoc peptide synthesis systems are available. For example, assembly of a polypeptide or fragment can be carried out on a solid support using an Applied Biosystems, Inc. Model 431A automated peptide synthesizer. Such equipment provides ready access to the peptides of the invention, either by direct synthesis or by synthesis of a series of fragments that can be coupled using other known techniques.

[0394] In alternative aspects, peptides and polypeptides of the invention are glycosylated. The glycosylation can be added post-translationally either chemically or by cellular biosynthetic mechanisms, wherein the later incorporates the use of known glycosylation motifs, which can be native to the sequence or can be added as a peptide or added in the nucleic acid coding sequence. The glycosylation can be O-linked or N-linked, or, a combination thereof.

[0395] In alternative aspects, peptides and polypeptides of the invention, as defined above, comprise "mimetic" and "peptidomimetic" forms, either in part or completely. In one aspect, the terms "mimetic" and "peptidomimetic" refer to a synthetic chemical compound which has substantially the same structural and/or functional characteristics of the polypeptides of the invention. The mimetic can be either entirely composed of synthetic, non-natural analogues of amino acids, or, is a chimeric molecule of partly natural peptide amino acids and partly non-natural analogs of amino acids. The mimetic can also incorporate any amount of natural amino acid conservative substitutions as long as such substitutions also do not substantially alter the mimetic's structure and/or activity. As with polypeptides of the invention which are conservative variants, routine experimentation will determine whether a mimetic is within the scope of the invention, *i.e.*, that its structure and/or function is not substantially altered. Thus, in one aspect, a mimetic composition is within the scope of the invention if it has a phytase activity.

[0396] In alternative aspects, peptides and polypeptides of the invention have sequences comprising the specific modification to SEQ ID NO:2, as defined above, and also conservative substitutions that may or may not modify activity, *e.g.*, enzymatic activity. In alternative aspects, conservative substitutions are those that substitute a given amino acid in a polypeptide by another amino acid of like characteristics. In alternative aspects, conservative substitutions are the following replacements: replacements of an aliphatic amino acid such as Ala, Val, Leu and Ile with another aliphatic amino acid; replacement of a Ser with a Thr or vice versa; replacement of an acidic residue such as Asp and Glu with another acidic residue; replacement of a residue bearing an amide group, such as Asn and Gln, with another residue bearing an amide group; exchange of a basic residue such as Lys and Arg with another basic residue; and replacement of an aromatic residue such as Phe, Tyr with another aromatic residue.

[0397] Polypeptide mimetic compositions of the invention can contain any combination of non-natural structural components. In alternative aspect, mimetic compositions of the invention include one or all of the following three structural groups: a) residue linkage groups other than the natural amide bond ("peptide bond") linkages; b) non-natural residues in place of naturally occurring amino acid residues; or c) residues which induce secondary structural mimicry, *i.e.*, to induce or stabilize a secondary structure, *e.g.*, a beta turn, gamma turn, beta sheet, alpha helix conformation, and the like. For example, a polypeptide of the invention can be characterized as a mimetic when all or some of its residues are joined by chemical means other than natural peptide bonds. Individual peptidomimetic residues can be joined by peptide bonds, other chemical bonds or coupling means, such as, *e.g.*, glutaraldehyde, N-hydroxysuccinimide esters, bifunctional maleimides, N,N'-dicyclohexylcarbodiimide (DCC) or N,N'-diisopropylcarbodiimide (DIC). Linking groups that can be an alternative to the traditional amide bond ("peptide bond") linkages include, *e.g.*, ketomethylene (*e.g.*, -C(=O)-CH₂- for -C(=O)-NH-), aminomethylene (CH₂-NH), ethylene, olefin (CH=CH), ether (CH₂-O), thioether (CH₂-S), tetrazole (CN₄-), thiazole, retroamide, thioamide, or ester (see, *e.g.*, Spatola (1983) in Chemistry and Biochemistry of Amino Acids, Peptides and Proteins, Vol. 7, pp 267-357, "Peptide Backbone Modifications," Marcell Dekker, NY).

[0398] A polypeptide of the invention can also be characterized as a mimetic by containing all or some non-natural residues in place of naturally occurring amino acid residues. Non-natural residues are well described in the scientific and patent literature; a few exemplary non-natural compositions useful as mimetics of natural amino acid residues and guidelines are described below. Mimetics of aromatic amino acids can be generated by replacing by, *e.g.*, D- or L-naphylalanine; D- or L-phenylglycine; D- or L-2-thienylalanine; D- or L-1, -2, 3-, or 4-pyrenylalanine; D- or L-3-thienylalanine; D- or L-(2-pyridinyl)-alanine; D- or L-(3-pyridinyl)-alanine; D- or L-(2-pyrazinyl)-alanine; D- or L-(4-isopropyl)-phenylglycine; D-(trifluoromethyl)-phenylglycine; D-(trifluoromethyl)-phenylalanine; D-p-fluoro-phenylalanine; D- or L-p-biphenylphenylalanine; K- or L-p-methoxy-biphenylphenylalanine; D- or L-2-indole(alkyl)alanines; and, D- or L-alkylalanines, where alkyl can be substituted or unsubstituted methyl, ethyl, propyl, hexyl, butyl, pentyl, isopropyl, iso-butyl, sec-isotyl, iso-pentyl, or a non-acidic amino acids. Aromatic rings of a non-natural amino acid include, *e.g.*, thiazolyl,

thiophenyl, pyrazolyl, benzimidazolyl, naphthyl, furanyl, pyrrolyl, and pyridyl aromatic rings.

[0399] Mimetics of acidic amino acids can be generated by substitution by, e.g., non-carboxylate amino acids while maintaining a negative charge; (phosphono)alanine; sulfated threonine. Carboxyl side groups (e.g., aspartyl or glutamyl) can also be selectively modified by reaction with carbodiimides (R'-N-C-N-R') such as, e.g., 1-cyclohexyl-3(2-morpholinyl-4-ethyl) carbodiimide or 1-ethyl-3(4-azonia-4,4-dimethylpentyl) carbodiimide. Aspartyl or glutamyl can also be converted to asparaginyl and glutaminyl residues by reaction with ammonium ions. Mimetics of basic amino acids can be generated by substitution with, e.g., (in addition to lysine and arginine) the amino acids ornithine, citrulline, or (guanidino)-acetic acid, or (guanidino)alkyl-acetic acid, where alkyl is defined above. Nitrile derivative (e.g., containing the CN-moiety in place of COOH) can be substituted for asparagine or glutamine. Asparaginyl and glutaminyl residues can be deaminated to the corresponding aspartyl or glutamyl residues. Arginine residue mimetics can be generated by reacting arginyl with, e.g., one or more conventional reagents, including, e.g., phenylglyoxal, 2,3-butanedione, 1,2-cyclohexanedione, or ninhydrin, which for these reagents it may be preferable to use alkaline conditions. Tyrosine residue mimetics can be generated by reacting tyrosyl with, e.g., aromatic diazonium compounds or tetranitromethane. N-acetylimidizol and tetranitromethane can be used to form O-acetyl tyrosyl species and 3-nitro derivatives, respectively. Cysteine residue mimetics can be generated by reacting cysteinyl residues with, e.g., alpha-haloacetates such as 2-chloroacetic acid or chloroacetamide and corresponding amines; to give carboxymethyl or carboxyamidomethyl derivatives. Cysteine residue mimetics can also be generated by reacting cysteinyl residues with, e.g., bromo-trifluoroacetone, alpha-bromo-beta-(5-imidazolyl) propionic acid; chloroacetyl phosphate, N-alkylmaleimides, 3-nitro-2-pyridyl disulfide; methyl 2-pyridyl disulfide; p-chloromercuribenzoate; 2-chloromercuri-4 nitrophenol; or, chloro-7-nitrobenzo-oxa-1,3-diazole. Lysine mimetics can be generated (and amino terminal residues can be altered) by reacting lysinyl with, e.g., succinic or other carboxylic acid anhydrides. Lysine and other alpha-amino-containing residue mimetics can also be generated by reaction with imidoesters, such as methyl picolinimidate, pyridoxal phosphate, pyridoxal, chloroborohydride, trinitro-benzenesulfonic acid, O-methylisourea, 2,4, pentanedione, and transamidase-catalyzed reactions with glyoxylate. Mimetics of methionine can be generated by reaction with, e.g., methionine sulfoxide. Mimetics of proline include, e.g., pipercolic acid, thiazolidine carboxylic acid, 3- or 4- hydroxy proline, dehydroproline, 3- or 4-methylproline, or 3,3-dimethylproline. Histidine residue mimetics can be generated by reacting histidyl with, e.g., diethylprocarbonate or para-bromophenacyl bromide. Other mimetics include, e.g., those generated by hydroxylation of proline and lysine; phosphorylation of the hydroxyl groups of seryl or threonyl residues; methylation of the alpha-amino groups of lysine, arginine and histidine; acetylation of the N-terminal amine; methylation of main chain amide residues or substitution with N-methyl amino acids; or amidation of C-terminal carboxyl groups.

[0400] A residue, e.g., an amino acid, of a polypeptide of the invention can also be replaced by an amino acid (or peptidomimetic residue) of the opposite chirality. Thus, any amino acid naturally occurring in the L-configuration (which can also be referred to as the R or S, depending upon the structure of the chemical entity) can be replaced with the amino acid of the same chemical structural type or a peptidomimetic, but of the opposite chirality, referred to as the D-amino acid, but also can be referred to as the R- or S- form.

[0401] Methods for modifying the polypeptides of the invention may be by either natural processes, such as post-translational processing (e.g., phosphorylation, acylation, etc), or by chemical modification techniques. Modifications can occur anywhere in the polypeptide, including the peptide backbone, the amino acid side-chains and the amino or carboxyl termini. It will be appreciated that the same type of modification may be present in the same or varying degrees at several sites in a given polypeptide. Also a given polypeptide may have many types of modifications. Modifications include acetylation, acylation, ADP-ribosylation, amidation, covalent attachment of flavin, covalent attachment of a heme moiety, covalent attachment of a nucleotide or nucleotide derivative, covalent attachment of a lipid or lipid derivative, covalent attachment of a phosphatidylinositol, cross-linking cyclization, disulfide bond formation, demethylation, formation of covalent cross-links, formation of cysteine, formation of pyroglutamate, formylation, gamma-carboxylation, glycosylation, GPI anchor formation, hydroxylation, iodination, methylation, myristoylation, oxidation, pegylation, proteolytic processing, phosphorylation, prenylation, racemization, selenoylation, sulfation, and transfer-RNA mediated addition of amino acids to protein such as arginylation. See, e.g., Creighton, T.E., *Proteins - Structure and Molecular Properties* 2nd Ed., W.H. Freeman and Company, New York (1993); *Posttranslational Covalent Modification of Proteins*, B.C. Johnson, Ed., Academic Press, New York, pp. 1-12 (1983).

[0402] Solid-phase chemical peptide synthesis methods can also be used to synthesize the polypeptide or fragments of the invention. Such method have been known in the art since the early 1960's (Merrifield, R. B., *J. Am. Chem. Soc.*, 85:2149-2154, 1963) (See also Stewart, J. M. and Young, J. D., *Solid Phase Peptide Synthesis*, 2nd Ed., Pierce Chemical Co., Rockford, Ill., pp. 11-12) and have recently been employed in commercially available laboratory peptide design and synthesis kits (Cambridge Research Biochemicals). Such commercially available laboratory kits have generally utilized the teachings of H. M. Geysen et al, *Proc. Natl. Acad. Sci., USA*, 81:3998 (1984) and provide for synthesizing peptides upon the tips of a multitude of "rods" or "pins" all of which are connected to a single plate. When such a system is utilized, a plate of rods or pins is inverted and inserted into a second plate of corresponding wells or reservoirs, which contain solutions for attaching or anchoring an appropriate amino acid to the pin's or rod's tips. By repeating such a

process step, i.e., inverting and inserting the rod's and pin's tips into appropriate solutions, amino acids are built into desired peptides. In addition, a number of available Fmoc peptide synthesis systems are available. For example, assembly of a polypeptide or fragment can be carried out on a solid support using an Applied Biosystems, Inc. Model 431A™ automated peptide synthesizer. Such equipment provides ready access to the peptides of the invention, either

5 by direct synthesis or by synthesis of a series of fragments that can be coupled using other known techniques.

[0403] In one aspect, peptides and polypeptides of the invention have sequences comprising the specific modification to SEQ ID NO:2, as defined above, and also "substantially identical" amino acid sequences, i.e., a sequence that differs by one or more conservative or non-conservative amino acid substitutions, deletions, or insertions, particularly when such a substitution occurs at a site that is not the active site of the molecule, and provided that the polypeptide essentially

10 retains its functional properties. In one aspect, peptides and polypeptides of the invention have sequences comprising the specific modification to SEQ ID NO:2, as defined above, and conservative amino acid substitutions that substitute one amino acid for another of the same class, for example, substitution of one hydrophobic amino acid, such as isoleucine, valine, leucine, or methionine, for another, or substitution of one polar amino acid for another, such as substitution of arginine for lysine, glutamic acid for aspartic acid or glutamine for asparagine. In one aspect, one or more amino acids

15 can be deleted, for example, from a phytase polypeptide of the invention to result in modification of the structure of the polypeptide without significantly altering its biological activity, or alternative, to purposely significantly alter its biological activity. For example, amino- or carboxyl-terminal amino acids that are required, or alternatively are not required, for phytase biological activity can be removed and/or added. Modified polypeptide sequences of the invention can be assayed for phytase biological activity by any number of methods, including contacting the modified polypeptide sequence

20 with a phytase substrate and determining whether the modified polypeptide decreases the amount of specific substrate in the assay or increases the bioproducts of the enzymatic reaction of a functional phytase polypeptide with the substrate.

[0404] Another aspect of the invention comprises polypeptides having about 95%, 96%, 97%, 98%, 99%, or more sequence identity to SEQ ID NO:2 and having the specific enumerated sequence modification(s), as discussed above.

[0405] These amino acid sequence variants of the invention can be characterized by a predetermined nature of the variation, a feature that sets them apart from a naturally occurring form, e.g., an allelic or interspecies variation of a phytase sequence. In one aspect, the variants of the invention exhibit the same qualitative biological activity as the naturally occurring analogue. Alternatively, the variants can be selected for having modified characteristics. In one aspect, while the site or region for introducing an amino acid sequence variation is predetermined, the mutation per se need not be predetermined. For example, in order to optimize the performance of a mutation at a given site, random

25 mutagenesis may be conducted at the target codon or region and the expressed phytase variants screened for the optimal combination of desired activity. Techniques for making substitution mutations at predetermined sites in DNA having a known sequence are well known, as discussed herein for example, M13 primer mutagenesis and PCR mutagenesis. Screening of the mutants can be done using, e.g., assays of catalysis of phytate (myo-inositol-hexaphosphate) to inositol and inorganic phosphate; or, the hydrolysis of phytate (myo-inositol-hexaphosphate). In alternative aspects,

30 amino acid substitutions can be single residues; insertions can be on the order of from about 1 to 20 amino acids, although considerably larger insertions can be done. Deletions can range from about 1 to about 20, 30, 40, 50, 60, 70 residues or more. To obtain a final derivative with the optimal properties, substitutions, deletions, insertions or any combination thereof may be used. Generally, these changes are done on a few amino acids to minimize the alteration of the molecule. However, larger changes may be tolerated in certain circumstances.

[0406] Polypeptides of the invention may be obtained through biochemical enrichment or purification procedures. The sequence of potentially homologous polypeptides or fragments may be determined by proteolytic digestion, gel electrophoresis and/or microsequencing.

[0407] Polypeptides of the invention may be used to catalyze biochemical reactions to indicate that a fragment or variant retains the enzymatic activity of a polypeptides of the invention.

[0408] An exemplary assay for determining if fragments of variants retain the enzymatic activity of the polypeptides of the invention comprises: contacting the polypeptide fragment or variant with a substrate molecule under conditions which allow the polypeptide fragment or variant to function, and detecting either a decrease in the level of substrate or an increase in the level of the specific reaction product of the reaction between the polypeptide and substrate.

[0409] Polypeptides of the invention may be used to catalyze biochemical reactions.

[0410] The invention provides phytases having no or modified signal sequences (also called signal peptides (SPs), or leader peptides), or heterologous signal sequences. The polypeptides of the invention also can have no or modified or heterologous prepro domains and/or catalytic domains (CDs). The modified or heterologous SPs, prepro domains and/or CDs incorporated in a polypeptide the invention can be part of a fusion protein, e.g., as a heterologous domain in a chimeric protein, or added by a chemical linking agent. For example, an enzyme of the invention can comprise a heterologous SP and/or prepro in a vector, e.g., a pPIC series vector (Invitrogen, Carlsbad, CA).

[0411] Additionally, polypeptides of the invention can further comprise heterologous sequences, either sequences from other phytases, or from non-phytase sources, or entirely synthetic sequences. Thus, in one aspect, a nucleic acid of the invention comprises coding sequence for an endogenous, modified or heterologous signal sequence (SP), prepro

domain and/or catalytic domain (CD) and a heterologous sequence (i.e., a sequence not naturally associated with the a signal sequence (SP), prepro domain and/or catalytic domain (CD) of the invention). The heterologous sequence can be on the 3' terminal end, 5' terminal end, and/or on both ends of the SP, prepro domain and/or CD coding sequence.

5 [0412] Methods for identifying "prepro" domain sequences and signal sequences are well known in the art, see, e.g., Van de Ven (1993) Crit. Rev. Oncog. 4(2):115-136. For example, to identify a prepro sequence, the protein is purified from the extracellular space and the N-terminal protein sequence is determined and compared to the unprocessed form. Various methods of recognition of signal sequences are known to those of skill in the art. For example, in one aspect, signal peptides for use with polypeptides of the invention are identified by a method referred to as SignalP. SignalP uses a combined neural network which recognizes both signal peptides and their cleavage sites; see, e.g., Nielsen (1997) "Identification of prokaryotic and eukaryotic signal peptides and prediction of their cleavage sites" Protein Engineering 10:1-6.

10 [0413] The invention provides phytase enzymes where the structure of the polypeptide backbone, the secondary or the tertiary structure, e.g., an alpha-helical or beta-sheet structure, has been modified. In one aspect, the charge or hydrophobicity has been modified. In one aspect, the bulk of a side chain has been modified. Substantial changes in function or immunological identity are made by selecting substitutions that are less conservative. For example, substitutions can be made which more significantly affect: the structure of the polypeptide backbone in the area of the alteration, for example an alpha-helical or a beta-sheet structure; a charge or a hydrophobic site of the molecule, which can be at an active site; or a side chain. The invention provides substitutions in polypeptide of the invention where (a) a hydrophilic residues, e.g. seryl or threonyl, is substituted for (or by) a hydrophobic residue, e.g. leucyl, isoleucyl, phenylalanyl, valyl or alanyl; (b) a cysteine or proline is substituted for (or by) any other residue; (c) a residue having an electropositive side chain, e.g. lysyl, arginyl, or histidyl, is substituted for (or by) an electronegative residue, e.g. glutamyl or aspartyl; or (d) a residue having a bulky side chain, e.g. phenylalanine, is substituted for (or by) one not having a side chain, e.g. glycine. The variants can exhibit the same qualitative biological activity (i.e., phytase enzyme activity) although variants can be selected to modify the characteristics of the phytase as needed.

15 [0414] In one aspect, phytases of the invention comprise epitopes or purification tags, signal sequences or other fusion sequences, etc. In one aspect, phytases of the invention can be fused to a random peptide to form a fusion polypeptide. By "fused" or "operably linked" herein is meant that the random peptide and the phytase are linked together, in such a manner as to minimize the disruption to the stability of phytase activity. The fusion polypeptide (or fusion polynucleotide encoding the fusion polypeptide) can comprise further components as well, including multiple peptides at multiple loops.

20 [0415] In one aspect, phytases of the invention are chimeric polypeptides, e.g., comprising heterologous SPs, carbohydrate binding modules, phytase enzyme catalytic domains, linkers and/or non-phytase catalytic domains. The invention provides a means for generating chimeric polypeptides which may encode biologically active hybrid polypeptides (e.g., hybrid phytase enzymes). In one aspect, the original polynucleotides encode biologically active polypeptides. The method of the invention produces new hybrid polypeptides by utilizing cellular processes which integrate the sequence of the original polynucleotides such that the resulting hybrid polynucleotide encodes a polypeptide demonstrating activities derived from the original biologically active polypeptides. For example, the original polynucleotides may encode a particular enzyme from different microorganisms. An enzyme encoded by a first polynucleotide from one organism or variant may, for example, function effectively under a particular environmental condition, e.g. high salinity. An enzyme encoded by a second polynucleotide from a different organism or variant may function effectively under a different environmental condition, such as extremely high temperatures. A hybrid polynucleotide containing sequences from the first and second original polynucleotides may encode an enzyme which exhibits characteristics of both enzymes encoded by the original polynucleotides. Thus, the enzyme encoded by the hybrid polynucleotide may function effectively under environmental conditions shared by each of the enzymes encoded by the first and second polynucleotides, e.g., high salinity and extreme temperatures.

25 [0416] Thus, a hybrid polypeptide resulting from this method of the invention may exhibit specialized enzyme activity not displayed in the original enzymes. For example, following recombination and/or reductive reassortment of polynucleotides encoding phytase enzymes, the resulting hybrid polypeptide encoded by a hybrid polynucleotide can be screened for specialized enzyme activities, e.g., hydrolase, peptidase, phosphorylase, etc., activities, obtained from each of the original enzymes. Thus, for example, the hybrid polypeptide may be screened to ascertain those chemical functionalities which distinguish the hybrid polypeptide from the original parent polypeptides, such as the temperature, pH or salt concentration at which the hybrid polypeptide functions.

30 [0417] A hybrid polypeptide may exhibit specialized enzyme activity not displayed in the original enzymes. For example, following recombination and/or reductive reassortment of polynucleotides encoding hydrolase activities, the resulting hybrid polypeptide encoded by a hybrid polynucleotide can be screened for specialized hydrolase activities obtained from each of the original enzymes, i.e., the type of bond on which the hydrolase acts and the temperature at which the hydrolase functions. Thus, for example, a phytase may be screened to ascertain those chemical functionalities which distinguish the hybrid phytase from the original phytases, such as: (a) amide (peptide bonds), i.e., proteases; (b) ester bonds, i.e., esterases and lipases; (c) acetals, i.e., glycosidases and, for example, the temperature, pH or salt concen-

tration at which the hybrid polypeptide functions.

[0418] Biologically active hybrid polypeptide may be produced and screened for enhanced activity by:

- (1) introducing at least a first polynucleotide in operable linkage and a second polynucleotide in operable linkage, said at least first polynucleotide and second polynucleotide sharing at least one region of partial sequence homology, into a suitable host cell;
- (2) growing the host cell under conditions which promote sequence reorganization resulting in a hybrid polynucleotide in operable linkage;
- (3) expressing a hybrid polypeptide encoded by the hybrid polynucleotide;
- (4) screening the hybrid polypeptide under conditions which promote identification of enhanced biological activity; and
- (5) isolating the a polynucleotide encoding the hybrid polypeptide.

[0419] Methods for screening for various enzyme activities are known to those of skill in the art and are discussed throughout the present specification. Such methods may be employed when isolating the polypeptides and polynucleotides of the invention.

[0420] Stabilized aqueous liquid formulations having phytase activity may be produced that exhibit increased resistance to heat inactivation of the enzyme activity and which retain their phytase activity during prolonged periods of storage. The liquid formulations are stabilized by means of the addition of urea and/or a polyol such as sorbitol and glycerol as stabilizing agent. Also provided are feed preparations for monogastric animals and methods for the production thereof that result from the use of such stabilized aqueous liquid formulations. Additional details regarding this approach are in the public literature and/or are known to the skilled artisan. In a particular non-limiting exemplification, such publicly available literature includes EP 0626010 (WO 9316175 A1) (Barendse et al.), although references in the publicly available literature do not teach the inventive molecules of the instant application.

Antibodies and Antibody-based screening methods

[0421] These antibodies that specifically bind to a phytase of the invention can be used to isolate, identify or quantify the phytases of the invention or related polypeptides. These antibodies can be used to inhibit the activity of an enzyme of the invention. These antibodies can be used to isolated polypeptides related to those of the invention, e.g., related phytase enzymes.

[0422] Such antibodies can comprise a peptide or polypeptide derived from, modeled after or substantially encoded by an immunoglobulin gene or immunoglobulin genes, or fragments thereof, capable of specifically binding an antigen or epitope, see, e.g. Fundamental Immunology, Third Edition, W.E. Paul, ed., Raven Press, N.Y. (1993); Wilson (1994) J. Immunol. Methods 175:267-273; Yarmush (1992) J. Biochem. Biophys. Methods 25:85-97. The term antibody includes antigen-binding portions, i.e., "antigen binding sites," (e.g., fragments, subsequences, complementarity determining regions (CDRs)) that retain capacity to bind antigen, including (i) a Fab fragment, a monovalent fragment consisting of the VL, VH, CL and CH1 domains; (ii) a F(ab')₂ fragment, a bivalent fragment comprising two Fab fragments linked by a disulfide bridge at the hinge region; (iii) a Fd fragment consisting of the VH and CH1 domains; (iv) a Fv fragment consisting of the VL and VH domains of a single arm of an antibody, (v) a dAb fragment (Ward et al., (1989) Nature 341:544-546), which consists of a VH domain; and (vi) an isolated complementarity determining region (CDR). Single chain antibodies are also included by reference in the term "antibody."

[0423] The antibodies can be used in immunoprecipitation, staining (e.g., FACS), immunoaffinity columns, and the like. If desired, nucleic acid sequences encoding for specific antigens can be generated by immunization followed by isolation of polypeptide or nucleic acid, amplification or cloning and immobilization of polypeptide onto an array. Alternatively, the structure of an antibody produced by a cell may be modified, e.g., an antibody's affinity can be increased or decreased. Furthermore, the ability to make or modify antibodies can be a phenotype engineered into a cell.

[0424] Methods of immunization, producing and isolating antibodies (polyclonal and monoclonal) are known to those of skill in the art and described in the scientific and patent literature, see, e.g., Coligan, CURRENT PROTOCOLS IN IMMUNOLOGY, Wiley/Greene, NY (1991); Stites (eds.) BASIC AND CLINICAL IMMUNOLOGY (7th ed.) Lange Medical Publications, Los Altos, CA ("Stites"); Goding, MONOCLONAL ANTIBODIES: PRINCIPLES AND PRACTICE (2d ed.) Academic Press, New York, NY (1986); Kohler (1975) Nature 256:495; Harlow (1988) ANTIBODIES, A LABORATORY MANUAL, Cold Spring Harbor Publications, New York. Antibodies also can be generated *in vitro*, e.g., using recombinant antibody binding site expressing phage display libraries, in addition to the traditional *in vivo* methods using animals. See, e.g., Hoogenboom (1997) Trends Biotechnol. 15:62-70; Katz (1997) Annu. Rev. Biophys. Biomol. Struct. 26:27-45.

[0425] The polypeptides can be used to generate antibodies which bind specifically to the polypeptides of the invention. The resulting antibodies may be used in immunoaffinity chromatography procedures to isolate or purify the polypeptide or to determine whether the polypeptide is present in a biological sample. In such procedures, a protein preparation, such as an extract, or a biological sample is contacted with an antibody capable of specifically binding to one of the

polypeptides of the invention.

[0426] In immunoaffinity procedures, the antibody is attached to a solid support, such as a bead or other column matrix. The protein preparation is placed in contact with the antibody under conditions in which the antibody specifically binds to one of the polypeptides of the invention. After a wash to remove non-specifically bound proteins, the specifically bound polypeptides are eluted.

[0427] The ability of proteins in a biological sample to bind to the antibody may be determined using any of a variety of procedures familiar to those skilled in the art. For example, binding may be determined by labeling the antibody with a detectable label such as a fluorescent agent, an enzymatic label, or a radioisotope. Alternatively, binding of the antibody to the sample may be detected using a secondary antibody having such a detectable label thereon. Particular assays include ELISA assays, sandwich assays, radioimmunoassays, and Western Blots.

[0428] Polyclonal antibodies generated against the polypeptides of the invention can be obtained by direct injection of the polypeptides into an animal or by administering the polypeptides to an animal, for example, a nonhuman. The antibody so obtained will then bind the polypeptide itself. In this manner, even a sequence encoding only a fragment of the polypeptide can be used to generate antibodies which may bind to the whole native polypeptide. Such antibodies can then be used to isolate the polypeptide from cells expressing that polypeptide.

[0429] For preparation of monoclonal antibodies, any technique which provides antibodies produced by continuous cell line cultures can be used. Examples include the hybridoma technique, the trioma technique, the human B-cell hybridoma technique, and the EBV-hybridoma technique (see, e.g., Cole (1985) in *Monoclonal Antibodies and Cancer Therapy*, Alan R. Liss, Inc., pp. 77-96).

[0430] Techniques described for the production of single chain antibodies (see, e.g., U.S. Patent No. 4,946,778) can be adapted to produce single chain antibodies to the polypeptides of the invention. Alternatively, transgenic mice may be used to express humanized antibodies to these polypeptides or fragments thereof.

[0431] Antibodies generated against the polypeptides of the invention may be used in screening for similar polypeptides from other organisms and samples. In such techniques, polypeptides from the organism are contacted with the antibody and those polypeptides which specifically bind the antibody are detected. Any of the procedures described above may be used to detect antibody binding.

Kits

[0432] The disclosure provides kits comprising the compositions, e.g., nucleic acids, expression cassettes, vectors, cells, polypeptides (e.g., phytases) and/or antibodies discussed herein. The kits also can contain instructional material teaching the methodologies and industrial uses described herein.

[0433] The polypeptides of the invention may also be used to generate antibodies which bind specifically to the enzyme polypeptides or fragments. The resulting antibodies may be used in immunoaffinity chromatography procedures to isolate or purify the polypeptide or to determine whether the polypeptide is present in a biological sample. In such procedures, a protein preparation, such as an extract, or a biological sample is contacted with an antibody capable of specifically binding to one of a polypeptide of SEQ ID NO:2, sequences substantially identical thereto, or fragments of the foregoing sequences.

[0434] In immunoaffinity procedures, the antibody is attached to a solid support, such as a bead or other column matrix. The protein preparation is placed in contact with the antibody under conditions in which the antibody specifically binds to one of the polypeptides of SEQ ID NO:2, sequences substantially identical thereto, or fragment thereof. After a wash to remove non-specifically bound proteins, the specifically bound polypeptides are eluted.

[0435] The isolated polynucleotide sequences, polypeptide sequence, variants and mutants thereof can be measured for retention of biological activity characteristic to the enzyme of the present invention, for example, in an assay for detecting enzymatic phytase activity (Food Chemicals Codex, 4th Ed.). Such enzymes include truncated forms of phytase, and variants such as deletion and insertion variants of the polypeptide sequence as set forth in SEQ ID NO:2. These phytases have thermotolerance. That is, the phytase has a residual specific activity of about 90% after treatment at 70 °C. for 30 minutes and about 50% after treatment at 75 °C. for 30 minutes. The thermotolerance of the invention phytases is advantageous in using the enzyme as a feed additive as the feed can be molded, granulated, or pelletized at a high temperature.

[0436] For example, in one aspect, the invention provides an edible pelletized enzyme delivery matrix and method of use for delivery of phytase to an animal, for example as a nutritional supplement. The enzyme delivery matrix readily releases a phytase enzyme, in aqueous media, such as, for example, the digestive fluid of an animal. The invention enzyme delivery matrix is prepared from a granulate edible carrier selected from such components as grain germ that is spent of oil, hay, alfalfa, timothy, soy hull, sunflower seed meal, wheat meal, and the like, that readily disperse the recombinant enzyme contained therein into aqueous media. In use, the edible pelletized enzyme delivery matrix is administered to an animal to delivery of phytase to the animal. Suitable grain-based substrates may comprise or be derived from any suitable edible grain, such as wheat, corn, soy, sorghum, alfalfa, barley, and the like. An exemplary

grain-based substrate is a corn-based substrate. The substrate may be derived from any suitable part of the grain, e.g., a grain germ, approved for animal feed use, such as corn germ that is obtained in a wet or dry milling process. The grain germ can comprise spent germ, which is grain germ from which oil has been expelled, such as by pressing or hexane or other solvent extraction. Alternatively, the grain germ is expeller extracted, that is, the oil has been removed by pressing.

5 **[0437]** The enzyme delivery matrix of the invention is in the form of discrete plural particles, pellets or granules. By "granules" is meant particles that are compressed or compacted, such as by a pelletizing, extrusion, or similar compacting to remove water from the matrix. Such compression or compacting of the particles also promotes intraparticle cohesion of the particles. For example, the granules can be prepared by pelletizing the grain-based substrate in a pellet mill. The pellets prepared thereby are ground or crumbled to a granule size suitable for use as an adjuvant in animal feed. Since the matrix is itself approved for use in animal feed, it can be used as a diluent for delivery of enzymes in animal feed.

10 **[0438]** The enzyme delivery matrix can be in the form of granules having a granule size ranging from about 4 to about 400 mesh (USS); or about 8 to about 80 mesh; or about 14 to about 20 mesh. If the grain germ is spent via solvent extraction, use of a lubricity agent such as corn oil may be necessary in the pelletizer, but such a lubricity agent ordinarily is not necessary if the germ is expeller extracted. The matrix may be prepared by other compacting or compressing processes such as, for example, by extrusion of the grain-based substrate through a die and grinding of the extrudate to a suitable granule size.

15 **[0439]** The enzyme delivery matrix may further include a polysaccharide component as a cohesiveness agent to enhance the cohesiveness of the matrix granules. The cohesiveness agent is believed to provide additional hydroxyl groups, which enhance the bonding between grain proteins within the matrix granule. It is further believed that the additional hydroxyl groups so function by enhancing the hydrogen bonding of proteins to starch and to other proteins. The cohesiveness agent may be present in any amount suitable to enhance the cohesiveness of the granules of the enzyme delivery matrix. Suitable cohesiveness agents include one or more of dextrans, maltodextrins, starches, such as corn starch, flours, cellulose, hemicellulose, and the like. For example, the percentage of grain germ and cohesiveness agent in the matrix (not including the enzyme) is 78% corn germ meal and 20% by weight of corn starch.

20 **[0440]** Because the enzyme-releasing matrix of the invention is made from biodegradable materials, the matrix may be subject to spoilage, such as by molding. To prevent or inhibit such molding, the matrix may include a mold inhibitor, such as a propionate salt, which may be present in any amount sufficient to inhibit the molding of the enzyme-releasing matrix, thus providing a delivery matrix in a stable formulation that does not require refrigeration.

25 **[0441]** The phytase enzyme contained in the invention enzyme delivery matrix is a thermotolerant phytase, as described herein, so as to resist inactivation of the phytase during manufacture where elevated temperatures and/or steam may be employed to prepare the pelletized enzyme delivery matrix. During digestion of feed containing the invention enzyme delivery matrix, aqueous digestive fluids will cause release of the active enzyme. Other types of thermotolerant enzymes and nutritional supplements that are thermotolerant can also be incorporated in the delivery matrix for release under any type of aqueous conditions.

30 **[0442]** A coating can be applied to the invention enzyme matrix particles for many different purposes, such as to add a flavor or nutrition supplement to animal feed, to delay release of animal feed supplements and enzymes in gastric conditions, and the like. Or, the coating may be applied to achieve a functional goal, for example, whenever it is desirable to slow release of the enzyme from the matrix particles or to control the conditions under which the enzyme will be released. The composition of the coating material can be such that it is selectively broken down by an agent to which it is susceptible (such as heat, acid or base, enzymes or other chemicals). Alternatively, two or more coatings susceptible to different such breakdown agents may be consecutively applied to the matrix particles.

35 **[0443]** A process for preparing an enzyme-releasing matrix comprises providing discrete plural particles of a grain-based substrate in a particle size suitable for use as an enzyme-releasing matrix, wherein the particles comprise a phytase enzyme of the invention. The process can include compacting or compressing the particles of enzyme-releasing matrix into granules, which can be accomplished by pelletizing. The mold inhibitor and cohesiveness agent, when used, can be added at any suitable time, and can be mixed with the grain-based substrate in the desired proportions prior to pelletizing of the grain-based substrate. Moisture content in the pellet mill feed can be in the ranges set forth above with respect to the moisture content in the finished product, or about 14% to 15%, or about 10% to 20%. Moisture can be added to the feedstock in the form of an aqueous preparation of the enzyme to bring the feedstock to this moisture content. The temperature in the pellet mill can be brought to about 82°C with steam. The pellet mill may be operated under any conditions that impart sufficient work to the feedstock to provide pellets. The pelleting process itself is a cost-effective process for removing water from the enzyme-containing composition.

40 **[0444]** The pellet mill may be operated with a 1/8 in. by 2 in. die at 100 lb./min. pressure at 82°C to provide pellets, which then are crumbled in a pellet mill crumbler to provide discrete plural particles having a particle size capable of passing through an 8 mesh screen but being retained on a 20 mesh screen.

45 **[0445]** The thermotolerant phytases described herein can have high optimum temperatures and can have high heat resistance or heat tolerance. Thus, the phytases of the invention can carry out enzymatic reactions at temperatures normally considered above optimum. The phytases of the invention also can carry out enzymatic reactions after being

exposed to high temperatures (thermotolerance being the ability to retain enzymatic activity at temperatures where the wild type phytase is active after previously being exposed to high temperatures, even if the high temperature can inactivate or diminish the enzyme's activity, see also definition of thermotolerance, above). The gene encoding the phytase according to the present invention can be used in preparation of phytases (e.g. using GSSM and/or TMCA technology, as described herein) having characteristics different from those of the phytase of SEQ ID NO:2 (in terms of optimum pH, optimum temperature, heat resistance, stability to solvents, specific activity, affinity to substrate, secretion ability, translation rate, transcription control and the like). Furthermore, the polynucleotides of the invention may be employed for screening of variant phytases prepared by the methods described herein to determine those having a desired activity, such as improved or modified thermostability or thermotolerance. For example, U.S. Patent No. 5,830,732, describes a screening assay for determining thermotolerance of a phytase.

[0446] An *in vitro* example of such a screening assay is the following assay for the detection of phytase activity: Phytase activity can be measured by incubating 150 μ l of the enzyme preparation with 600 μ l of 2 mM sodium phytate in 100 mM Tris HCl buffer, pH 7.5, supplemented with 1 mM CaCl₂ for 30 minutes at 37°C. After incubation the reaction is stopped by adding 750 μ l of 5% trichloroacetic acid. Phosphate released was measured against phosphate standard spectrophotometrically at 700nm after adding 1500 μ l of the color reagent (4 volumes of 1.5% ammonium molybdate in 5.5% sulfuric acid and 1 volume of 2.7% ferrous sulfate; Shimizu, 1992). One unit of enzyme activity is defined as the amount of enzyme required to liberate one μ mol Pi per min under assay conditions. Specific activity can be expressed in units of enzyme activity per mg of protein. The enzyme of the present invention has enzymatic activity with respect to the hydrolysis of phytate to inositol and free phosphate.

[0447] A method of hydrolyzing phytate comprises contacting the phytate with one or more of the novel phytase molecules disclosed herein (e.g., proteins having the specific modification(s) of SEQ ID NO:2). Accordingly, the invention provides a method for catalyzing the hydrolysis of phytate to inositol and free phosphate with release of minerals from the phytic acid complex. The method includes contacting a phytate substrate with a degrading effective amount of an enzyme of the invention. The term "degrading effective" amount refers to the amount of enzyme which is required to degrade at least 50% of the phytate, as compared to phytate not contacted with the enzyme. 80% of the phytate can be degraded.

[0448] In another aspect, the invention provides a method for hydrolyzing phospho-mono-ester bonds in phytate. The method includes administering an effective amount of phytase molecules of the invention, to yield inositol and free phosphate. In one aspect, an "effective" amount refers to the amount of enzyme which is required to hydrolyze at least 50% of the phospho-mono-ester bonds, as compared to phytate not contacted with the enzyme. In one aspect, at least 80% of the bonds are hydrolyzed.

[0449] In a particular aspect, when desired, the phytase molecules may be used in combination with other reagents, such as other catalysts; in order to effect chemical changes (e.g. hydrolysis) in the phytate molecules and/or in other molecules of the substrate source(s). According to this aspect, the phytase molecules and the additional reagent(s) will not inhibit each other. The phytase molecules and the additional reagent(s) can have an overall additive effect, or, alternatively, phytase molecules and the additional reagent(s) can have an overall synergistic effect.

[0450] Relevant sources of the substrate phytate molecules include foodstuffs, potential foodstuffs, byproducts of foodstuffs (both *in vitro* byproducts and *in vivo* byproducts, e.g. ex vivo reaction products and animal excremental products), precursors of foodstuffs, and any other material source of phytate.

[0451] In a non-limiting aspect, the recombinant phytase can be consumed by organisms and retains activity upon consumption. In another exemplification, transgenic approaches can be used to achieve expression of the recombinant phytase - e.g., in a controlled fashion (methods are available for controlling expression of transgenic molecules in time-specific and tissue specific manners).

[0452] In one aspect, the phytase activity in the source material (e.g. a transgenic plant source or a recombinant prokaryotic host) may be increased upon consumption; this increase in activity may occur, for example, upon conversion of a precursor phytase molecule in pro-form to a significantly more active enzyme in a more mature form, where said conversion may result, for example, from the ingestion and digestion of the phytase source. Hydrolysis of the phytate substrate may occur at any time upon the contacting of the phytase with the phytate; for example, this may occur before ingestion or after ingestion or both before and after ingestion of either the substrate or the enzyme or both. It is additionally appreciated that the phytate substrate may be contacted with - in addition to the phytase - one or more additional reagents, such as another enzyme, which may be also be applied either directly or after purification from its source material.

[0453] It is appreciated that the phytase source material(s) can be contacted directly with the phytate source material(s); e.g. upon *in vitro* or *in vivo* grinding or chewing of either or both the phytase source(s) and the phytate source(s). Alternatively the phytase enzyme may be purified away from source material(s), or the phytate substrate may be purified away from source material(s) prior to the contacting of the phytase enzyme with the phytate substrate. It is appreciated that a combination of purified and unpurified reagents - including enzyme(s) or substrates(s) or both - may be used.

5 [0454] It is appreciated that more than one source material may be used as a source of phytase activity. This is serviceable as one way to achieve a timed release of reagent(s) from source material(s), where release from different reagents from their source materials occur differentially, for example as ingested source materials are digested *in vivo* or as source materials are processed in *in vitro* applications. The use of more than one source material of phytase activity is also serviceable to obtain phytase activities under a range of conditions and fluctuations thereof, that may be encountered - such as a range of pH values, temperatures, salinities, and time intervals - for example during different processing steps of an application. The use of different source materials is also serviceable in order to obtain different reagents, as exemplified by one or more forms or isomers of phytase and/or phytate and/or other materials.

10 [0455] It is appreciated that a single source material, such a transgenic plant species (or plant parts thereof), may be a source material of both phytase and phytate; and that enzymes and substrates may be differentially compartmentalized within said single source - e.g. secreted vs. non-secreted, differentially expressed and/or having differential abundances in different plant parts or organs or tissues or in subcellular compartments within the same plant part or organ or tissue. Purification of the phytase molecules contained therein may comprise isolating and/or further processing of one or more desirable plant parts or organs or tissues or subcellular compartments.

15 [0456] A method of catalyzing *in vivo* and/or *in vitro* reactions using seeds containing enhanced amounts of enzymes, comprises adding transgenic, non-wild type seeds, e.g., in a ground form, to a reaction mixture and allowing the enzymes in the seeds to increase the rate of reaction. By directly adding the seeds to the reaction mixture the method provides a solution to the more expensive and cumbersome process of extracting and purifying the enzyme. Methods of treatment are also provided whereby an organism lacking a sufficient supply of an enzyme is administered the enzyme in the form of seeds from one or more plant species, e.g., transgenic plant species, containing enhanced amounts of the enzyme. Additional details regarding this approach are in the public literature and/or are known to the skilled artisan. In a particular non-limiting exemplification, such publicly available literature includes U.S. Patent No. 5,543,576 (Van Ooijen et al.) and U.S. Patent No. 5,714,474 (Van Ooijen et al.), although these reference do not teach the inventive molecules of the instant application and instead teach the use of fungal phytases.

20 [0457] The instant phytase molecules are serviceable for generating recombinant digestive system life forms (or microbes or flora) and for the administration of said recombinant digestive system life forms to animals. Administration may be optionally performed alone or in combination with other enzymes and/or with other life forms that can provide enzymatic activity in a digestive system, where said other enzymes and said life forms may be recombinant or otherwise. For example, administration may be performed in combination with xylanolytic bacteria.

25 [0458] A method for steeping corn or sorghum kernels is in warm water containing sulfur dioxide in the presence of an enzyme preparation comprising one or more phytin-degrading enzymes, e.g., in such an amount that the phytin present in the corn or sorghum is substantially degraded. The enzyme preparation may comprise phytase and/or acid phosphatase and optionally other plant material degrading enzymes. The steeping time may be 12 to 18 hours. The steeping may be interrupted by an intermediate milling step, reducing the steeping time. In one aspect, corn or sorghum kernels are steeped in warm water containing sulfur dioxide in the presence of an enzyme preparation including one or more phytin-degrading enzymes, such as phytase and acid phosphatases, to eliminate or greatly reduce phytic acid and the salts of phytic acid. Additional details regarding this approach are in the public literature and/or are known to the skilled artisan, e.g., U.S. Patent No. 4,914,029, (Caransa et al.) and EP 0321004 (Vaara et al.).

30 [0459] A method to obtain a bread dough having desirable physical properties such as non-tackiness and elasticity and a bread product of superior quality such as a specific volume comprises adding phytase molecules to the bread dough. Phytase molecules of the invention may be added to a working bread dough preparation that is subsequently formed and baked. Additional details regarding this approach are in the public literature and/or are known to the skilled artisan, for example, JP 03076529 (Hara et al.).

35 [0460] A method to produce improved soybean foodstuffs combines soybeans with phytase molecules of the invention to remove phytic acid from the soybeans, thus producing soybean foodstuffs that are improved in their supply of trace nutrients essential for consuming organisms and in its digestibility of proteins. In the production of soybean milk, phytase molecules of the invention are added to or brought into contact with soybeans in order to reduce the phytic acid content. The process can be accelerated by agitating the soybean milk together with the enzyme under heating or by a conducting a mixing-type reaction in an agitation container using an immobilized enzyme. Additional details regarding this approach are in the public literature and/or are known to the skilled artisan, for example, JP 59166049 (Kamikubo et al.).

40 [0461] A method of producing an admixture product for drinking water or animal feed in fluid form comprises using mineral mixtures and vitamin mixtures, and also novel phytase molecules of the invention. There may be achieved a correctly dosed and composed mixture of necessary nutrients for the consuming organism without any risk of precipitation and destruction of important minerals/vitamins, while at the same time optimum utilization is made of the phytin-bound phosphate in the feed. Additional details regarding this approach are in the public literature and/or are known to the skilled artisan, e.g., EP 0772978 (Bendixen et al.).

45 [0462] It is appreciated that the phytase molecules of the invention may also be used to produce other alcoholic and non-alcoholic drinkable foodstuffs (or drinks) based on the use of molds and/or on grains and/or on other plants. These

drinkable foodstuffs include liquors, wines, mixed alcoholic drinks (e.g. wine coolers, other alcoholic coffees such as Irish coffees, etc.), beers, near-beers, juices, extracts, homogenates, and purees. The instantly disclosed phytase molecules may be used to generate transgenic versions of molds and/or grains and/or other plants serviceable for the production of such drinkable foodstuffs, or they are used as additional ingredients in the manufacturing process and/or in the final content of such drinkable foodstuffs. Additional details regarding this approach are in the public literature and/or are known to the skilled artisan.

[0463] Refined sake having a reduced amount of phytin and an increased content of inositol may be obtained. Such a sake may have - through direct and/or psychogenic effects - a preventive action on hepatic disease, arteriosclerosis, and other diseases. A sake may be produced from rice Koji by multiplying a rice Koji mold having high phytase activity as a raw material. It is appreciated that the phytase molecules of the instant invention may be used to produce a serviceable mold with enhanced activity (e.g., a transgenic mold) and/or added exogenously to augment the effects of a Koji mold. The strain is added to boiled rice and Koji is produced by a conventional procedure. The prepared Koji may be used, the whole rice is prepared at two stages and Sake is produced at constant Sake temperature of 15°C to give the objective refined Sake having a reduced amount of phytin and an increased amount of inositol. Additional details regarding this approach are in the public literature and/or are known to the skilled artisan, for example, JP 06153896 (Soga et al.) and JP 06070749 (Soga et al.).

[0464] There may be obtained an absorbefacient capable of promoting the absorption of minerals including ingested calcium without being digested by gastric juices or intestinal juices at a low cost. The mineral absorbefacient may contain a partial hydrolysate of phytic acid as an active ingredient. A partial hydrolysate of the phytic acid can be produced by hydrolyzing the phytic acid or its salts using novel phytase molecules of the invention. The treatment with the phytase molecules may occur either alone and/or in a combination treatment (to inhibit or to augment the final effect), and is followed by inhibiting the hydrolysis within a range so as not to liberate all the phosphate radicals. Additional details regarding this approach are in the public literature and/or are known to the skilled artisan, e.g., JP 04270296 (Hoshino).

[0465] An enzyme composition having an additive or a synergistic phytate hydrolyzing activity may be provided; said composition comprises novel phytase molecules of the invention and one or more additional reagents to achieve a composition that is serviceable for a combination treatment. The combination treatment may be achieved with the use of at least two phytases of different position specificity, *i.e.* any combinations of 1-, 2-, 3-, 4-, 5-, and 6-phytases. By combining phytases of different position specificity an additive or synergistic effect is obtained. Compositions such as food and feed or food and feed additives comprising such phytases in combination are also included as are processes for their preparation. Additional details regarding this approach are in the public literature and/or are known to the skilled artisan, e.g., WO 30681 (Ohmann et al.).

[0466] The combination treatment may be achieved with the use of an acid phosphatase having phytate hydrolyzing activity at a pH of 2.5, in a low ratio corresponding to a pH 2.5:5.0 activity profile of from about 0.1:1.0 to 10:1, or of from about 0.5:1.0 to 5:1, or from about 0.8:1.0 to 3:1, or from about 0.8:1.0 to 2:1. The enzyme composition can display a higher synergetic phytate hydrolyzing efficiency through thermal treatment. The enzyme composition is serviceable in the treatment of foodstuffs (drinkable and solid food, feed and fodder products) to improve phytate hydrolysis. Additional details or alternative protocols regarding this approach are in the public literature and/or are known to the skilled artisan, e.g., U.S. Patent No. 5,554,399 (Vanderbeke et al.) and U.S. Patent No. 5,443,979 (Vanderbeke et al.), teaching the use of fungal (in particular *Aspergillus*) phytases.

[0467] A composition may comprise the novel phytate-acting enzyme in combination with one or more additional enzymes that act on polysaccharides. Such polysaccharides can be selected from the group consisting of arabinans, fructans, fucans, galactans, galacturonans, glucans, mannans, xylans, levan, fucoidan, carrageenan, galactocarolose, pectin, pectic acid, amylose, pullulan, glycogen, amylopectin, cellulose, carboxymethylcellulose, hydroxypropylmethylcellulose, dextran, pustulan, chitin, agarose, keratan, chondroitin, dermatan, hyaluronic acid, alginic acid, and polysaccharides containing at least one aldose, ketose, acid or amine selected from the group consisting of erythrose, threose, ribose, arabinose, xylose, lyxose, allose, altrose, glucose, mannose, gulose, idose, galactose, talose, erythrulose, ribulose, xylulose, psicose, fructose, sorbose, tagatose, glucuronic acid, gluconic acid, glucaric acid, galacturonic acid, mannuronic acid, glucosamine, galactosamine and neuraminic acid.

[0468] A composition having a synergistic phytate hydrolyzing activity may comprise one or more novel phytase molecules of the invention, a cellulase (can also include a xylanase), optionally a protease, and optionally one or more additional reagents. Such combination treatments are serviceable in the treatment of foodstuffs, wood products, such as paper products, and as cleansing solutions and solids.

[0469] In one aspect, phytases of the invention are serviceable in combination with cellulose components. It is known that cellulases of many cellulolytic bacteria are organized into discrete multi-enzyme complexes, called cellulosomes. The multiple subunits of cellulosomes are composed of numerous functional domains, which interact with each other and with the cellulosic substrate. One of these subunits comprises a distinctive new class of non-catalytic scaffolding polypeptide, which selectively integrates the various cellulase and xylanase subunits into the cohesive complex. Intelligent application of cellulosome hybrids and chimeric constructs of cellulosomal domains should enable better use of cellulosic

biomass and may offer a wide range of novel applications in research, medicine and industry.

[0470] In one aspect, phytases of the invention are serviceable - either alone or in combination treatments - in areas of biopulping and biobleaching where a reduction in the use of environmentally harmful chemicals traditionally used in the pulp and paper industry is desired. Waste water treatment represents another vast application area where biological enzymes have been shown to be effective not only in color removal but also in the bioconversion of potentially noxious substances into useful bioproducts.

[0471] In one aspect, phytases of the invention are serviceable for generating life forms that can provide at least one enzymatic activity - either alone or in combination treatments - in the treatment of digestive systems of organisms. Particularly relevant organisms to be treated include non-ruminant organisms, although ruminant organisms may also benefit from such treatment. Specifically, it is appreciated that this approach may be performed alone or in combination with other biological molecules (for example, xylanases) to generate a recombinant host that expresses a plurality of biological molecules. It is also appreciated that the administration of the instant phytase molecules and/or recombinant hosts expressing the instant phytase molecules may be performed either alone or in combination with other biological molecules, and/or life forms that can provide enzymatic activities in a digestive system - where said other enzymes and said life forms may be recombinant or otherwise. For example, administration may be performed in combination with xylanolytic bacteria.

[0472] For example, in addition to phytate, many organisms are also unable to adequately digest hemicelluloses. Hemicelluloses or xylans are major components (35%) of plant materials. For ruminant animals, about 50% of the dietary xylans are degraded, but only small amounts of xylans are degraded in the lower gut of non-ruminant animals and humans. In the rumen, the major xylanolytic species are *Butyrivibrio fibrisolvens* and *Bacteroides ruminicola*. In the human colon, *Bacteroides ovatus* and *Bacteroides fragilis* subspecies "a" are major xylanolytic bacteria. Xylans are chemically complex, and their degradation requires multiple enzymes. Expression of these enzymes by gut bacteria varies greatly among species. *Butyrivibrio fibrisolvens* makes extracellular xylanases but *Bacteroides* species have cell-bound xylanase activity. Biochemical characterization of xylanolytic enzymes from gut bacteria has not been done completely. A xylosidase gene has been cloned from *B. fibrisolvens*. The data from DNA hybridizations using a xylanase gene cloned from *B. fibrisolvens* indicate this gene may be present in other *B. fibrisolvens* strains. A cloned xylanase from *Bact. ruminicola* was transferred to and highly expressed in *Bact. fragilis* and *Bact. uniformis*. Arabinosidase and xylosidase genes from *Bact. ovatus* have been cloned and both activities appear to be catalyzed by a single, bifunctional, novel enzyme.

[0473] In one aspect, phytases of the invention are serviceable for 1) transferring into a suitable host (such as *Bact. fragilis* or *Bact. uniformis*); 2) achieving adequate expression in a resultant recombinant host; and 3) administering said recombinant host to organisms to improve the ability of the treated organisms to degrade phytate. Continued research in genetic and biochemical areas will provide knowledge and insights for manipulation of digestion at the gut level and improved understanding of colonic fiber digestion.

[0474] Additional details or alternative protocols regarding this approach are in the public literature and/or are known to the skilled artisan, for example, the invention can incorporate procedures as described in U.S. Patent No. 5,624,678 (Bedford et al.), U.S. Patent No. 5,683,911 (Bodie et al.), U.S. Patent No. 5,720,971 (Beauchemin et al.), U.S. Patent No. 5,759,840 (Sung et al.), U.S. Patent No. 5,770,012 (Cooper), U.S. Patent No. 5,786,316 (Baeck et al.), U.S. Patent No. 5,817,500 (Hansen et al.).

[0475] Phytase molecules of the invention may be added to the reagent(s) disclosed in order to obtain preparations having an additional phytase activity. In one aspect, reagent(s) and the additional phytase molecules will not inhibit each other. In one aspect, the reagent(s) and the additional phytase molecules may have an overall additive effect. In one aspect, the reagent(s) and the additional phytase molecules may have an overall synergistic effect.

[0476] Enhancement of phytate phosphorus utilization and treatment and prevention of tibial dyschondroplasia in animals, particularly poultry, may be by administering to animals a feed composition containing a hydroxylated vitamin D₃ derivative. The vitamin D₃ derivative can be administered to animals in feed containing reduced levels of calcium and phosphorus for enhancement of phytate phosphorus utilization. Accordingly, the vitamin D₃ derivative can be administered in combination with novel phytase molecules of the instant invention for further enhancement of phytate phosphorus utilization. Additional details or alternative protocols regarding this approach are in the public literature and/or are known to the skilled artisan, e.g., U.S. Patent No. 5,516,525 (Edwards et al.) and U.S. Patent No. 5,366,736 (Edwards et al.), U.S. Patent No. 5,316,770 (Edwards et al.).

[0477] Foodstuff that 1) comprises phytin that is easily absorbed and utilized in a form of inositol in a body of an organism; 2) that is capable of reducing phosphorus in excrementary matter; and 3) that is accordingly useful for improving environmental pollution may comprise an admixture of a phytin-containing grain, a lactic acid-producing microorganism, and a novel phytase molecule of the invention. In one aspect, said foodstuff is produced by compounding a phytin-containing grain (e.g. rice bran) with an effective microbial group having an acidophilic property, producing lactic acid, without producing butyric acid, free from pathogenicity, and a phytase. Examples of an effective microbial group include e.g. *Streptomyces sp.* (American Type Culture Collection No. ATCC 3004) belonging to the group of actinomyces and

Lactobacillus sp. (IFO 3070) belonging to the group of lactobacilli.

[0478] An exemplary amount of addition of an effective microbial group is 0.2 wt. % in terms of bacterial body weight based on a grain material. In one aspect, the amount of the addition of the phytase is about 1-2 wt. % based on the phytin in the grain material. Additional details or alternative protocols regarding this approach are in the public literature and/or are known to the skilled artisan, e.g., JP 08205785 (Akahori et al.).

[0479] Methods for improving the solubility of vegetable proteins, for the solubilization of proteins in vegetable protein sources, comprise treating the vegetable protein source with an efficient amount of one or more phytase enzymes of the invention and treating the vegetable protein source with an efficient amount of one or more proteolytic enzymes. Animal feed additives may comprise a phytase of the invention and one or more proteolytic enzymes. Additional details or alternative protocols regarding this approach are in the public literature and/or are known to the skilled artisan, e.g., EP 0756457 (WO 9528850 A1) (Nielsen and Knap).

[0480] A method of producing a plant protein preparation comprises dispersing vegetable protein source materials in water at a pH in the range of 2 to 6 and admixing phytase molecules of the invention therein. The acidic extract containing soluble protein is separated and dried to yield a solid protein of desirable character. One or more proteases can also be used to improve the characteristics of the protein. Additional details or alternative protocols regarding this approach are in the public literature and/or are known to the skilled artisan, e.g., U.S. Patent No. 3,966,971.

[0481] Activation of inert phosphorus in soil and/or compost may improve the utilization rate of a nitrogen compound. Propagation of pathogenic molds may be suppressed by adding three reagents, phytase, saponin and chitosan, to the compost.

[0482] The compost may be treated by 1) adding phytase-containing microorganisms in media, e.g., recombinant hosts that overexpress the novel phytase molecules of the invention, for example, at 100 ml media/100 kg wet compost; 2) alternatively also adding a phytase-containing plant source - such as wheat bran - e.g. at 0.2 to 1 kg/100 kg wet compost; 3) adding a saponin-containing source - such as peat, mugworts and yucca plants - e.g. at 0.5 to 3.0g/kg ; 4) adding chitosan-containing materials - such as pulverized shells of shrimps, crabs, etc. - e.g. at 100 to 300g/kg wet compost.

[0483] Recombinant sources of the three reagents, phytase, saponin, and chitosan may be used. Additional details or alternative protocols regarding this approach are in the public literature and/or are known to the skilled artisan, e.g., JP 07277865 (Toya Taisuke).

[0484] It may be advantageous to deliver and express a phytase sequence of the invention locally (e.g., within a particular tissue or cell type). For example, local expression of a phytase or digestive enzyme in the gut of an animal will assist in the digestion and uptake of, for example, phytate and phosphorous, respectively. The nucleic sequence may be directly delivered to the salivary glands, tissue and cells and/or to the epithelial cells lining the gut, for example. Such delivery methods are known in the art and include electroporation, viral vectors and direct DNA uptake. Any polypeptide having phytase activity can be utilized in the methods of the invention (e.g., those specifically described under this subsection 6.3.18, as well as those described in other sections of the invention).

[0485] For example, a nucleic acid constructs of the present invention will comprise nucleic acid molecules in a form suitable for uptake into target cells within a host tissue. The nucleic acids may be in the form of bare DNA or RNA molecules, where the molecules may comprise one or more structural genes, one or more regulatory genes, antisense strands, strands capable of triplex formation, or the like. Commonly, the nucleic acid construct will include at least one structural gene under the transcriptional and translational control of a suitable regulatory region. More usually, nucleic acid constructs of the present invention will comprise nucleic acids incorporated in a delivery vehicle to improve transfection efficiency, wherein the delivery vehicle will be dispersed within larger particles comprising a dried hydrophilic excipient material.

[0486] One such delivery vehicles comprises viral vectors, such as retroviruses, adenoviruses, and adeno-associated viruses, which have been inactivated to prevent self-replication but which maintain the native viral ability to bind a target host cell, deliver genetic material into the cytoplasm of the target host cell, and promote expression of structural or other genes which have been incorporated in the particle. Suitable retrovirus vectors for mediated gene transfer are described in Kahn et al. (1992) *Circ. Res.* 71:1508-1517. A suitable adenovirus gene delivery is described in Rosenfeld et al. (1991) *Science* 252:431-434. Both retroviral and adenovirus delivery systems are described in Friedman (1989) *Science* 244:1275-1281.

[0487] A second type of nucleic acid delivery vehicle comprises liposomal transfection vesicles, including both anionic and cationic liposomal constructs. The use of anionic liposomes requires that the nucleic acids be entrapped within the liposome. Cationic liposomes do not require nucleic acid entrapment and instead may be formed by simple mixing of the nucleic acids and liposomes. The cationic liposomes avidly bind to the negatively charged nucleic acid molecules, including both DNA and RNA, to yield complexes which give reasonable transfection efficiency in many cell types. See, Farhood et al. (1992) *Biochem. Biophys. Acta.* 1111:239-246. An exemplary material for forming liposomal vesicles is lipofectin which is composed of an equimolar mixture of dioleoylphosphatidyl ethanolamine (DOPE) and dioleoyloxypropyl-triethylammonium (DOTMA), as described in Felgner and Ringold (1989) *Nature* 337:387-388.

[0488] It is also possible to combine these two types of delivery systems. For example, Kahn *et al.* (1992), *supra.*, teaches that a retrovirus vector may be combined in a cationic DEAE-dextran vesicle to further enhance transformation efficiency. It is also possible to incorporate nuclear proteins into viral and/or liposomal delivery vesicles to even further improve transfection efficiencies. See, Kaneda *et al.* (1989) *Science* 243:375-378.

5 [0489] A digestive aid may contain an enzyme either as the sole active ingredient or in combination with one or more other agents and/or enzymes. The use of enzymes and other agents in digestive aids of livestock or domesticated animals not only improves the animal's health and life expectancy but also assists in increasing the health of livestock and in the production of foodstuffs from livestock.

10 [0490] Feeds for livestock (e.g., certain poultry feed) may be highly supplemented with numerous minerals (e.g., inorganic phosphorous), enzymes, growth factors, drugs, and other agents for delivery to the livestock. These supplements replace many of the calories and natural nutrients present in grain, for example. By reducing or eliminating the inorganic phosphorous supplement and other supplements (e.g., trace mineral salts, growth factors, enzymes, antibiotics) from the feed itself, the feed is able to carry more nutrient and energy. Accordingly, the remaining diet would contain more usable energy. For example, grain-oilseed meal diets generally contain about 3,200 kcal metabolizable energy per kilogram of diet, and mineral salts supply no metabolizable energy. Removal of the unneeded minerals and substitution with grain therefore increase the usable energy in the diet. This is differentiated over commonly used phytase containing feed. For example, in one aspect, a biocompatible material is used that is resistant to digestion by the gastrointestinal tract of an organism.

20 [0491] In many organisms, including, for example, poultry or birds such as, for example, chickens, turkeys, geese, ducks, parrots, peacocks, ostriches, pheasants, quail, pigeons, emu, kiwi, loons, cockatiel, cockatoo, canaries, penguins, flamingoes, and dove, the digestive tract includes a gizzard which stores and uses hard biocompatible objects (e.g., rocks and shells from shell fish) to help in the digestion of seeds or other feed consumed by a bird. A typical digestive tract of this general family of organisms, includes the esophagus which contains a pouch, called a crop, where food is stored for a brief period of time. From the crop, food moves down into the true stomach, or *proventriculus*, where hydrochloric acid and pepsin starts the process of digestion. Next, food moves into the gizzard, which is oval shaped and thick walled with powerful muscles. The chief function of the gizzard is to grind or crush food particles - a process which is aided by the bird swallowing small amounts of fine gravel or grit. From the gizzard, food moves into the duodenum. The small intestine of birds is similar to mammals. There are two blind pouches or *ceca*, about 4-6 inches in length at the junction of the small and large intestine. The large intestine is short, consisting mostly of the rectum about 3-4 inches in length. The rectum empties into the *cloaca* and feces are excreted through the vent.

25 [0492] Hard, biocompatible objects consumed (or otherwise introduced) and presented in the gizzard provide a useful vector for delivery of various enzymatic, chemical, therapeutic and antibiotic agents. These hard substances have a life span of a few hours to a few days and are passed after a period of time. Coated, impregnated (e.g., impregnated matrix and membranes) modified dietary aids may deliver useful digestive or therapeutic agents to an organism. Such dietary aids include objects which are typically ingested by an organism to assist in digestion within the gizzard (e.g., rocks or grit). Biocompatible objects may have coated thereon or impregnated therein agents useful as a digestive aid for an organism or for the delivery of a therapeutic or medicinal agent or chemical.

30 [0493] A dietary aid, having a biocompatible composition designed for release of an agent that assists in digestion, may be designed for oral consumption and release in the digestive tract (e.g., the gizzard) of an organism. "Biocompatible" means that the substance, upon contact with a host organism (e.g., a bird), does not elicit a detrimental response sufficient to result in the rejection of the substance or to render the substance inoperable. Such inoperability may occur, for example, by formation of a fibrotic structure around the substance limiting diffusion of impregnated agents to the host organism therein or a substance which results in an increase in mortality or morbidity in the organism due to toxicity or infection. A biocompatible substance may be non-biodegradable or biodegradable. The biocompatible composition may be resistant to degradation or digestion by the gastrointestinal tract or have the consistency of a rock or stone.

35 [0494] A useful non-biodegradable material is one that allows attachment or impregnation of a dietary agent. Such non-limiting non-biodegradable materials include, for example, thermoplastics, such as acrylic, modacrylic, polyamide, polycarbonate, polyester, polyethylene, polypropylene, polystyrene, polysulfone, polyethersulfone, and polyvinylidene fluoride. Elastomers are also useful materials and include, for example, polyamide, polyester, polyethylene, polypropylene, polystyrene, polyurethane, polyvinyl alcohol and silicone (e.g., silicone based or containing silica). The biocompatible composition can contain a plurality of such materials, which can be, e.g., admixed or layered to form blends, copolymers or combinations thereof.

40 [0495] A "biodegradable" material means that the composition will erode or degrade *in vivo* to form smaller chemical species. Degradation may occur, for example, by enzymatic, chemical or physical processes. Suitable biodegradable materials contemplated for use include, but are not limited to, poly(lactide)s, poly(glycolide)s, poly(lactic acid)s, poly(glycolic acid)s, polyanhydrides, polyorthoesters, polyetheresters, polycaprolactone, polyesteramides, polycarbonate, polycyanoacrylate, polyurethanes, polyacrylate, and the like. Such materials can be admixed or layered to form blends, copolymers or combinations thereof.

EP 2 432 797 B1

[0496] A number different biocompatible substances may be given to the animal and ingested sequentially, or otherwise provided to the same organism simultaneously, or in various combinations (e.g., one material before the other). In addition, the biocompatible substances may be designed for slow passage through the digestive tract. For example, large or fatty substances tend to move more slowly through the digestive tract, accordingly, a biocompatible material having a large size to prevent rapid passing in the digestive tract can be used. Such large substances can be a combination of non-biodegradable and biodegradable substances. For example, a small non-biodegradable substance can be encompassed by a biodegradable substance disclosed herein such that over a period of time the biodegradable portion will be degraded allowing the non-biodegradable portion to pass through the digestive trace. In addition, it is recognized that any number of flavorings can be provided to a biocompatible substance to assist in consumption.

[0497] Any number of agents alone or in combination with other agents can be coated on the biocompatible substances, including polypeptides (e.g., enzymes, antibodies, cytokines or therapeutic small molecules), and antibiotics, for example. Examples of particular useful agents are listed in Table 1 and 2, below. It is also contemplated that cells can be encapsulated into the biocompatible material of the disclosure and used to deliver the enzymes or therapeutics. For example, porous substances can be designed that have pores large enough for cells to grow in and through and that these porous materials can then be taken into the digestive tract. For example, the biocompatible substance can comprise a plurality of microfloral environments (e.g., different porosity, pH etc.) that provide support for a plurality of cell types. The cells can be genetically engineered to deliver a particular drug, enzyme or chemical to the organism. The cells can be eukaryotic or prokaryotic.

Table 1

Treatment Class	Chemical	Description
Antibiotics	Amoxycillin and Its Combination Mastox Injection (Amoxycillin and Cloxacillin)	Treatment Against Bacterial Diseases Caused By Gram + and Gram - Bacteria
	Ampicillin and Its Combination Biolox Injection (Ampicillin and Cloxacillin)	Treatment Against Bacterial Diseases Caused By Gram + And Gram - Bacteria.
	Nitrofurazone + Urea Nefrea Bolus	Treatment Of Genital Infections
	Trimethoprim + Sulphamethoxazole Trizol Bolus	Treatment Of Respiratory Tract Infections, Gastro Intestinal Tract Infections, Urino- Genital Infections.
	Metronidazole and Furazolidone Metofur Bolus	Treatment Of Bacterial And Protozoal Diseases.
	Phthalylsulphathiazole, Pectin and Kaolin Pectolin Bolus Suspension	Treatment Of Bacterial And Non-Specific Diarrhoea, Bacillary Dysentery And Calf Scours.
Anthelmintics	Ectoparasiticide Germex Ointment (Gamma Benzene Hexachloride, Proflavin Hemisulphate and Cetrimide)	Ectoparasiticide and Antiseptic
	Endoparasiticides > Albendazole and Its Combination Alben (Albendazole) Suspension (Albendazole 2.5%) Plus Suspension (Albendazole 5%) Forte Bolus (Albendazole 1.5 Gm.) Tablet (Albendazole 600 Mg.) Powder(Albendazole 5%, 15%)	Prevention And Treatment Of Roundworm, Tapeworm and Fluke Infestations
	Alpraz (Albendazole and Praziquantel) Tablet	Prevention And Treatment Of Roundworm and Tapeworm Infestation In Canines and Felines.
	Oxyclozanide and Its Combination	Prevention and Treatment Of Fluke Infestations

EP 2 432 797 B1

(continued)

	Treatment Class	Chemical	Description
5		Clozan (Oxyclozanide) Bolus, Suspension	
		Tetzan (Oxyclozanide and Tetramisole Hcl) Bolus, Suspension	Prevention and Treatment Of Roundworm and Fluke Infestations
10		Fluzan (Oxyclozanide and Levamisole Hcl) Bolus, Suspension	Prevention and Treatment Of Roundworm Infestations and Increasing Immunity
		Levamisole Nemasol Injection Wormnil Powder	Prevention and Treatment Of Roundworm Infestations and Increasing Immunity.
15		Fenbendazole Fenzole Tablet (Fenbendazole 150 Mg.) Bolus (Fenbendazole 1.5 Gm.) Powder (Fenbendazole 2.5% W/W)	Prevention And Treatment of Roundworm and Tapeworm Infestations
20	Tonics	Vitamin B Complex, Amino Acids and Liver Extract Heptogen Injection	Treatment Of Anorexia, Hepatitis, Debility, Neuralgic Convulsions Emaciation and Stunted Growth.
25		Calcium Levulinate With Vit.B ₁₂ and Vit D ₃ Hylactin Injection	Prevention and treatment of hypocalcaemia, supportive therapy in sick conditions (especially hypothermia) and treatment of early stages of rickets.
30	Animal Feed Supplements	Essential Minerals, Selenium and Vitamin E Gynolactin Bolus	Treatment Of Anoestrus Causing Infertility and Repeat Breeding In Dairy Animals and Horses.
		Essential Minerals, Vitamin E, and Iodine Hylactin Powder	Infertility, Improper Lactation, Decreased Immunity, Stunted Growth and Debility.
35		Essential Electrolytes With Vitamin C Electra - C Powder	Diarrhoea, Dehydration, Prior to and after Transportation, In Extreme temperatures (High Or Low) and other Conditions of stress.
40		Pyrenox Plus (Diclofenac Sodium + Paracetamol) Bolus, Injection.	Treatment Of Mastitis, Pyrexia Post Surgical Pain and Inflammation, Prolapse Of Uterus, Lameness and Arthritis.

Table 2. Therapeutic Formulations

	Product	Description
45	Acutrim® (phenylpropanolamine)	Once-daily appetite suppressant tablets.
	The Baxter® Infusor	For controlled intravenous delivery of anticoagulants, antibiotics, chemotherapeutic agents, and other widely used drugs.
50	Catapres-TTS® (clonidine transdermal therapeutic system)	Once-weekly transdermal system for the treatment of hypertension.
	Covera HS3 (verapamil hydrochloride)	Once-daily Controlled-Onset Extended-Release (COER-24) tablets for the treatment of hypertension and angina pectoris.
55	DynaCirc CR® (isradipine)	Once-daily extended release tablets for the treatment of hypertension.
	Efidac 24® (chlorpheniramine maleate)	Once-daily extended release tablets for the relief of allergy symptoms.

EP 2 432 797 B1

(continued)

	Product	Description
5	Estraderm® (estradiol transdermal system)	Twice-weekly transdermal system for treating certain postmenopausal symptoms and preventing osteoporosis
	Glucotrol XL® (glipizide)	Once-daily extended release tablets used as an adjunct to diet for the control of hyperglycemia in patients with non-insulin-dependent diabetes mellitus.
10	IVOMEC SR® Bolus (ivermectin)	Ruminal delivery system for season-long control of major internal and external parasites in cattle.
	Minipress XL® (prazosin)	Once-daily extended release tablets for the treatment of hypertension.
15	NicoDerm® CQ™ (nicotine transdermal system)	Transdermal system used as a once-daily aid to smoking cessation for relief of nicotine withdrawal symptoms.
	Procardia XL® (nifedipine)	Once-daily extended release tablets for the treatment of angina and hypertension.
20	Sudafed® 24 Hour (pseudoephedrine)	Once-daily nasal decongestant for relief of colds, sinusitis, hay fever and other respiratory allergies.
	Transderm-Nitro® (nitroglycerin transdermal system)	Once-daily transdermal system for the prevention of angina pectoris due to coronary artery disease.
25	Transderm Scop® (scopolamin transdermal system)	Transdermal system for the prevention of nausea and vomiting associated with motion sickness.
	Volmax (albuterol)	Extended release tablets for relief of bronchospasm in patients with reversible obstructive airway disease.
30	Actisite®	(tetracycline hydrochloride) Periodontal fiber used as an adjunct to scaling and root planing for reduction of pocket depth and bleeding on probing in patients with adult periodontitis.
	ALZET®	Osmotic pumps for laboratory research.
35	Amphotec® (amphotericin B cholesteryl sulfate complex for injection)	AMPHOTEC® is a fungicidal treatment for invasive aspergillosis in patients where renal impairment or unacceptable toxicity precludes use of amphotericin B in effective doses and in patients with invasive aspergillosis where prior amphotericin B therapy has failed.
	BiCitra® (sodium citrate and citric acid)	Alkalinizing agent used in those conditions where long-term maintenance of alkaline urine is desirable.
40	Ditropan® (oxybutynin chloride)	For the relief of symptoms of bladder instability associated with uninhibited neurogenic or reflex neurogenic bladder (<i>i.e.</i> , urgency, frequency, urinary leakage, urge incontinence, dysuria).
45	Ditropan® XL (oxybutynin chloride)	is a once-daily controlled-release tablet indicated for the treatment of overactive bladder with symptoms of urge urinary incontinence, urgency and frequency.
	DOXIL® (doxorubicin HCl liposome injection)	
50	Duragesic® (fentanyl transdermal system) CII	72-hour transdermal system for management of chronic pain in patients who require continuous opioid analgesia for pain that cannot be managed by lesser means such as acetaminophen-opioid combinations, non-steroidal analgesics, or PRN dosing with short-acting opioids.
55	Elmiron® (pentosan polysulfate sodium)	Indicated for the relief of bladder pain or discomfort associated with interstitial cystitis.
	ENACT AirWatch™	An asthma monitoring and management system.

(continued)

Product	Description
Ethyol [®] (amifostine)	Indicated to reduce the cumulative renal toxicity associated with repeated administration of cisplatin in patients with advanced ovarian cancer or non-small cell lung cancer. Indicated to reduce the incidence of moderate to severe xerostomia in patients undergoing post-operative radiation treatment for head and neck cancer, where the radiation port includes a substantial portion of the parotid glands.
Mycelex [®] Troche (clotrimazole)	For the local treatment of oropharyngeal candidiasis. Also indicated prophylactically to reduce the incidence of oropharyngeal candidiasis in patients immunocompromised by conditions that include chemotherapy, radiotherapy, or steroid therapy utilized in the treatment of leukemia, solid tumors, or renal transplantation.
Neutra-Phos [®] (potassium and sodium phosphate)	a dietary/nutritional supplement
PolyCitra [®] -K Oral Solution and PolyCitra [®] -K Crystals (potassium citrate and citric acid)	Alkalinizing agent useful in those conditions where long-term maintenance of an alkaline urine is desirable, such as in patents with uric acid and cystine calculi of the urinary tract, especially when the administration of sodium salts is undesirable or contraindicated
PolyCitra [®] -K Syrup and LC (tricitrates)	Alkalinizing agent useful in those conditions where long-term maintenance of an alkaline urine is desirable, such as in patients with uric acid and cystine calculi of the urinary tract.
Progestasert [®] (progesterone)	Intrauterine Progesterone Contraceptive System
Testoderm [®] Testoderm [®] with Adhesive and Testoderm [®] TTS CIII	Testosterone Transdermal System The Testoderm [®] products are indicated for replacement therapy in males for conditions associated with a deficiency or absence of endogenous testosterone: (1) Primary hypogonadism (congenital or acquired) or (2) Hypogonadotropic hypogonadism (congenital or acquired).
Viadur [™] (leuprolide acetate implant)	Once-yearly implant for the palliative treatment of prostate cancer

[0498] Certain agents can be designed to become active or in activated under certain conditions (e.g., at certain pH's, in the presence of an activating agent etc.). In addition, it may be advantageous to use pro-enzymes in the compositions. For example, pro-enzymes can be activated by a protease (e.g., a salivary protease that is present in the digestive tract or is artificially introduced into the digestive tract of an organism). It is contemplated that the agents delivered by the biocompatible compositions of the disclosure are activated or inactivated by the addition of an activating agent which may be ingested by, or otherwise delivered to, the organism. Another mechanism for control of the agent in the digestive tract is an environment sensitive agent that is activated in the proper digestive compartment. For example, an agent may be inactive at low pH but active at neutral pH. Accordingly, the agent would be inactive in the gut but active in the intestinal tract. Alternatively, the agent can become active in response to the presence of a microorganism specific factor (e.g., microorganisms present in the intestine).

[0499] In one aspect, the potential benefits of the present invention include, for example, (1) reduction in or possible elimination of the need for mineral supplements (e.g., inorganic phosphorous supplements), enzymes, or therapeutic drugs for animal (including fish) from the daily feed or grain thereby increasing the amount of calories and nutrients present in the feed, and (2) increased health and growth of domestic and non-domestic animals including, for example, poultry, porcine, bovine, equine, canine, and feline animals.

[0500] A large number of enzymes can be used in the methods and compositions of the present invention in addition to the phytases of the invention. These enzymes include enzymes necessary for proper digestion of consumed foods, or for proper metabolism, activation or derivation of chemicals, prodrugs or other agents or compounds delivered to the animal via the digestive tract. Examples of enzymes that can be delivered or incorporated into the compositions of the invention, include, for example, feed enhancing enzymes selected from the group consisting of α -galactosidases, β -galactosidases, in particular lactases, phytases, β -glucanases, in particular endo- β -1,4-glucanases and endo- β -1,3(4)-glucanases, cellulases, xylosidases, galactanases, in particular arabinogalactan endo-1,4- β -galactosidases and arabinogalactan endo-1,3- β -galactosidases, endoglucanases, in particular endo-1,2- β -glucanase, endo-1,3- α -gluca-

nase, and endo-1,3- β -glucanase, pectin degrading enzymes, in particular pectinases, pectinesterases, pectin lyases, polygalacturonases, arabinanases, rhamnogalacturonases, rhamnogalacturonan acetyl esterases, rhamnogalacturonan- α -rhamnosidase, pectate lyases, and α -galacturonisidases, mannanases, β -mannosidases, mannan acetyl esterases, xylan acetyl esterases, proteases, xylanases, arabinoxylanases and lipolytic enzymes such as lipases, phytases and cutinases. Phytases in addition to the phytases having an amino acid sequence as set forth in SEQ ID NO:2 can be used in the methods and compositions of the invention.

[0501] The enzyme used in the compositions (e.g., a dietary aid) of the present invention is a phytase enzyme which may be stable to heat and be heat resistant and catalyze the enzymatic hydrolysis of phytate, i.e., the enzyme is able to renature and regain activity after a brief (i.e., 5 to 30 seconds), or longer period, for example, minutes or hours, exposure to temperatures of above 50 C.

[0502] A "feed" and a "food," respectively, means any natural or artificial diet, meal or the like or components of such meals intended or suitable for being eaten, taken in, digested, by an animal and a human being, respectively. "Dietary Aid," as used herein, denotes, for example, a composition containing agents that provide a therapeutic or digestive agent to an animal or organism. A "dietary aid," typically is not a source of caloric intake for an organism, in other words, a dietary aid typically is not a source of energy for the organism, but rather is a composition which is taken in addition to typical "feed" or "food".

[0503] Feed composition may comprise a recombinant phytase protein having at least thirty contiguous amino acids of a protein having an amino acid sequence of SEQ ID NO:2; and a phytate-containing foodstuff. As will be known to those skilled in the art, such compositions may be prepared in a number of ways, including but not limited to, in pellet form with or without polymer coated additives, in granulate form, and by spray drying. By way of non-limiting example, teachings in the art directed to the preparation of feed include International Publication Nos. WO0070034 A1, WO0100042 A1, WO0104279 A1, WO0125411 A1, WO0125412 A1, and EP 1073342A.

[0504] An agent or enzyme (e.g., a phytase) may exert its effect *in vitro* or *in vivo*, i.e. before intake or in the stomach or gizzard of the organism, respectively. Also a combined action is possible.

[0505] Although any enzyme may be incorporated into a dietary aid, reference is made herein to phytase as an exemplification of the methods and compositions of the invention. A dietary aid of the invention includes a phytase. Generally, a dietary aid containing a phytase composition is liquid or dry.

[0506] Liquid compositions need not contain anything more than the phytase, preferably in a highly purified form. Usually, however, a stabilizer such as glycerol, sorbitol or mono propylene glycol is also added. The liquid composition may also comprise other additives, such as salts, sugars, preservatives, pH-adjusting agents, proteins, phytate (a phytase substrate). Typical liquid compositions are aqueous or oil-based slurries. The liquid compositions can be added to a biocompatible composition for slow release. Preferably the enzyme is added to a dietary aid composition that is a biocompatible material (e.g., biodegradable or non-biodegradable) and includes the addition of recombinant cells into, for example, porous microbeads.

[0507] Dry compositions may be spray dried compositions, in which case the composition need not contain anything more than the enzyme in a dry form. Usually, however, dry compositions are so-called granulates which may readily be mixed with a food or feed components, or more preferably, form a component of a pre-mix. The particle size of the enzyme granulates preferably is compatible with that of the other components of the mixture. This provides a safe and convenient means of incorporating enzymes into animal feed. Granulates can be biocompatible, or they can be biocompatible granulates that are non-biodegradable.

[0508] Agglomeration granulates coated by an enzyme can be prepared using agglomeration technique in a high shear mixer. Absorption granulates are prepared by having cores of a carrier material to absorb/be coated by the enzyme. The carrier material may be a biocompatible non-biodegradable material that simulates the role of stones or grit in the gizzard of an animal. Typical filler materials used in agglomeration techniques include salts, such as disodium sulphate. Other fillers are kaolin, talc, magnesium aluminum silicate and cellulose fibers. Optionally, binders such as dextrans are also included in agglomeration granulates. The carrier materials can be any biocompatible material including biodegradable and non-biodegradable materials (e.g., rocks, stones, ceramics, various polymers). The granulates may be coated with a coating mixture. Such mixture comprises coating agents, e.g., hydrophobic coating agents, such as hydrogenated palm oil and beef tallow, and if desired other additives, such as calcium carbonate or kaolin.

[0509] The dietary aid compositions (e.g., phytase dietary aid compositions) may contain other substituents such as coloring agents, aroma compounds, stabilizers, vitamins, minerals, other feed or food enhancing enzymes etc. An additive used in a composition of the invention may comprise one or more compounds such as vitamins, minerals or feed enhancing enzymes and suitable carriers and/or excipients.

[0510] The dietary aid compositions may additionally comprise an effective amount of one or more feed enhancing enzymes, in particular feed enhancing enzymes selected from the group consisting of α -galactosidases, β -galactosidases, in particular lactases, other phytases, β -glucanases, in particular endo- β -1,4-glucanases and endo- β -1,3(4)-glucanases, cellulases, xylosidases, galactanases, in particular arabinogalactan endo-1,4- β -galactosidases and arabinogalactan endo-1,3- β -galactosidases, endoglucanases, in particular endo-1,2- β -glucanase, endo-1,3- α -glucanase, and en-

do-1,3- β -glucanase, pectin degrading enzymes, in particular pectinases, pectinesterases, pectin lyases, polygalacturonases, arabinanases, rhamnogalacturonases, rhamnogalacturonan acetyl esterases, rhamnogalacturonan- α -rhamnosidase, pectate lyases, and α -galacturonisidases, mannanases, β -mannosidases, mannan acetyl esterases, xylan acetyl esterases, proteases, xylanases, arabinoxylanases and lipolytic enzymes such as lipases, phytases and cutinases.

5 **[0511]** The animal dietary aid of the disclosure is supplemented to the mono-gastric animal before or simultaneously with the diet. It may be supplemented to the mono-gastric animal simultaneously with the diet. It may be added to the diet in the form of a granulate or a stabilized liquid.

[0512] An effective amount of an enzyme in such a dietary aid is from about 10-20,000; from about 10 to 15,000, from about 10 to 10,000, from about 100 to 5,000, or from about 100 to about 2,000 FYT/kg dietary aid.

10 **[0513]** Non-limiting examples of other specific uses of the phytase of the invention is in soy processing and in the manufacture of inositol or derivatives thereof.

[0514] A method for reducing phytate levels in animal manure involves feeding the animal a dietary aid containing an effective amount of the phytase of the invention. As stated in the beginning of the present application one important effect thereof is to reduce the phosphate pollution of the environment.

15 **[0515]** The dietary aid may be a magnetic carrier. For example, a magnetic carrier containing a phytase distributed in, on or through a magnetic carrier (*e.g.*, a porous magnetic bead), can be distributed over an area high in phytate and collected by magnets after a period of time. Such distribution and recollection of beads reduces additional pollution and allows for reuse of the beads. In addition, use of such magnetic beads *in vivo* allows for the localization of the dietary aid to a point in the digestive tract where, for example, phytase activity can be carried out. For example, a dietary aid containing digestive enzymes (phytase) can be localized to the gizzard of the animal by juxtapositioning a magnet next to the gizzard of the animal after the animal consumes a dietary aid of magnetic carriers. The magnet can be removed after a period of time allowing the dietary aid to pass through the digestive tract. In addition, the magnetic carriers are suitable for removal from the organism after sacrificing or to aid in collection.

20 **[0516]** When the dietary aid is a porous particle, such particles are typically impregnated by a substance with which it is desired to release slowly to form a slow release particle. Such slow release particles may be prepared not only by impregnating the porous particles with the substance it is desired to release, but also by first dissolving the desired substance in the first dispersion phase. In this case, slow release particles prepared by the method in which the substance to be released is first dissolved in the first dispersion phase are also within the scope and spirit of the invention. The porous hollow particles may, for example, be impregnated by a slow release substance such as a medicine, agricultural chemical or enzyme. In particular, when porous hollow particles impregnated by an enzyme are made of a biodegradable polymers, the particles themselves may be used as an agricultural chemical or fertilizer, and they have no adverse effect on the environment. The porous particles may be magnetic in nature.

25 **[0517]** The porous hollow particles may be used as a bioreactor support, in particular an enzyme support. Therefore, it is advantageous to prepare the dietary aid utilizing a method of a slow release, for instance by encapsulating the enzyme of agent in a microvesicle, such as a liposome, from which the dose is released over the course of several days, preferably between about 3 to 20 days. Alternatively, the agent (*e.g.*, an enzyme) can be formulated for slow release, such as incorporation into a slow release polymer from which the dosage of agent (*e.g.*, enzyme) is slowly released over the course of several days, for example from 2 to 30 days and can range up to the life of the animal.

30 **[0518]** Liposomes may be derived from phospholipids or other lipid substances. Liposomes are formed by mono- or multilamellar hydrated liquid crystals that are dispersed in an aqueous medium. Any non-toxic, physiologically acceptable and metabolizable lipid capable of forming liposomes can be used. The compositions of the invention in liposome form can contain stabilizers, preservatives, excipients, and the like in addition to the agent. Some exemplary lipids are the phospholipids and the phosphatidyl cholines (lecithins), both natural and synthetic. Methods to form liposomes are known in the art. See, for example, Prescott, Ed., *Methods in Cell Biology*, Volume XIV, Academic Press, New York, N.Y. (1976), p. 33 et seq.

35 **[0519]** A phytase of the invention may be used during the preparation of food or feed preparations or additives, *i.e.*, the phytase exerts its phytase activity during the manufacture only and is not active in the final food or feed product. This is relevant for instance in dough making and baking. Accordingly, phytase or recombinant yeast expressing phytase can be impregnated in, on or through a magnetic carriers, distributed in the dough or food medium, and retrieved by magnets.

40 **[0520]** The dietary aid disclosed herein may be administered alone to animals in a biocompatible (*e.g.*, a biodegradable or non-biodegradable) carrier or in combination with other digestion additive agents. It can be readily administered as a top dressing or mixed directly into animal feed or provided separate from the feed, by separate oral dosage, by injection or by transdermal means or in combination with other growth related edible compounds, the proportions of each of the compounds in the combination being dependent upon the particular organism or problem being addressed and the degree of response desired. It should be understood that the specific dietary dosage administered in any given case will be adjusted in accordance with the specific compounds being administered, the problem to be treated, the condition of the subject and the other relevant facts that may modify the activity of the effective ingredient or the response of the

subject, as is well known by those skilled in the art. In general, either a single daily dose or divided daily dosages may be employed, as is well known in the art.

5 [0521] If administered separately from the animal feed, forms of the dietary aid can be prepared by combining them with non-toxic pharmaceutically acceptable edible carriers to make either immediate release or slow release formulations, as is well known in the art. Such edible carriers may be either solid or liquid such as, for example, corn starch, lactose, sucrose, soy flakes, peanut oil, olive oil, sesame oil and propylene glycol. If a solid carrier is used the dosage form of the compounds may be tablets, capsules, powders, troches or lozenges or top dressing as micro-dispersible forms. If a liquid carrier is used, soft gelatin capsules, or syrup or liquid suspensions, emulsions or solutions may be the dosage form. The dosage forms may also contain adjuvants, such as preserving, stabilizing, wetting or emulsifying agents, solution promoters, etc. They may also contain other therapeutically valuable substances. A process for preparing a granulate edible carrier at high temperature for release of enzyme when ingested is described in copending U.S. Patent Application Serial No. 09/910,579, filed July 20, 2001.

10 [0522] In alternative embodiments, significant advantages may include 1) ease of manufacture of the active ingredient loaded biocompatible compositions; 2) versatility as it relates to the class of polymers and/or active ingredients which may be utilized; 3) higher yields and loading efficiencies; and 4) the provision of sustained release formulations that release active, intact active agents *in vivo*, thus providing for controlled release of an active agent over an extended period of time. An advantage may be due to the local delivery of the agent within the digestive tract (e.g., the gizzard) of the organism. The phrase "contained within" denotes a method for formulating an agent into a composition useful for controlled release, over an extended period of time of the agent.

15 [0523] In sustained-release or slow release compositions an effective amount of an agent (e.g., an enzyme or antibiotic) may be utilized. Sustained release or slow release refers to the gradual release of an agent from a biocompatible material, over an extended period of time. The sustained release can be continuous or discontinuous, linear or non-linear, and this can be accomplished using one or more biodegradable or non-biodegradable compositions, drug loadings, selection of excipients, or other modifications. However, it is to be recognized that it may be desirable to provide for a "fast" release composition that provides for rapid release once consumed by the organism. It is also to be understood that "release" does not necessarily mean that the agent is released from the biocompatible carrier. Rather in one aspect, the slow release encompasses slow activation or continual activation of an agent present on the biocompatible composition. For example, a phytase need not be released from the biocompatible composition to be effective. The phytase may be immobilized on the biocompatible composition.

20 [0524] The animal feed may be any protein-containing organic meal normally employed to meet the dietary requirements of animals. Many of such protein-containing meals are typically primarily composed of corn, soybean meal or a corn/soybean meal mix. For example, typical commercially available products fed to fowl include Egg Maker Complete, a poultry feed product of Land O'Lakes AG Services, as well as Country Game and Turkey Grower a product of Agwa, Inc. (see also The Emu Farmer's Handbook by Phillip Minnaar and Maria Minnaar). Both of these commercially available products are typical examples of animal feeds with which the present dietary aid and/or the enzyme phytase may be incorporated to reduce or eliminate the amount of supplemental phosphorus, zinc, manganese and iron intake required in such compositions.

25 [0525] The disclosure provides novel formulations and dietary supplements and additives, and methods for diet supplementation for certain diets, e.g., Atkins' diet, vegetarian diet, macrobiotic diet, vegan diet or regional diets, e.g., developing world diets. Foods associated with certain elective diets, such as Atkins, vegetarian, macrobiotic, vegan or regional diets (for example, developing world diets) emphasize certain food categories, such as proteins and fats, soy, etc., or they rely on indigenous crops, e.g., cereals, rice, beans, and the like as substantial or sole contributors to individual nutrition. Many of these cereal based crops have elevated (3 to 10 fold) levels of phytic acid. Processed food products such as soy protein hydrolysate and others appear to retain elevated levels of phytic acid and their inclusion as a protein source to nutrient bars, powders and other foods or food supplements and ingredients increases the phytic acid load experienced by individuals who practice these diets.

Preventing and reversing bone loss

30 [0526] The invention also provides novel pharmaceutical and dietary formulations to be used as supplements and additives, and methods for dietary supplementation, comprising phytases of the invention, for individuals predisposed to bone loss, individuals with bone loss, and individuals with certain medical conditions, e.g., osteoporosis, cachexia, and medical treatments, such as chemotherapies, which can compromise the proper uptake or utilization of essential nutrients. The methods and compositions of the invention can be used alone or in combination with other supplements or treatment regimens, including with medications and the like. For example, the formulations, dietary supplements and methods for diet supplementation can be administered with other dietary supplements or medications for the treatment or prevention of osteoporosis, e.g., with vitamin D3 and/or calcium (which are proven in preventing bone loss). A formulation may comprise a phytase of the invention, and vitamin D3 and/or calcium. A formulation comprising a phytase

of the invention is used, for preventing bone loss, or for reversing bone loss.

[0527] The formulation can be in the form of a pharmaceutical composition, or, can be an additive to a pharmaceutical, either of which can be in liquid, solid, powder, lotion, spray or aerosol forms. Pharmaceutical compositions and formulations for oral administration can be formulated using pharmaceutically acceptable carriers well known in the art in appropriate and suitable dosages. Such carriers enable the pharmaceuticals to be formulated in unit dosage forms as tablets, pills, powder, dragees, capsules, liquids, lozenges, gels, syrups, slurries, suspensions, etc., suitable for ingestion by the patient. Pharmaceutical preparations for oral use can be formulated as a solid excipient, optionally grinding a resulting mixture, and processing the mixture of granules, after adding suitable additional compounds, if desired, to obtain tablets or dragee cores. Suitable solid excipients are carbohydrate or protein fillers include, e.g., sugars, including lactose, sucrose, mannitol, or sorbitol; starch from corn, wheat, rice, potato, or other plants; cellulose such as methyl cellulose, hydroxypropylmethyl-cellulose, or sodium carboxymethylcellulose; and gums including arabic and tragacanth; and proteins, e.g., gelatin and collagen. Disintegrating or solubilizing agents may be added, such as the cross-linked polyvinyl pyrrolidone, agar, alginic acid, or a salt thereof, such as sodium alginate.

[0528] Aqueous suspensions may comprise a phytase of the invention, in admixture with excipients suitable for the manufacture of aqueous suspensions. Such excipients include a suspending agent, such as sodium carboxymethylcellulose, methylcellulose, hydroxypropylmethylcellulose, sodium alginate, polyvinylpyrrolidone, gum tragacanth and gum acacia, and dispersing or wetting agents such as a naturally occurring phosphatide (e.g., lecithin), a condensation product of an alkylene oxide with a fatty acid (e.g., polyoxyethylene stearate), a condensation product of ethylene oxide with a long chain aliphatic alcohol (e.g., heptadecaethylene oxycetanol), a condensation product of ethylene oxide with a partial ester derived from a fatty acid and a hexitol (e.g., polyoxyethylene sorbitol mono-oleate), or a condensation product of ethylene oxide with a partial ester derived from fatty acid and a hexitol anhydride (e.g., polyoxyethylene sorbitan mono-oleate). The aqueous suspension can also contain one or more preservatives such as ethyl or n-propyl p-hydroxybenzoate, one or more coloring agents, one or more flavoring agents and one or more sweetening agents, such as sucrose, aspartame or saccharin. Formulations can be adjusted for osmolarity.

[0529] The dosage regimen also takes into consideration pharmacokinetics parameters well known in the art, i.e., the active agents' rate of absorption, bioavailability, metabolism, clearance, and the like (see, e.g., Hidalgo-Aragones (1996) J. Steroid Biochem. Mol. Biol. 58:611-617; Groning (1996) Pharmazie 51:337-341; Fotherby (1996) Contraception 54:59-69; Johnson (1995) J. Pharm. Sci. 84:1144-1146; Rohatagi (1995) Pharmazie 50:610-613; Brophy (1983) Eur. J. Clin. Pharmacol. 24:103-108; the latest edition of Remington, The Science and Practice of Pharmacy 20th Ed. Lippincott Williams & Wilkins). The state of the art allows the clinician to determine the dosage regimen for each individual patient, active agent and disease or condition treated. Guidelines provided for similar compositions used as pharmaceuticals can be used as guidance to determine the dosage regimen, i.e., dose schedule and dosage levels, administered (e.g., for reversing bone loss, or, preventing bone loss) are appropriate and correct.

Physical training supplements

[0530] Novel dietary supplements and additives may comprise phytases of the invention, for individuals undergoing athletic or other intense physical training, e.g., training for soldiers. Athletic training and hyperexertion can deplete essential nutrients and require dietary supplementation. These diets and conditions have in common a lack of essential micronutrients such as metals (K, Ca, Fe, Zn, Mn, Se) and ions (PO_4) necessary for optimal nutrition. Diets rich in phytic acid exacerbate this problem and may also lead to both chronic and acute conditions that result from either voluntary or economically enforced dependence on diets rich in high phytic acid foods.

[0531] For example, individuals following various low carbohydrate ("low carb") diets are often plagued with muscle, e.g., leg muscle, cramps. Typical advice for this is to add additional potassium, calcium and other nutrients to their diet. This provides compositions for dietary supplementation, dietary aids and supplements and methods for diet supplementation to enhance otherwise compromised nutrition via the mobilization of macro and micronutrients using phytase supplementation to the diet (including use of a phytase of the invention).

[0532] Use of a phytase of the invention may be optimized to demonstrate thermo labile or pH-stability profiles that will make it suitable for addition directly to the food and supplement process and/or demonstrate enhanced stability and activity in the human or animal gastro intestinal tract.

[0533] Novel dietary supplements and additives may comprise phytases of the invention, for individuals undergoing mineral supplementation. Mineral supplementation for people on foods with high phytic acid content may actually exacerbate problems with nutrient availability. Literature references suggest that complexes of phytic acid, calcium and zinc are much more insoluble than complexes of phytic acid and calcium. People often take multi mineral supplements. The addition of phytase to a scheme devised to combine mineral supplements in the presence of high phytic acid foods could make these supplements much more effective.

[0534] Compositions comprising a phytase of the invention may be used as supplements or additives to

- Weight-loss programs which limit intake of particular food groups, vegetarian, macrobiotic or vegan diets which limit or preclude intake of meats, nightshade vegetables, breads, etc and other diets which focus on intake of nuts,
- Specific supplement for individuals on low carb diets rich in high phytic acid foods to ease physiological symptoms based on reduced mineral uptake,
- Athletic training regimens which seek to enhance performance through dietary intake, including military training regimens,
- Hospital diets tailored to specific needs of patients compromised in uptake or restricted to food groups
- Micronutrient-poor cereal and legume diets in the developing world,
- School lunch programs.

[0535] Kits comprising compositions of the invention (comprising a phytase of the invention) and instructions on incorporating the composition into these diets, can comprise any packaging, labeling, product inserts and the like.

[0536] A phytase of the invention may be formulated for or optimized for (e.g., sequence optimized for) production, processing or passage thru human or animal system, e.g., digestive tract. The phytase enzyme can be optimized using alternative formulations.

[0537] Alternatively, a phytase enzyme of the invention can be optimized by engineering of its sequence, e.g., using for example, directed evolution, error-prone PCR, shuffling, oligonucleotide-directed mutagenesis, assembly PCR, sexual PCR mutagenesis, *in vivo* mutagenesis, cassette mutagenesis, recursive ensemble mutagenesis, exponential ensemble mutagenesis, site-specific mutagenesis, ligation reassembly, GSSM™ and any combination thereof, to retain activity during processing, ingestion and in the human gut.

[0538] Dietary formulations comprising a phytase enzyme of the invention can be delivered in a number of ways to provide dietary efficacy. For example, such compositions may be used:

In packaged food supplements such as chewable tablets or nutritional bars,

- As a lyophilized product available for hydration prior to ingestion,
- Co-packaged with dietary products, eg., processed soy product or sold as a formulation with soybean protein hydrolysate and other processing fractions from whole foods that are sold as ingredients to the processed food industry,
- In commercial baked goods,
- Spray-on to breakfast cereals,
- Spray-administered (e.g., nasal spray) formulations,
- As a transgenic product expressed in indigenous crops, ie., cereals and legumes (e.g., as a transgenic product of a microorganism, such as a bacterium)
- As a transgenic organism, e.g., a microorganism; for example, a human or animal is fed a bacteria or other microorganism capable of making (and, in an alternative embodiment, secreting) a recombinant phytase of the invention, after ingestion or implantation, e.g., into the gut of the human or animal.

[0539] Phytase-containing products of the invention can be branded as nutrient enhanced, nutrient compatible or otherwise noted for an ability to enhance nutrient performance and relieve various symptoms associated with nutrient deficiency.

[0540] Phytase-containing products of the invention are used to mitigate the anti-nutritive effects of phytate, which chelates important dietary minerals such as zinc, copper, iron, magnesium, tin, and calcium. According, phytase-containing products of the invention are used as dietary supplements to prevent the precipitation of metal-binding enzymes and proteins in ingested foods. In one aspect, the phytase-containing products of the invention are used to mitigate the anti-nutritive effects of phytate in human diets, in particular those rich in legumes and cereals, to increase mineral bioavailability. In one aspect, a phytase in a dietary supplement of the invention catalyzes the partial or complete hydrolytic removal of orthophosphate from a phytate, where complete hydrolysis of phytate results in the production of 1 molecule of inositol and 6 molecules of inorganic phosphate.

[0541] Phytase-containing products of the invention are applicable to the diet of humans and numerous animals, including fowl and fish. For example, phytase-containing dietary supplement products and dietary supplement methods can be practiced with commercially significant species, e.g., pigs, cattle, sheep, goats, laboratory rodents (rats, mice, hamsters and gerbils), furbearing animals such as mink and fox, and zoo animals such as monkeys and apes, as well as domestic mammals such as cats and dogs. Typical commercially significant avian species include chickens, turkeys, ducks, geese, pheasants, emu, ostrich, loons, kiwi, doves, parrots, cockatiel, cockatoo, canaries, penguins, flamingoes, and quail. Commercially farmed fish such as trout would also benefit from the dietary aids disclosed herein. Other fish that can benefit include, for example, fish (especially in an aquarium or aquaculture environment, e.g., tropical fish), goldfish and other ornamental carp, catfish, trout, salmon, shark, ray, flounder, sole, tilapia, medaka, guppy, molly,

platyfish, swordtail, zebrafish, and loach.

[0542] Phytase-containing products of the invention are also used in various agars, gels, medias, and solutions used in tissue and/or cell culturing. Inconsistent soy hydrolysates can be a problem encountered when using tissue and/or cell culturing. In one aspect, phytase-containing products of the invention are used as cell culture media additives or as treatments to, e.g., increase cell culture yield and performance consistency. In one aspect, the invention provides hydrolysate for cell culturing comprising phytases of the invention.

[0543] To provide a consistent product, methods for making hydrolysates, supplements or other additives for cell culturing comprising phytases may use phytase biomarkers. For example, the method would comprise "scoring" or "marking" several molecules of phytase in batches of hydrolysate, supplement or other additive, and then blending the batches in the hydrolysate, supplement or other additive to achieve a consistent biomarker pattern. Culture performance with each batch is measured in a mini-bioreactor(s) and performance with each biomarker and batch is correlated. A blend is made to generate a higher performance product that is consistent or better than average. Thioredoxin (TRX) may be added to increase the bioavailability of many proteins by eliminating secondary structure caused by disulfide bonds. Proteases may also be added to the hydrolysates, supplements or additives. The proteases can be "scored" or quality controlled with other biomarkers (as with phytase, as discussed above) to direct the blending process.

[0544] Phytases may be added to grains to provide a consistent product using a biomarker "scoring" or quality control process analogous to that described above for the said hydrolysates, supplements or additives.

Enzyme enhanced diets for increased warfighter efficiency and morale

[0545] Novel dietary supplements and additives and methods for diet supplementation may comprise phytases of the invention, for enzyme-enhanced diets for increased warfighter efficiency and morale. These dietary supplement compositions work, *in situ*, to enhance energy, stamina and morale in a stable, easily usable and desirable format while limiting food waste.

[0546] These dietary supplement compositions and methods address the military operational challenge comprising efficient delivery of nutrients and the associated health, morale and operational effectiveness of soldiers. The invention provides enzymes optimized to function efficiently in the human gut. These enzymes can enhance extraction of nutrients and generation of energy as well as prolong maintenance of nutritional sufficiency and individual satiety.

[0547] Formulations, food supplements, foods, self-contained meal Ready-to-Eat units (MREs), drinks, hydrating agents and the like, may comprise phytase of the invention and another enzyme, e.g., amylases, xylanases, proteases, lipases or a combination thereof. When ingested with food, these enzymes have been shown to enhance the release of critical nutrients, e.g., phosphorus, essential metals and ions, amino acids, and sugars.

[0548] Furthermore, co-ingestion of these enzymes increases gastrointestinal mechanics and absorption by depolymerizing plant-derived cellulose, hemicellulose and starch. This white paper proposes the development of these enzymes as supplements to military diets to provide enhanced nutrient utilization for warfighter.

[0549] The food supplement of the invention may cause the release of essential phosphate from normally anti-nutritive, plant-derived phytate to increase food energy yield and bone CaPO₄ deposition. Phytases and other potential nutritional supplement enzymes can withstand gut pH and endogenous protease activities.

[0550] Enzyme supplements to rations, drinks, foods, MREs, hydrating agents and the like may significantly improve nutritional value, digestibility and energy content of military meals (or any meal, including general consumer meal and diet supplementation products) served to warfighters in training, battle or any stressful situation. The supplement can be formulated for ease of use and personal transport (in or with MREs, hydrating agents, etc). The enzyme supplement will not compromise food appearance, taste and/or consistency. The product may improve health and increases the stamina of warfighters.

[0551] Phytases of the invention, and in some aspects, additional enzymes, may be used:

- In packaged food or drink supplements such as MREs, rations, survival kits, hydrating agents, chewable tablets or nutritional bars;
- As a lyophilized product (e.g., a powder) available for hydration prior to ingestion;
- Co-packaged with dietary products, foods, drinks, e.g., processed soy product or a formulation with soybean protein hydrolysate and other processing fractions from whole foods that are sold as ingredients to the processed food industry;
- In baked goods;
- In Spray-on to cereals;
- In Formulations such as tablets, geltabs, capsules, sprays and the like.

[0552] Nutritional supplementation that rapidly releases calories and macro- and micronutrients from ingested meals. Energy and body strength may be provided to individuals in stressful situations, e.g., involving hyperexertion and dis-

continuous periods of deprivation. Enzymes are optimized and formulated to work effectively in human gut while maintaining stability, shelf life and transportability in a desired environment, e.g., a military setting.

[0553] Formulations may have increased taste characteristics, dissolvability, chewability and personal transport efficiency of the product. The compositions may further comprise other components, such as potassium, glucose, CaCl_2 . CaCl_2 in the formulation can combine with released phosphate and, in turn, enhance bone deposition and weight gain. Compositions may further comprise formulations of other enzymes, such as proteases, cellulases, hemicellulases, for protein, cellulose and hemicellulose digestion, respectively. These enzymes can improve protein and starch availability and further increase iron absorption from many iron-rich foods.

[0554] Compositions may further comprise enzymes for hydrolyzing foods derived from plant material, which is rich in the glucose and xylose-based polymers, cellulose, hemicellulose and starch, as well as in the amino acid polymer, protein. Compositions may facilitate hydrolysis of polymeric materials in foods; i.e., to facilitate complete digestion polymers to monomers, e.g., polysaccharides to monomeric sugars, or proteins to amino acid moieties. This allows a food, drink or ration to realize its full caloric and nutritional value. Enzyme supplementation may comprise use of stable enzymes, e.g., hydrolases of various kinds, cellulases, hemicellulases, amylases, lipases, amidases, proteases and other enzymes. Enzymes used in the compositions and methods disclosed herein can withstand ambient gut conditions, i.e., have stability at low pH and in the presence of gastric proteases.

Industrial uses of phytases of the invention

Reducing phosphate pollution in the environment

[0555] Compositions comprising phytases of the invention for addition to waste or manure piles to convert "environmental" phytic acid serves the purposes of reducing pollution and increasing nutrient availability. Compositions may add a phytase to soil, natural or artificial bodies of water (e.g., lakes, ponds, wells, manure ponds, and the like), municipal sewage, any sewage effluent, and the like. Compositions may reduce phytate levels in waste or sewage, e.g., an animal manure, wherein the animal is fed a dietary aid containing an effective amount of a phytase of the invention. Compositions of the invention may reduce the phosphate pollution in the environment, used in any application that reduces pollution by degrading phytic acids.

Farming and plant growth applications

[0556] Compositions comprising phytases of the invention may be used in methods for farming applications or other plant growth applications, e.g., adding phytases to fertilizers or plant food additives (e.g., MIRACLEGROW™) for plants, e.g., house plants. Users include organic farmers. The compositions can be used for adding phytases to any soil deficient in phosphorous or needing supplementary phosphorous for a particular crop or application. Because phosphorous release helps plants grow, compositions of the invention can be used for adding phytases to anything that has algae or plant material in it.

Products of manufacture

[0557] Compositions comprising phytases of the invention include those for cosmetic applications, e.g., shampoos, lotions or soaps containing plant products.

[0558] Compositions may comprise immobilised phytases of the invention. The immobilized phytase acts as a controlled release mechanism. Control released (time release) formulations of phytases may be for application to soil, e.g., clay, to house plants, etc. The phytases may be immobilized to beads, e.g., polysorb beads. These beads can be delivered to soil, e.g., for agricultural or house plants. Control released (time release) formulations of phytases of the invention may be used in dietary supplements and additives.

Biofuels and biomass conversion

[0559] Methods for making fuels, e.g., biofuels, comprise use of one or more phytases of this invention; including providing fuels, e.g., biofuels, comprising one or more phytases of this invention. Methods for biomass conversion comprise use of one or more phytases of this invention.

[0560] Compositions comprising phytases of the invention may be used in a fermentation or alcohol production process, e.g. ethanol production, for example, to provide effective and sustainable alternatives or adjuncts to use of petroleum-based products, e.g., as a mixture of bioethanol and gasoline.

[0561] Organisms expressing enzymes of the invention may be for participation in chemical cycles involving natural biomass conversion. In addition, the combination of phytase of this invention with one or more starch degrading enzymes,

such as amylase or glucoamylase, improves the production of ethanol from starch. Methods for discovering and implementing the most effective of enzymes enable these important new "biomass conversion" and alternative energy industrial processes.

5 *Biomass conversion and production of clean bio fuels*

10 **[0562]** Phytases of the invention or antibodies may be used in methods for the processing of a biomass or any lignocellulosic material (e.g., any composition comprising a cellulose, hemicellulose and lignin), to a fuel (e.g., a bioethanol, biopropanol, biobutanol, biopropanol, biomethanol, biodiesel), in addition to feeds, foods and chemicals. For example, in one aspect, an enzyme of the invention breaks down undigestible phytic acid (phytate) in a biomass (e.g., a lignocellulosic material, a grain or an oil seed) to release digestible phosphorus; thus, in one embodiment, phytases of this invention are used to treat or pretreat a biomass.

15 **[0563]** Thus, the compositions of the invention can be used in the production and/or processing of biofuels, e.g., to provide effective and sustainable alternatives and/or adjuncts to use of petroleum-based products; for example, compositions of the invention can be used with a mixture of enzymes to produce a biofuel - such as biomethanol, bioethanol, biopropanol, biobutanol, biodiesel and the like; which can be added to a diesel fuel, a gasoline, a kerosene and the like. Organisms expressing enzymes of the invention may be for participation in chemical cycles involving natural biomass conversion. Enzymes for the conversion may be used in enzyme ensembles for the efficient processing of biomass in conjunction with the depolymerization of polysaccharides, cellulosic and/or hemicellulosic polymers to metabolizeable (e.g., fermentable) carbon moieties. Methods for discovering and implementing the most effective of enzymes enable these important new "biomass conversion" and alternative energy industrial processes.

20 **[0564]** The compositions of the invention can be used to provide effective and sustainable alternatives or adjuncts to use of petroleum-based products, e.g., as a mixture of bioethanol, biopropanol, biobutanol, biopropanol, biomethanol and/or biodiesel and gasoline. Organisms expressing enzymes of the invention may be for participation in chemical cycles involving natural biomass conversion. Methods for discovering and implementing the most effective of enzymes enable these important new "biomass conversion" and alternative energy industrial processes.

25 **[0565]** Enzymes and mixtures of enzymes or "cocktails" of the invention are for processing a material, e.g. a biomass material, e.g., compositions comprising a cellooligosaccharide, an arabinoxylan oligomer, a lignin, a lignocellulose, a xylan, a glucan, a cellulose and/or a fermentable sugar; e.g., including methods comprising contacting the composition with a polypeptide of the invention, or a polypeptide encoded by a nucleic acid of the invention, wherein optionally the material is derived from an agricultural crop (e.g., wheat, barley, potatoes, switchgrass, poplar wood), is a byproduct of a food or a feed production, is a lignocellulosic waste product, or is a plant residue or a waste paper or waste paper product, and optionally the plant residue comprise stems, leaves, hulls, husks, corn or corn cobs, corn stover, corn fiber, hay, straw (e.g. rice straw or wheat straw), sugarcane bagasse, sugar beet pulp, citrus pulp, and citrus peels, wood, wood thinnings, wood chips, wood pulp, pulp waste, wood waste, wood shavings and sawdust, construction and/or demolition wastes and debris (e.g. wood, wood shavings and sawdust), and optionally the paper waste comprises discarded or used photocopy paper, computer printer paper, notebook paper, notepad paper, typewriter paper, newspapers, magazines, cardboard and paper-based packaging materials, and recycled paper materials. In addition, urban wastes, e.g. the paper fraction of municipal solid waste, municipal wood waste, and municipal green waste, along with other materials containing sugar, starch, and/or cellulose can be used. In alternative embodiments, the processing of the material, e.g. the biomass material, generates a bioalcohol, e.g., a biodiesel, bioethanol, biomethanol, biobutanol or biopropanol.

35 **[0566]** Alternatively, the polypeptide of the invention may be expressed in the biomass plant material or feedstock itself.

40 **[0567]** Methods also include taking the converted lignocellulosic material (processed by enzymes of the invention) and making it into a fuel (e.g. a bioalcohol, e.g., a bioethanol, biomethanol, biobutanol or biopropanol, or biodiesel) by fermentation and/or by chemical synthesis. The produced sugars may be fermented and/or the non-fermentable products are gasified.

45 **[0568]** Methods also include converting algae, virgin vegetable oils, waste vegetable oils, animal fats and greases (e.g. tallow, lard, and yellow grease), or sewage, using enzymes of the invention, and making it into a fuel (e.g. a bioalcohol, e.g., a bioethanol, biomethanol, biobutanol or biopropanol, or biodiesel) by fermentation and/or by chemical synthesis or conversion.

50 **[0569]** The enzymes of the invention (including, for example, organisms, such as microorganisms, e.g., fungi, yeast or bacteria, making and in some aspects secreting recombinant enzymes of the invention) can be used in or included/integrated at any stage of any biomass conversion process, e.g., at any one step, several steps, or included in all of the steps, or all of the following methods of biomass conversion processes, or all of these biofuel alternatives:

- 55 ▪ Direct combustion: the burning of material by direct heat and is the simplest biomass technology; can be very economical if a biomass source is nearby.

EP 2 432 797 B1

▪ Pyrolysis: is the thermal degradation of biomass by heat in the absence of oxygen. In one aspect, biomass is heated to a temperature between about 800 and 1400 degrees Fahrenheit, but no oxygen is introduced to support combustion resulting in the creation of gas, fuel oil and charcoal.

5 ▪ Gasification: biomass can be used to produce methane through heating or anaerobic digestion. Syngas, a mixture of carbon monoxide and hydrogen, can be derived from biomass.

10 ▪ Landfill Gas: is generated by the decay (anaerobic digestion) of buried garbage in landfills. When the organic waste decomposes, it generates gas consisting of approximately 50% methane, the major component of natural gas.

15 ▪ Anaerobic digestion: converts organic matter to a mixture of methane, the major component of natural gas, and carbon dioxide. Biomass such as waterwaste (sewage), manure, or food processing waste, is mixed with water and fed into a digester tank without air.

20 ▪ Fermentation

25 ▪ Alcohol Fermentation: fuel alcohol is produced by converting cellulosic mass and/or starch to sugar, fermenting the sugar to alcohol, then separating the alcohol water mixture by distillation. Feedstocks such as dedicated crops (e.g., corn, wheat, barley, potatoes, switchgrass, *Miscanthus*, poplar wood), agricultural residues and wastes (e.g. rice straw, corn stover, wheat straw, sugarcane bagasse, rice hulls, corn fiber, sugar beet pulp, citrus pulp, and citrus peels), forestry wastes (e.g. hardwood and softwood thinnings, hardwood and softwood residues from timber operations, wood shavings, and sawdust), urban wastes (e.g. paper fraction of municipal solid waste, municipal wood waste, municipal green waste), wood wastes (e.g. saw mill waste, pulp mill waste, construction waste, demolition waste, wood shavings, and sawdust), and waste paper or other materials containing sugar, starch, and/or cellulose can be converted to sugars and then to alcohol by fermentation with yeast. Alternatively, materials containing sugars can be converted directly to alcohol by fermentation.

30 ▪ Transesterification: An exemplary reaction for converting oil to biodiesel is called transesterification. The transesterification process reacts an alcohol (like methanol) with the triglyceride oils contained in vegetable oils, animal fats, or recycled greases, forming fatty acid alkyl esters (biodiesel) and glycerin. The reaction requires heat and a strong base catalyst, such as sodium hydroxide or potassium hydroxide.

35 ▪ Biodiesel: Biodiesel is a mixture of fatty acid alkyl esters made from vegetable oils, animal fats or recycled greases. Biodiesel can be used as a fuel for vehicles in its pure form, but it is usually used as a petroleum diesel additive to reduce levels of particulates, carbon monoxide, hydrocarbons and air toxics from diesel-powered vehicles.

40 ▪ Hydrolysis: includes hydrolysis of a compound, e.g., a biomass, such as a lignocellulosic material, catalyzed using an enzyme of the instant invention.

45 ▪ Cogeneration: is the simultaneous production of more than one form of energy using a single fuel and facility. In one aspect, biomass cogeneration has more potential growth than biomass generation alone because cogeneration produces both heat and electricity.

50 **[0570]** In one aspect, the polypeptides of the invention can be used in conjunction with other enzymes, e.g., hydrolases or enzymes having cellulolytic activity, e.g., a glucanase, endoglucanase, mannanase and/or other enzyme, for generating a fuel such as a bioalcohol, e.g., a bioethanol, biomethanol, biobutanol or biopropanol, or biodiesel, from any organic material, e.g., a biomass, such as compositions derived from plants and animals, including any agricultural crop or other renewable feedstock, an agricultural residue or an animal waste, the organic components of municipal and industrial wastes, or construction or demolition wastes or debris, or microorganisms such as algae or yeast.

55 **[0571]** In one aspect, polypeptides of the invention are used in processes for converting lignocellulosic biomass to a fuel (e.g. a bioalcohol, e.g., a bioethanol, biomethanol, biobutanol or biopropanol, or biodiesel), or otherwise are used in processes for hydrolyzing or digesting biomaterials such that they can be used as a fuel (e.g. a bioalcohol, e.g., a bioethanol, biomethanol, biobutanol or biopropanol, or biodiesel), or for making it easier for the biomass to be processed into a fuel.

[0572] In an alternative aspect, polypeptides of the invention, including the mixture of enzymes or "cocktails" of the invention, are used in processes for a transesterification process reacting an alcohol (like ethanol, propanol, butanol, propanol, methanol) with a triglyceride oil contained in a vegetable oil, animal fat or recycled greases, forming fatty acid alkyl esters (biodiesel) and glycerin. In one aspect, biodiesel is made from soybean oil or recycled cooking oils. Animal's

fats, other vegetable oils, and other recycled oils can also be used to produce biodiesel, depending on their costs and availability. In another aspect, blends of all kinds of fats and oils are used to produce a biodiesel fuel of the invention.

5 [0573] Enzymes of the invention, including the mixture of enzymes or "cocktails" of the invention, can also be used in glycerin refining. The glycerin by-product contains unreacted catalyst and soaps that are neutralized with an acid. Water and alcohol are removed to produce 50% to 80% crude glycerin. The remaining contaminants include unreacted fats and oils, which can be processed using the polypeptides of the invention. In a large biodiesel plant of the invention, the glycerin can be further purified, e.g., to 99% or higher purity, for the pharmaceutical and cosmetic industries.

10 [0574] Fuels (including bioalcohols such as bioethanols, biomethanols, biobutanols or biopropanols, or biodiesels) made using the polypeptides of the invention, including the mixture of enzymes or "cocktails" of the invention, can be used with fuel oxygenates to improve combustion characteristics. Adding oxygen results in more complete combustion, which reduces carbon monoxide emissions. This is another environmental benefit of replacing petroleum fuels with biofuels (e.g., a fuel of the invention). A biofuel made using the compositions and/or methods of this invention can be blended with gasoline to form an E10 blend (about 5% to 10% ethanol and about 90% to 95% gasoline), but it can be used in higher concentrations such as E85 or in its pure form. A biofuel made using the compositions and/or methods of this invention can be blended with petroleum diesel to form a B20 blend (20% biodiesel and 80% petroleum diesel), although other blend levels can be used up to B100 (pure biodiesel).

15 [0575] Enzymes of this invention may be used for making biofuels (including bioalcohols such as bioethanols, biomethanols, biobutanols or biopropanols, or biodiesels) from compositions comprising a biomass, e.g., a plant-derived source, such as a lignocellulosic biomass. The biomass material can be obtained from agricultural crops, as a byproduct of food or feed production, or as waste products, including lignocellulosic waste products, such as plant residues, waste paper or construction and/or demolition wastes or debris. Examples of suitable plant sources or plant residues for treatment with polypeptides of the invention include kelp, algae, grains, seeds, stems, leaves, hulls, husks, corn cobs, corn stover, straw, sugar cane, sugar cane bagasse, grasses (e.g., Indian grass, such as *Sorghastrum nutans*; or, switch grass, e.g., *Panicum* species, such as *Panicum virgatum*), and the like, as well as wood, wood chips, wood pulp, and sawdust. Examples of paper waste suitable for treatment with polypeptides of the invention include discard photocopy paper, computer printer paper, notebook paper, notepad paper, typewriter paper, and the like, as well as newspapers, magazines, cardboard, and paper-based packaging materials. Examples of construction and demolition wastes and debris include wood, wood scraps, wood shavings and sawdust.

20 [0576] In one embodiment, the enzymes, including the mixture of enzymes or "cocktails" of the invention can be used in conjunction with more "traditional" means of making ethanol, methanol, propanol, butanol, propanol and/or diesel from biomass, e.g., as methods comprising hydrolyzing lignocellulosic materials by subjecting dried lignocellulosic material in a reactor to a catalyst comprised of a dilute solution of a strong acid and a metal salt; this can lower the activation energy, or the temperature, of cellulose hydrolysis to obtain higher sugar yields; see, e.g., U.S. Patent Nos. 6,660,506 and 6,423,145.

25 [0577] Another exemplary method that incorporates use of enzymes of the invention, including the mixture of enzymes or "cocktails" of the invention, comprises hydrolyzing a biomass, including any lignocellulosic material, e.g., containing hemicellulose, cellulose and lignin, or any other polysaccharide that can be hydrolyzed, by subjecting the material to a first stage hydrolysis step in an aqueous medium at a temperature and a pressure chosen to effect primarily depolymerization of hemicellulose without major depolymerization of cellulose to glucose. This step results in a slurry in which the liquid aqueous phase contains dissolved monosaccharides resulting from depolymerization of hemicellulose and a solid phase containing cellulose and lignin. A second stage hydrolysis step can comprise conditions such that at least a major portion of the cellulose is depolymerized, such step resulting in a liquid aqueous phase containing dissolved/soluble depolymerization products of cellulose. See, e.g., U.S. Patent No. 5,536,325. Enzymes of the invention (including the invention's mixtures, or "cocktails" of enzymes) can be added at any stage of this exemplary process.

30 [0578] Another exemplary method that incorporated use of enzymes of the invention, including the mixture of enzymes or "cocktails" of the invention, comprises processing a lignocellulose-containing biomass material by one or more stages of dilute acid hydrolysis with about 0.4% to 2% strong acid; and treating an unreacted solid lignocellulosic component of the acid hydrolyzed biomass material by alkaline delignification to produce precursors for biodegradable thermoplastics and derivatives. See, e.g., U.S. Patent No. 6,409,841. Enzymes of the invention can be added at any stage of this exemplary process.

35 [0579] Another exemplary method that incorporated use of enzymes of the invention, including the mixture of enzymes or "cocktails" of the invention, comprises prehydrolyzing lignocellulosic material in a prehydrolysis reactor; adding an acidic liquid to the solid lignocellulosic material to make a mixture; heating the mixture to reaction temperature; maintaining reaction temperature for time sufficient to fractionate the lignocellulosic material into a solubilized portion containing at least about 20% of the lignin from the lignocellulosic material and a solid fraction containing cellulose; removing a solubilized portion from the solid fraction while at or near reaction temperature wherein the cellulose in the solid fraction is rendered more amenable to enzymatic digestion; and recovering a solubilized portion. See, e.g., U.S. Patent No. 5,705,369. Enzymes of the invention can be added at any stage of this exemplary process.

[0580] Motor fuel compositions (e.g., for spark ignition motors) based on liquid hydrocarbons blended with a fuel grade alcohol may be made by using an enzyme of the invention. In one aspect, the fuels made by use of an enzyme of the invention comprise, e.g., coal gas liquid- or natural gas liquid-ethanol blends. In one aspect, a co-solvent is biomass-derived 2-methyltetrahydrofuran (MTHF). See, e.g., U.S. Patent No. 6,712,866.

[0581] Enzymatic degradation of lignocellulose, e.g., for production of biofuels (including bioalcohols such as bioethanols, biomethanols, biobutanols or biopropanols, or biodiesels) from lignocellulosic material, can also comprise use of ultrasonic treatment of the biomass material; see, e.g., U.S. Patent No. 6,333,181.

[0582] Biofuels (including bioalcohols such as bioethanols, biomethanols, biobutanols or biopropanols, or biodiesels) from a cellulosic substrate may be produced by providing a reaction mixture in the form of a slurry comprising cellulosic substrate, an enzyme of this invention and a fermentation agent (e.g., within a reaction vessel, such as a semi-continuously solids-fed bioreactor), and the reaction mixture is reacted under conditions sufficient to initiate and maintain a fermentation reaction (as described, e.g., in U.S. Pat. App. No. 20060014260). Experiment or theoretical calculations can determine an optimum feeding frequency. Additional quantities of the cellulosic substrate and the enzyme may be provided into the reaction vessel at an interval(s) according to the optimized feeding frequency.

[0583] One process for making biofuels (including bioalcohols such as bioethanols, biomethanols, biobutanols or biopropanols, or biodiesels) is described in U.S. Pat. App. Pub. Nos. 20050069998; 20020164730; and comprises stages of grinding the lignocellulosic biomass (e.g., to a size of 15-30 mm), subjecting the product obtained to steam explosion pre-treatment (e.g., at a temperature of 190-230°C) for between 1 and 10 minutes in a reactor; collecting the pre-treated material in a cyclone or related product of manufacture; and separating the liquid and solid fractions by filtration in a filter press, introducing the solid fraction in a fermentation deposit and adding one or more enzymes of the invention (e.g., dissolved in citrate buffer pH 4.8).

[0584] Another process for making biofuels (including bioalcohols such as bioethanols, biomethanols, biobutanols or biopropanols, or biodiesels) comprising bioethanols, biomethanols, biobutanols or biopropanols using enzymes of the invention comprises pretreating a starting material comprising a lignocellulosic feedstock comprising at least hemicellulose and cellulose. The starting material may comprise potatoes, soybean (rapeseed), barley, rye, corn, oats, wheat, beets or sugar cane or a component or waste or food or feed production byproduct. The starting material ("feedstock") is reacted at conditions which disrupt the plant's fiber structure to effect at least a partial hydrolysis of the hemicellulose and cellulose. Disruptive conditions can comprise, e.g., subjecting the starting material to an average temperature of 180°C to 270°C at pH 0.5 to 2.5 for a period of about 5 seconds to 60 minutes; or, temperature of 220°C to 270°C, at pH 0.5 to 2.5 for a period of 5 seconds to 120 seconds, or equivalent. This generates a feedstock with increased accessibility to being digested by an enzyme of the invention. U.S. Patent No. 6,090,595.

[0585] Exemplary conditions for using enzymes of the invention in the hydrolysis of lignocellulosic material include reactions at temperatures between about 30°C and 48°C, and/or a pH between about 4.0 and 6.0. Other exemplary conditions include a temperature between about 30°C and 60°C and a pH between about 4.0 and 8.0.

[0586] Glucanases, (or cellulases), mannanases, xylanases, amylases, xanthanases and/or glycosidases, e.g., cellobiohydrolases, mannanases and/or beta-glucosidases can be used in the conversion of biomass to fuels, and in the production of ethanol, e.g., as described in PCT Application Nos. WO0043496 and WO8100857. Glucanases (or cellulases), mannanases, xylanases, amylases, xanthanases and/or glycosidases, e.g., cellobiohydrolases, mannanases and/or beta-glucosidases, can be used in combination with phytase of the invention to produce fermentable sugars and glucan-containing biomass that can be converted into fuel ethanol. Amylases, glucoamylases, pullanases, glucoisomerase, alpha-glucosidase, and the like can be used in combination with phytase of the invention to convert starch to fermentable sugars or ethanol. Please see PCT Application No. WO2005/096804.

Distillers dried grain processing

[0587] Enzymes of the invention can be used to treat/ process "distillers dried solubles (DDS)", "distillers dried grains (DDS)", "condensed distillers solubles (CDS)", "distillers wet grains (DWG)", and "distillers dried grains with solubles (DDGS)"; distillers dried grains can be a cereal byproduct of a distillation process, and can include solubles. These processes can comprise dry-grinding plant by-products, e.g. for feed applications, e.g., for poultry, bovine, swine and other domestic animals. Thus, the enzymes of the invention can be used to treat/ process grains, e.g., cereals, that are byproducts of any distillation process, including processes using any source of grain, for example, the traditional sources from brewers, or alternatively, from an ethanol-producing plant (factory, mill or the like). Enzymes of the invention can be used to treat/ process drying mash from distilleries; this mash can be subsequently used for a variety of purposes, e.g., as fodder for livestock, especially ruminants.

[0588] Phytases of this invention can be used alone or with other enzymes to process "distillers dried solubles (DDS)", "distillers dried grains (DDS)", "condensed distillers solubles (CDS)", "distillers wet grains (DWG)", and "distillers dried grains with solubles (DDGS)". For example, phytases of this invention can be used in any step of an alcohol product process as illustrated in Figure 10. Phytases of this invention can be used to increase the bioavailability of phosphorus

in any biofuel, or potential biofuel, including phosphorus found in "distillers dried solubles (DDS)", "distillers dried grains (DDS)", "condensed distillers solubles (CDS)", "distillers wet grains (DWG)", and "distillers dried grains with solubles (DDGS)" (see, e.g., C. Martinez Amezcua, 2004 Poultry Science 83:971-976).

5 *Spirit, or drinkable alcohol production*

[0589] Phytases of this invention of this invention also can be used in processing distillers dried grains for alcohol production - alcohol as in "spirits", e.g., beer or whiskey production (in addition to use in processing biomass for making biofuels). Phytases of this invention can be used in ethanol plants, e.g. for processing grains such as corn. Distillers dried grains can be made by first grinding a grain (e.g., corn) to a coarse consistency and adding to hot water. After cooling, yeast is added and the mixture ferments for several days to a week. The solids remaining after fermentation are the distillers grains. Phytases of this invention can be used at any step of this process.

15 *Formulations*

[0590] The invention provides novel formulations comprising phytases, e.g., as those described herein, and formulations for phytases, including formulations which include the novel phytases of the invention. The phytases of the invention can be used or formulated alone or as mixture of phytases or phytases and other enzymes such as xylanases, cellulases, proteases, lipases, amylases, or redox enzymes such as laccases, peroxidases, catalases, oxidases, or reductases. They can be used formulated in a solid form such as a powder, a lyophilized preparation, a granule, a tablet, a bar, a crystal, a capsule, a pill, a pellet, or in a liquid form such as in an aqueous solution, an aerosol, a gel, a paste, a slurry, an aqueous/oil emulsion, a cream, a capsule, or in a vesicular or micellar suspension. The formulations can comprise any or a combination of the following ingredients: polyols such as a polyethylene glycol, a polyvinylalcohol, a glycerol, a sugar such as a sucrose, a sorbitol, a trehalose, a glucose, a fructose, a maltose, a mannose, a gelling agent such as a guar gum, a carageenan, an alginate, a dextrans, a cellulosic derivative, a pectin, a salt such as a sodium chloride, a sodium sulfate, an ammonium sulfate, a calcium chloride, a magnesium chloride, a zinc chloride, a zinc sulfate, a salt of a fatty acid and a fatty acid derivative, a metal chelator such as an EDTA, an EGTA, a sodium citrate, an antimicrobial agent such as a fatty acid or a fatty acid derivative, a paraben, a sorbate, a benzoate, an additional modulating compound to block the impact of an enzyme such as a protease, a bulk proteins such as a BSA, a wheat hydrolysate, a borate compound, an amino acid or a peptide, an appropriate pH or temperature modulating compound, an emulsifier such as a non-ionic and/or an ionic detergent, a redox agent such as a cystine/cysteine, a glutathione, an oxidized glutathione, a reduced or an antioxidant compound such as an ascorbic acid, a wax or oil, or a dispersant. Cross-linking and protein modification such as pegylation, fatty acid modification, glycosylation can also be used to improve enzyme stability.

35 Measuring Metabolic Parameters

[0591] Whole cell evolution, or whole cell engineering, of a cell to develop a new cell strain having a new phenotype may be by modifying the genetic composition of the cell, where the genetic composition is modified by addition to the cell of a nucleic acid of the invention. To detect the new phenotype, at least one metabolic parameter of a modified cell is monitored in the cell in a "real time" or "on-line" time frame. In one aspect, a plurality of cells, such as a cell culture, is monitored in "real time" or "on-line." In one aspect, a plurality of metabolic parameters is monitored in "real time" or "on-line."

[0592] Metabolic flux analysis (MFA) is based on a known biochemistry framework. A linearly independent metabolic matrix is constructed based on the law of mass conservation and on the pseudo-steady state hypothesis (PSSH) on the intracellular metabolites. Metabolic networks are established, including the:

- identity of all pathway substrates, products and intermediary metabolites
- identity of all the chemical reactions interconverting the pathway metabolites, the stoichiometry of the pathway reactions,
- identity of all the enzymes catalyzing the reactions, the enzyme reaction kinetics,
- the regulatory interactions between pathway components, e.g. allosteric interactions, enzyme-enzyme interactions etc,
- intracellular compartmentalization of enzymes or any other supramolecular organization of the enzymes, and,
- the presence of any concentration gradients of metabolites, enzymes or effector molecules or diffusion barriers to their movement.

[0593] Once the metabolic network for a given strain is built, mathematic presentation by matrix notion can be introduced to estimate the intracellular metabolic fluxes if the on-line metabolome data is available.

[0594] Metabolic phenotype relies on the changes of the whole metabolic network within a cell. Metabolic phenotype relies on the change of pathway utilization with respect to environmental conditions, genetic regulation, developmental state and the genotype, etc. After the on-line MFA calculation, the dynamic behavior of the cells, their phenotype and other properties are analyzed by investigating the pathway utilization. For example, if the glucose supply is increased and the oxygen decreased during the yeast fermentation, the utilization of respiratory pathways will be reduced and/or stopped, and the utilization of the fermentative pathways will dominate. Control of physiological state of cell cultures will become possible after the pathway analysis. The methods disclosed can help determine how to manipulate the fermentation by determining how to change the substrate supply, temperature, use of inducers, etc. to control the physiological state of cells to move along desirable direction. The MFA results can also be compared with transcriptome and proteome data to design experiments and protocols for metabolic engineering or gene shuffling, etc.

[0595] Any modified or new phenotype can be conferred and detected, including new or improved characteristics in the cell. Any aspect of metabolism or growth can be monitored.

Monitoring Expression of an mRNA transcript

[0596] The engineered phenotype may comprise increasing or decreasing the expression of an mRNA transcript or generating new transcripts in a cell. mRNA transcript, or message can be detected and quantified by any method known in the art, including, e.g., Northern blots, quantitative amplification reactions, hybridization to arrays, and the like. Quantitative amplification reactions include, e.g., quantitative PCR, including, e.g., quantitative reverse transcription polymerase chain reaction, or RT-PCR; quantitative real time RT-PCR, or "real-time kinetic RT-PCR" (see, e.g., Kreuzer (2001) Br. J. Haematol. 114:313-318; Xia (2001) Transplantation 72:907-914).

[0597] The engineered phenotype may be generated by knocking out expression of a homologous gene. The gene's coding sequence or one or more transcriptional control elements can be knocked out, e.g., promoters or enhancers. Thus, the expression of a transcript can be completely ablated or only decreased.

[0598] The engineered phenotype may comprise increasing the expression of a homologous gene. This can be effected by knocking out of a negative control element, including a transcriptional regulatory element acting in *cis*- or *trans*-, or, mutagenizing a positive control element.

[0599] As discussed below in detail, one or more, or, all the transcripts of a cell can be measured by hybridization of a sample comprising transcripts of the cell, or, nucleic acids representative of or complementary to transcripts of a cell, by hybridization to immobilized nucleic acids on an array.

Monitoring Expression of a polypeptides, peptides and amino acids

[0600] The engineered phenotype may comprise increasing or decreasing the expression of a polypeptide or generating new polypeptides in a cell. Polypeptides, peptides and amino acids can be detected and quantified by any method known in the art, including, e.g., nuclear magnetic resonance (NMR), spectrophotometry, radiography (protein radiolabeling), electrophoresis, capillary electrophoresis, high performance liquid chromatography (HPLC), thin layer chromatography (TLC), hyperdiffusion chromatography, various immunological methods, e.g. immunoprecipitation, immunodiffusion, immuno-electrophoresis, radioimmunoassays (RIAs), enzyme-linked immunosorbent assays (ELISAs), immuno-fluorescent assays, gel electrophoresis (e.g., SDS-PAGE), staining with antibodies, fluorescent activated cell sorter (FACS), pyrolysis mass spectrometry, Fourier-Transform Infrared Spectrometry, Raman spectrometry, GC-MS, and LC-Electrospray and cap-LC-tandem-electrospray mass spectrometries, and the like. Novel bioactivities can also be screened using methods, or variations thereof, described in U.S. Patent No. 6,057,103. Furthermore, as discussed below in detail, one or more, or, all the polypeptides of a cell can be measured using a protein array.

[0601] Biosynthetically directed fractional ¹³C labeling of proteinogenic amino acids can be monitored by feeding a mixture of uniformly ¹³C-labeled and unlabeled carbon source compounds into a bioreaction network. Analysis of the resulting labeling pattern enables both a comprehensive characterization of the network topology and the determination of metabolic flux ratios of the amino acids; see, e.g., Szyperski (1999) Metab. Eng. 1:189-197.

[0602] The following examples are intended to illustrate, but not to limit, the invention. While the procedures described in the examples are typical of those that can be used to carry out certain aspects of the invention, other procedures known to those skilled in the art can also be used.

EXAMPLES

Example 1: Activity characterization of exemplary phytases of the invention

[0603] This example describes characterizing the phytase activity of polypeptides of the invention, which are sequence modifications (the so-called "evolved" phytases) of the parental phytase SEQ ID NO:2, and an exemplary phytase activity

assay. This phytase activity assay can be used to determine if a polypeptide has sufficient activity to be within the scope of the claimed invention.

[0604] After generating the polypeptides of the invention by expressing the GSSM-modified nucleic acid sequences of the invention, the "evolved" phytase polypeptides - only single residue mutation exemplary species in this study - were purified and then heat treated (pH 7.0, 0.01% Tween) at various temperatures for 30 minutes. After the heat treatment step, the samples (20 uL) were assayed with the fluorescence substrate (180 uL) 4mM DiFMUP at pH 5.5. The rates were compared to the rates of each corresponding non-treated sample. Results are illustrated in Figure 1.

[0605] In another study, the "evolved" phytases of the invention comprising "blended" single mutations, i.e. phytases containing multiple mutations, were grown overnight in LBCARB100™ (LBcarb100) at 30°C. 100 uL of the each culture (blended mutant) was heat treated on a thermocycler from 72°C to 100°C. 20uL of the heat treated culture was mixed with 180 uL of 4mM DiFMUP at pH 5.5. The rates were compared to the rates of each corresponding non-treated sample; as summarized in Figure 2. The table illustrated in Figure 3 graphically summarizes the data (rounded to the nearest tenth) used to generate the graph of Figure 2.

[0606] Sample 1 to 21 correspond to the "blended" single mutations of the parental SEQ ID NO:2, as illustrated in the chart of Figure 5; note that "evolved" phytase number 10 has a sequence residue modification (from SEQ ID NO:2) that was not introduced by GSSM; this mutation was introduced by random chance and may or may not have any relevance to thermal stability of this exemplary phytase of the invention. Also, note the ** marked exemplary phytases 19, 20 and 21 have C-terminal histidine (6xHis) tags (-RSHHHHHH). Figure 5 illustrates exemplary phytases having multiple residue modifications to the parental SEQ ID NO:2; as described in detail herein. Figure 6 illustrates exemplary phytases having single residue modifications to the parental SEQ ID NO:2; as described in detail herein.

[0607] Figure 7 schematically illustrates an exemplary phytase assay of the invention using the fluorescence substrate 4-methylumbelliferyl phosphate (MeLTMB-phosphate, whose structure is also illustrated): (i) the phytase is heat challenged for 20 minutes, 72°C, pH 4.5; and, at 80°C at physiological pH (pH 7.4); and (ii) residual activity is tested at 37°C, pH 4.5:

- Measure residual activity both high and low pH,
- Calculate residual activity relative to wild-type following heat treatment.

[0608] Figure 8 schematically illustrates another exemplary phytase assay of the invention that also uses the fluorescence substrate MeLTMB-phosphate: (i) the phytase is heat challenged for 30 minutes, 86°C, pH 5.5; and (ii) residual activity is tested at 37°C, pH 4.5:

- Measure residual activity relative to 6X variant control,
- Select hits and re-assay at higher stringency to select top variants.

This assay was used to screen libraries of GSSM variants (of SEQ ID NO:1), by assaying for the phytase activity of the polypeptides they encoded. Figure 9 schematically illustrates the protocol for this library screen (as described in Figure 8), where the library size screened is 24,576 variants.

Example 2: Development of a phytase with increased thermotolerance and increased gastric lability

[0609] This example describes development and characterization of the phytase activity of polypeptides of the invention, which are further sequence modifications (the "evolved" phytases) of the parental phytase SEQ ID NO:2. The evolved phytases described herein have been optimized for plant expression and for broad-acreage commercialization. The phytases have better or equal thermal tolerance relative to the parental phytase (SEQ ID NO:2, encoded by SEQ ID NO:1) and decreased *in vitro* gastric stability (increased gastric lability).

Template Selection:

[0610] The selected GSSM backbone has both thermotolerance and evidence of SGF degradation. The evaluation began with testing the SGF properties of thirteen thermotolerant phytase molecules (as described in Example 1, above and Table 3, below). The SGF data on the purified phytases shows that all thermotolerant variants, including the single-site thermotolerant parental phytase mutation N159V (SEQ ID NO:2-N159V), were very stable, showing minimal degradation over two hours.

[0611] Previous work / literature suggest that the *E. coli* phytase *appA* gene (from strain K12, (GenBank accession no. M58708) was more susceptible to SGF degradation than the parental phytase (SEQ ID NO:2). In an effort to understand the SGF stability phenomenon, five of the intermediate variants between *appA* and the parental phytase (SEQ ID NO:2) were investigated for SGF lability. The data suggest a strong correlation between thermotolerance and SGF

lability (Figures 11A and 11B). More importantly, *appA* -7X which is one amino acid different than the parental phytase (SEQ ID NO:2), showed ~10% more loss in activity in SGF after 10 minute incubation compared to the parental phytase (SEQ ID NO:2). This new data implies that one single mutation change in SEQ ID NO:2 could impact changes in SGF tolerance and more importantly, be differentiated from the parental phytase (SEQ ID NO:2) in the SGF assay. Based on this new evidence, *appA* -7X was selected as a benchmark control for the SGF evolution and SEQ ID NO:2 was selected as the GSSM backbone for the evolution.

[0612] Since protein purification would be an integral part of the characterization process, SEQ ID NO:2 was evaluated as both a his-tag (SEQ ID NO:2-HIS) and non-his tag (SEQ ID NO:2) molecule. SGF assays were performed for both the purified his-tagged and non his-tag versions of the parental phytase (SEQ ID NO:2). The SGF assays were performed with two different pepsin doses (0.15 mg/mL and 0.75 mg/mL). The residual activity was determined at various time points (7.5, 15, 30, 60, 90, and 120 minutes). There was no significant difference in SGF profiles between the two versions (Figure 12).

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[0613]

Parent	Variant	A47 F	W68 E	Q84 W	A95 P	C97 E	K97 C	T136 H	S168 E	N159 V	T163 R	D164 R	E168 R	G179 R	R181 Y	N226 C	C226 D	V233 W	Q275 V	Y277 D	R289 A	T349 Y
appA	appA 2X			Q84 W	A95 P																	
appA	appA 3X			Q84 W	A95 P															Y277 D		
appA	appA 4X			Q84 W	A95 P															Y277 D		
appA	appA 7X		W68 E	Q84 W	A95 P		K97 C								R181 Y	N226 C				Y277 D		
SEQ ID NO:2	SEQ ID NO:2 (no mutations)		W68 E	Q84 W	A95 P		K97 C		S168 E						R181 Y	N226 C				Y277 D		
SEQ ID NO:2	SEQ ID NO:2-N159V		W68 E	Q84 W	A95 P		K97 C		S168 E	N159 V					R181 Y	N226 C				Y277 D		
SEQ ID NO:2	SEQ ID NO:2-3X	A47 F	W68 E	Q84 W	A95 P		K97 C	T136 H	S168 E						R181 Y	N226 C		V233 W		Y277 D		
SEQ ID NO:2	SEQ ID NO:2-5Xa		W68 E	Q84 W	A95 P		K97 C	T136 H	S168 E	N159 V					R181 Y		C226 D	V233 W		Y277 D		T349 Y
SEQ ID NO:2	SEQ ID NO:2-5Xb	A47 F	W68 E	Q84 W	A95 P		K97 C		S168 E	N159 V					R181 Y		C226 D	V233 W		Y277 D		T349 Y
SEQ ID NO:2	SEQ ID NO:2-5Xc	A47 F	W68 E	Q84 W	A95 P		K97 C	T136 H	S168 E						R181 Y		C226 D	V233 W		Y277 D		T349 Y
SEQ ID NO:2	SEQ ID NO:2-5Xd	A47 F	W68 E	Q84 W	A95 P		K97 C	T136 H	S168 E	N159 V					R181 Y	N226 C		V233 W		Y277 D		T349 Y
SEQ ID NO:2	SEQ ID NO:2-5Xe	A47 F	W68 E	Q84 W	A95 P		K97 C	T136 H	S168 E	N159 V					R181 Y		C226 D			Y277 D		T349 Y
SEQ ID NO:2	SEQ ID NO:2-5Xf	A47 F	W68 E	Q84 W	A95 P		K97 C	T136 H	S168 E	N159 V					R181 Y		C226 D	V233 W		Y277 D		
SEQ ID NO:2	SEQ ID NO:2-6X	A47 F	W68 E	Q84 W	A95 P		K97 C	T136 H	S168 E	N159 V					R181 Y		C226 D	V233 W		Y277 D		T349 Y
SEQ ID NO:2	SEQ ID NO:2-9X	A47 F	W68 E	Q84 W	A95 P		K97 C	T136 H	S168 E	N159 V		D164 R		G179 R	R181 Y		C226 D	V233 W	Q275 V	Y277 D		T349 Y
SEQ ID NO:2	SEQ ID NO:2-10Xa	A47 F	W68 E	Q84 W	A95 P	C97 E		T136 H	S168 E	N159 V	T163 R			G179 R	R181 Y		C226 D	V233 W	Q275 V	Y277 D		T349 Y
SEQ ID NO:2	SEQ ID NO:2-10Xb	A47 F	W68 E	Q84 W	A95 P		K97 C	T136 H	S168 E	N159 V	T163 R	D164 R		G179 R	R181 Y		C226 D	V233 W	Q275 V	Y277 D		T349 Y
SEQ ID NO:2	SEQ ID NO:2-13X	A47 F	W68 E	Q84 W	A95 P	C97 E	K97 C	T136 H	S168 E	N159 V	T163 R	D164 R	E168 R	G179 R	R181 Y		C226 D	V233 W	Q275 V	Y277 D	R289 A	T349 Y

Table 3. Phytase variants characterized for potential GSSM SGL¹ backbone.

[0614] Purified phytase fractions of SEQ ID NO:2 and variants SEQ ID NO:2-N159V through SEQ ID NO:2-6x were tested for SGF stability at pepsin doses of 0.75 mg/mL and 0.15 mg/mL; data not shown. Residual activity at various time points (7.5, 15, 30, 60, 90, and 120 minutes) was determined. At both dosages, no significant difference in SGF stability between the variant phytases was observed. SEQ ID NO:2 was the least stable in SGF at both dosages.

[0615] SGF assays by SDS-PAGE analysis: All variants listed in Table 3 were tested for SGF stability by SDS-PAGE (data not shown). SDS-PAGE gels were dyed with Simply Blue™ SafeStain. In the SGF assay, SEQ ID NO:2 denatured over a 60 minute timecourse while SEQ ID NO:2-N159V and the other variants did not show significant degradation over a two hour period.

N-Glycosylation Removal:

[0616] Previous studies suggested that N-glycosylation might improve SGF stability. Therefore, in order to reduce SFG stability, saturated directed mutagenesis (SDM) was performed to remove the two N-glycosylation sites on the parental SEQ ID NO:2 molecule. The first N-glycosylation recognition site can be removed by either changing the Asparagine (N) at 161 or Threonine (T) at 163 to any other amino acid. The second N-glycosylation recognition site can be eliminated by changing the N at 339 or the T at 341 by the same process.

[0617] SDM was conducted by constructing a primer with the desired codon change and then utilizing PCR with the primer and the template (parent sequence) to create a new template with the desired codon change. During SDM all other 19 possible amino acids were substituted at each of the four residues responsible for N-glycosylation recognition: sites 161, 163, 339, and 341. The mutations showing the most similar characteristics (specific activity, thermotolerance, and pH profile) to SEQ ID NO:2 at the four positions were then combined to create a variant that would not have any N-glycosylation recognition sites. The four top mutations that preserved the parental phytase's (SEQ ID NO:2) properties were N161K, T163R, N339E, and T341D. These mutations were combined in a manner which would remove both N-glycosylation recognition sites on the same molecule (Table 4).

Table 4. N-glycosylation minus variants

Name	Mutations
Variant GLY1	N161K and N339E
Variant GLY2	N161K and T341D
Variant GLY3	T163R and N339E
Variant GLY4	T163R and T341D

[0618] The four glycosylation minus variants were constructed, expressed in *Pichia pastoris*, and characterized. The thermotolerance ($\frac{1}{2}$ Life) of glycosylation-minus the variants of SEQ ID NO:2 (Variants GLY1 - GLY4) and two SEQ ID NO:2 controls were determined by heat treatment at 80°C over a ten minute time course. *Pichia*-expressed SEQ ID NO:2 and N-glycosylation-minus variants (Variants GLY1 - GLY4) have approximately the same thermotolerance. However, SEQ ID NO:2 (expressed in *Pichia pastoris*) had greater thermotolerance than the same gene expressed in *E. coli* (SEQ ID NO:2-HIS). The lead glycosylation-minus variant, Variant GLY3, has the same thermotolerance, pH profile, and specific activity as SEQ ID NO:2 (Figure 13). The thermotolerance data was a surprise, a hypothesis from previous work suggested that glycosylation improved thermotolerance, therefore it was expected that the glycosylation-minus variants would have reduced the thermotolerance. As expected, there was a significant difference in thermotolerance between the *E. coli* and *Pichia pastoris* expressed SEQ ID NO:2. However, if glycosylation is not the factor, perhaps of the thermotolerance difference can be attributed to the different protein folding environments of the two expression host; *Pichia*-intracellular protein folding, *E. coli* - periplasm protein folding.

[0619] The T163R and N339E mutations were incorporated into the top SGF labile variants later in the project (see TMCASM Evolution, below).

[0620] Phytase activity and pH profiles of glycosylation-minus variants (Variants GLY1-GLY4), as well as for purified *Pichia* expressed SEQ ID NO:2 were determined on phytate at pH 2, 2.5, 3, 4, 5, and 6 at 37°C. The data (not shown) indicates that the glycosylation-minus variants have similar activity and pH profile to SEQ ID NO:2.

SEQ ID NO:2 SGF GSSMSM Screen

[0621] SEQ ID NO:2-HIS was chosen as the GSSM template. GSSMSM (Gene Site Saturation MutagenesisTM) evolution was performed (see, for example, U.S. Patent No. 6,171,820).

High throughput assay development:

[0622] Cultures of SEQ ID NO:2 and SEQ ID NO:2-6X were grown in 384 well microtiter plates were tested in an automated robotic assay format for SGF stability. The plates were heat control plate and a SGF-treated plate. The activities of the SGF-treated samples were compared to the untreated control samples. Time points were taken at 10, 20, 30, and 40 minutes (Figure 14). The parental phytase's (whole cell lysate) SGF profile from the automated assay mirrored the purified bench scale SGF assay.

High Throughput Assay Results

[0623] The entire parental sequence (SEQ ID NO:2, except the start codon), 432 codons, were mutated, expressed (in *E. coli*, as described below), and screened for SGF degradation improvements utilizing the developed Phytase SGF high throughput assay. One hundred and thirty two novel mutations were confirmed for SGF lability at 69 different residue locations (Table 5). At least eight single-site mutations met the SGF requirement of complete protein degradation in 10 minutes. However, most of these mutants fall short of the parental phytase's thermal tolerance properties by 4°C or more. Only one mutant, Q247H, had thermotolerance equal to or slightly greater than the parental phytase and full degradation in SGF within 10 minutes.

[0624] SGF activity loss of select mutants from the GSSM screen was determined over a twenty minute time course study (Figure 15), on difluoro-4-methylumbelliferyl phosphate (DiFMUP), 50 mM Na-Acetate, pH 5.5, 0.75 mg/mL pepsin. The characterization of these SGF mutations showed that the rate for complete degradation fell into three categories, fast (less than 2 minutes), medium (~10-15 minutes), and slow (≥ 20 minutes); slow SGF mutants showed just a slight improvement over the parental phytase (SEQ ID NO:2). The data suggest that the activity analysis is a more sensitive method to determine phytase decay; at 20% residual activity the phytase band is not detectable on the SDS-Page gel (data not shown).

[0625] The SGF mutants were tested for thermotolerance by two methods; a) 65°C thirty minute heat treatment and b) thirty minute 50-70°C gradient. The thermotolerance data suggest that most of the SGF mutations lost $\geq 4^\circ\text{C}$ with the exception of variant I427T and variant Q247H. To quickly overcome the thermotolerance deficiencies, a fast track strategy was developed; several very promising SGF mutations were incorporated into more thermotolerant phytase backbones (from Example 1, above) to test if thermotolerance can be regained (discussed in depth under title Fast Track Strategy).

[0626] All mutations were compared and the top 48 were ranked (Table 6) by a Fitness Value FT (Thermotolerance % - SGF % = FT). The top single-site mutations were considered for combination in the Tailored Multi-Site Combinatorial AssemblySM (TMCASM) phase (see below).

[0627] Based on the data, there were certain amino acid substitutions and residue positions, when changed in the parental phytase (SEQ ID NO:2) molecule, which were more favorable for SGF lability improvements than others (Figure 16). In Figure 16, the number below the amino acid symbol indicates how many times the molecule is represented in the original protein. For example, residue position 48, a Threonine, could be changed to nine other amino acids (FY-WMHKVL). The three amino acid additions that most frequently increased SGF lability were Leucine (14 times), Proline (12 times), and Histidine (12 times). As a further example, Arginines which were in the original protein (22 times in SEQ ID NO:2) were never replaced with another amino acid where an accompanying increase in SFG lability was observed. However, when Arginine was substituted for another amino acid in the original protein (7 times), in each instance, SGF lability was increased. The SGF GSSM data suggested that hot spots for SGF mutations occurred in the phytase molecule (Figure 17). The largest series of mutations, seven in row, occurred between residues 145-151. There were also three sets where three residues in a row could be mutated. Several amino acid residues were promiscuous to amino acid substitutions favoring SGF lability, the most extreme being T48, which was replaced by nine different amino acids (F, Y, W, M, H, K, V, I, and L). For position 48 and 79, H was the best mutation and selected as a candidate for the TMCA library.

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[0628]

Table 5. Variant names and mutations of the hits discovered from the GSSM screen which have SGF degradation improvements.

Variant	Mutation	Variant	Mutation	Variant	Mutation	Variant	Mutation
1	P 100 A	34	Q 137 F	67	F 194 L	100	P 149 N
2	P 149 L	35	L 157 C	68	H 272 W	101	Y 79 H
3	I 427 T	36	L 150 Y	69	V 191 A	102	Q 86 H
4	T 291 W	37	V 162 T	70	S 218 Y	103	Q 275 H
5	T 291 V	38	I 174 P	71	P 217 S	104	A 274 I
6	L 126 R	39	G 353 C	72	P 217 D	105	A 274 T
7	P 254 S	40	L 150 T	73	P 217 G	106	Y 79 S
8	L 192 F	41	S 102 A	74	S 102 Y	107	H 263 P

EP 2 432 797 B1

(continued)

	Variant	Mutation			Variant	Mutation			Variant	Mutation			Variant	Mutation		
5	9	Q	377	R	42	I	174	F	75	S	218	I	108	A	274	V
	10	V	422	M	43	G	171	S	76	A	232	P	109	A	274	L
	11	L	157	P	44	N	148	M	77	W	265	L	110	A	274	F
	12	I	107	H	45	Q	137	V	78	N	266	P	111	S	389	V
10	13	I	108	R	46	P	145	L	79	L	167	S	112	G	395	T
	14	Q	309	P	47	I	108	Y	80	L	216	T	113	G	395	Q
	15	I	108	A	48	E	113	P	81	P	217	L	114	G	395	L
15	16	I	108	S	49	F	147	Y	82	L	244	S	115	G	395	I
	17	I	107	P	50	S	173	H	83	P	269	L	116	G	395	E
	18	C	155	Y	51	T	163	P	84	T	48	F	117	S	389	H
	19	I	108	Q	52	N	148	R	85	T	48	W	118	I	427	G
20	20	A	236	T	53	S	173	V	86	T	48	M	119	I	427	S
	21	S	208	P	54	A	248	L	87	T	48	H	120	A	429	P
	22	A	109	V	55	A	248	T	88	T	48	K	121	P	343	E
25	23	G	171	M	56	Q	247	H	89	T	48	Y	122	P	343	V
	24	S	173	G	57	A	236	H	90	T	48	V	123	P	343	R
	25	V	162	L	58	L	269	I	91	M	51	A	124	P	343	L
	26	D	139	Y	59	S	197	G	92	M	51	L	125	P	343	V
30	27	L	146	R	60	L	235	I	93	T	48	I	126	N	348	K
	28	Q	137	Y	61	S	211	H	94	M	51	G	127	P	343	I
	29	Q	137	L	62	T	282	H	95	T	48	L	128	N	348	W
35	30	L	146	T	63	Q	246	W	96	L	50	W	129	P	343	N
	31	K	151	P	64	G	257	R	97	G	67	A	130	L	379	V
	32	N	148	K	65	L	269	T	98	Y	79	W	131	Q	381	S
40	33	K	151	H	66	G	257	A	99	Y	79	N	132	L	379	S

[0629] A significant number of the GSSM variants met the SGF requirements (Fast Degradation < 10% after 10 Min SGF survival), but are short on the thermotolerance properties (< 75% survival after 65°C 30 min heat treatment). The Medium and Slow degrading mutants met the thermotolerance requirements, but not SGF requirements. From the GSSM screen, only Variant 56 (Q247H) met both SGF and Thermotolerance properties.

Table 6. Ranking Top SGF mutants. All 132 mutants were compared side by side to determine the best mutants from the SGF screen. The top 49 SGF mutants ranked and compared with six separate controls (parental phytase - SEQ ID NO:2). Variants were ranked on their thermotolerance properties (% survival at 65°C HT%) and SGF lability (SGF survival - SGF %). An arbitrary Fitness Value (FV) = (65°C HT%) - (SGF %) was established and the variants with the higher FV, highlighted in orange, were considered for further evolution using the TMCA technology.

Rank	Mutation	65C HT %	SGF %	Fitness Value	Rank	Mutation	65C HT %	SGF %	Fitness Value
1	Q247H	76	3	0.73	29	G257A	36	3	0.32
2	I427T	99	37	0.62	30	H263P	60	29	0.32
3	Q246W	76	23	0.53	31	Y79S	67	36	0.31

EP 2 432 797 B1

(continued)

Rank	Mutation	65C HT %	SGF %	Fitness Value	Rank	Mutation	65C HT %	SGF %	Fitness Value
4	L157P	46	2	0.44	32	Y79N	68	38	0.30
5	Q377R	47	3	0.44	33	T48F	50	21	0.29
6	T48M	66	24	0.42	34	L296T	62	34	0.29
7	A274V	60	17	0.42	35	S218Y	30	2	0.28
8	A236T	47	5	0.42	36	P343R	32	6	0.26
9	Q275H	77	35	0.41	37	T48L	48	24	0.24
10	T48W	56	15	0.41	38	P149L	36	12	0.24
11	I174P	44	4	0.41	39	L167S	42	18	0.23
12	T48H	50	10	0.40	40	G67A	59	36	0.23
13	Y79H	67	27	0.40	41	P343N	47	25	0.2
14	A232P	41	1	0.40	42	P343 L	26	6	0.2
15	T48K	53	13	0.40	43	A236H	19	0	0.19
16	T48Y	63	24	0.39	44	?	36	20	0.15
17	?	45	7	0.38	45	T291W	18	3	0.14
18	P217D	40	3	0.37	46	SEQ ID NO:2	74	64	0.10
19	P217G	43	7	0.37	47	SEQ ID NO:2	70	61	0.09
20	P217S	42	5	0.37	48	S208P	11	2	0.08
21	T48I	70	34	0.36	49	L192F	22	13	0.08
22	P343V	41	5	0.36	50	SEQ ID NO:2	64	57	0.07
23	S211H	67	31	0.35	51	SEQ ID NO:2	66	59	0.07
24	T291V	36	2	0.34	52	SEQ ID NO:2	63	56	0.07
25	A274I	51	16	0.34	53	SEQ ID NO:2	67	62	0.50
26	L50W	58	26	0.33	54	Q377R	7	3	0.04
27	P343E	40	7	0.33	55	Q309P	1	2	-0.01
28	M51L	60	28	0.33		SEQ ID NO: 2 AVERAGE	67	60	0.07

[0630] Two of the top three mutations (Q246W and Q247H) showed thermotolerance properties similar to the parental phytase (SEQ ID NO:2) and significant improvements in SGF lability. Using 3-D modeling, it was observed that W246 is predicted to be buried beneath the surface of the protein, necessitating the protein to adapt to a larger tryptophan side chain in what was a tightly packed environment around a glutamine side chain. Also, the protein must adapt to the loss of the hydrogen bond between the epsilon oxygen of the Q246 side chain with the main chain nitrogen of G255 as there is no side chain oxygen in tryptophan residues. Structural analysis also indicated that while the main chain of H247 would be buried, the imidazole side chain would snorkel to the surface. Although glutamine to histidine is a relatively conservative change, this creates a new surface accessible group in this region that is available for protonation at lower pH which would clearly alter the local hydrogen bonding network, potentially acting as a acidic switch for disrupting the local protein structure in this region leaving the protein more susceptible to acid and pepsin degradation.

Fast Track Strategy

[0631] To overcome the thermotolerance properties which were lost in the lead SGF labile variants (except Q247H), a Fast Track Strategy was initiated to design phytase molecules which have both the desired properties; SGF and

EP 2 432 797 B1

thermotolerance. Thermotolerant phytases (SEQ ID NO:2-N159V, SEQ ID NO:2-6X and SEQ ID NO:2-9X) from the earlier evolution work (see Example 1, above) were selected as the backbones for two rounds of Site Directed Mutagenesis (SDM).

[0632] The first SDM incorporated each of the single SGF mutations (T291 V, A236T, or L157P) into each of the three thermotolerant backbones as shown in the table below (Table 7).

Table 7. SDM Round I variants

SDM round I				
Variant	Parent (backbone)	His Tag	Host-TOP 10	Additional Mutations
A	SEQ ID NO:2-6X	x	x	T291 V
B	SEQ ID NO:2-6X	x	x	A236T
C	SEQ ID NO:2-6X	x	x	L157P
D	SEQ ID NO:2-N159V	x	x	L157P
E	SEQ ID NO:2-N159V	x	x	A236T
F	SEQ ID NO:2-N159V	x	x	T291 V
G	SEQ ID NO:2-9X	x	x	L157P
H	SEQ ID NO:2-9X	x	x	A236T
I	SEQ ID NO:2-9X	x	x	T291 V

[0633] The data from this first round of SDM suggested that improvements in SGF lability was made to the variants made from backbone SEQ ID NO:2-N159V. However, those SGF mutations also decreased the thermotolerance properties below the objective. The variants of the other two thermotolerant backbones (SEQ ID NO:2-6X and SEQ ID NO:2-9X) showed only minimal improvements in SGF degradation. It was also observed that adding more SGF mutations to the SEQ ID NO:2-N159V backbone reduced the thermotolerance below the thermotolerance objective.

[0634] A second round of SDM adding more SGF mutations to the other two thermotolerant variants was performed by incorporating up to two SGF mutations (T291 V and/or L192F) into SEQ ID NO:2-6X and SEQ ID NO:2-9X, both with or without the A236T mutation (see Table 8 below).

Table 8. SDM Round II variants

SDM round II				
Variant	Parent (backbone)	His Tag	Host-TOP 10	Additional Mutations
J	SEQ ID NO:2-6X	x	x	L192F
K	SEQ ID NO:2-6X	x	x	T291 V
L	SEQ ID NO:2-6X	x	x	T291 V + L192F
M	SEQ ID NO:2-9X	x	x	L192F
N	SEQ ID NO:2-9X	x	x	T291 V
O	SEQ ID NO:2-9X	x	x	T291 V + L192F
P	SEQ ID NO:2-6X + (A236T)	x	x	L192F
Q	SEQ ID NO:2-6X + (A236T)	x	x	T291 V
R	SEQ ID NO:2-6X + (A236T)	x	x	T291 V + L192F
S	SEQ ID NO:2-9X + (A236T)	x	x	L192F
T	SEQ ID NO:2-9X + (A236T)	x	x	T291 V
U	SEQ ID NO:2-9X + (A236T)	x	x	T291 V + L192F

[0635] The result from this SDM produced a variant, Variant O, with slightly better thermal tolerance than the parental phytase (SEQ ID NO:2) and full degradation in less than 10 min in SGF. For example, at T-0 and T-10 (min) time points

using different SGF pepsin dosages (0.3, 0.2, 0.1, 0.05, 0.025 and 0 mg/mL pepsin), SDS-PAGE gels dyed with Simply Blue™ SafeStain, showed that Variant O was fully degraded within 10 minutes at 0.3 mg/mL and 0.2 mg/mL pepsin. A twenty minute SGF time course (at 0.3 mg/mL pepsin), again run on SDS-PAGE gels, showed that SEQ ID NO:2-HIS is not degraded after 20 minutes, while Variant O is fully degraded around 7.5 minutes.

5 **[0636]** SGF stability of Variant O and SEQ ID NO:2-HIS was determined at different pepsin dosages: 0.3, 0.2, 0.1, 0.05, 0.025, and 0.0 mg/mL Pepsin (Figure 18). In Figure 18, the 0.3 mg/mL pepsin dose for SEQ ID NO:2-HIS is graphed as a benchmark. The dosage response experiments indicated that pepsin is required for complete degradation and that it is not just a function of the acidic treatment (Figure 18).

10 **[0637]** The $\frac{1}{2}$ Life of Variant O and SEQ ID NO:2-HIS was determined at 75°C (Figure 19). Purified parental phytase (SEQ ID NO:2-HIS) and phytase variant Variant O, in two different buffers (100 mM Citrate pH 5.5 and 100 mM Tris pH 7.2), were heat treated at 75°C up to 45 minutes (T-0, 5, 10, 15, 20, 30, 45 min). Ten microliters of the heat treated samples were assayed for activity in 100 μ L 100 μ M DiFMUP, 50 mM Citrate pH 5.5. Activity was compared to T-0 activity. Variant O met the SGF and thermotolerance requirements, however, specific activity was lower than desired (Figure 19). Loss of specific activity was expected because of previous knowledge from the earlier evolution work (Example 1) indicating that the SEQ ID NO:2-6X backbone only had 2/3 of the specific activity of the parental phytase (SEQ ID NO:2).

15 **[0638]** To maximize the TMCA strategy, and overcome Variant O deficiencies, the approach was to blend thermotolerant mutations that maintained specific activity with SGF mutations using the parental phytase (SEQ ID NO:2-HIS) as the template.

20 TMCASM evolution

25 **[0639]** The high throughput assay was modified to include a heat treatment step in order to select for variants that desired thermotolerant as well as the SGF properties. Two libraries were created utilizing the Tailored Multi-Site Combinatorial Assembly (TMCA) technology (see PCT Publication No. WO 09/018449). TMCA evolution comprises a method for producing a plurality of progeny polynucleotides having different combinations of various mutations at multiple sites. The method can be performed, in part, by a combination of at least one or more of the following steps:

30 **Obtaining sequence information of a ("first" or "template") polynucleotide.** For example, the first or template sequence can be a wild type (e.g. SEQ ID NO:2-N159V) or mutated (e.g. the "D164R template", described below) sequence. The sequence information can be of the complete polynucleotide (e.g., a gene or an open reading frame) or of partial regions of interest, such as a sequence encoding a site for binding, binding-specificity, catalysis, or substrate-specificity.

35 **[0640] Identifying three or more mutations of interest along the first or template polynucleotide sequence.** For example, mutations can be at 3, 4, 5, 6, 8, 10, 12, 20 or more positions within the first or template sequence. The positions can be predetermined by absolute position or by the context of surrounding residues or homology. For TMCA of phytase polypeptides, the top SGF and thermotolerant amino acid changes that resulted in improved enzyme performance were included as mutations of interest. The sequences flanking the mutation positions on either side can be known. Each mutation position may contain two or more mutations, such as for different amino acids. Such mutations can be identified by using Gene Site Saturation MutagenesisSM (GSSMSM) technology, as described herein and in U.S. Patent Nos. 6,171,820; 6,562,594; and 6,764,835.

40 **[0641] Providing primers (e.g., synthetic oligonucleotides) comprising the mutations of interest.** In one embodiment, a primer is provided for each mutation of interest. Thus, a first or template polynucleotide having 3 mutations of interest can use 3 primers at that position. The primer also can be provided as a pool of primers containing a degenerate position so that the mutation of interest is the range of any nucleotide or naturally occurring amino acid, or a subset of that range. For example, a pool of primers can be provided that favor mutations for aliphatic amino acid residues.

45 **[0642]** The primers can be prepared as forward or reverse primers, or the primers can be prepared as at least one forward primer and at least one reverse primer. When mutations are positioned closely together, it can be convenient to use primers that contain mutations for more than one position or different combinations of mutations at multiple positions.

50 **[0643] Providing a polynucleotide containing the template sequence.** The first or template polynucleotide can be circular, or can be supercoiled, such as a plasmid or vector for cloning, sequencing or expression. The polynucleotide may be single-stranded ("ssDNA"), or can be double-stranded ("dsDNA"). For example, the TCMA method subjects the supercoiled ("sc") dsDNA template to a heating step at 95°C for 1 min (see Levy, Nucleic Acid Res., 28(12):e57(i-vii) (2000)).

55 **[0644] Adding the primers to the template polynucleotide in a reaction mixture.** The primers and the template polynucleotide are combined under conditions that allow the primers to anneal to the template polynucleotide. In one

embodiment of the TMCA protocol, the primers are added to the polynucleotide in a single reaction mixture, but can be added in multiple reactions.

5 [0645] **Performing a polymerase extension reactions.** The extension products (e.g., as a "progeny" or "modified extended polynucleotide") may be amplified by conventional means. The products may be analyzed for length, sequence, desired nucleic acid properties, or expressed as polypeptides. Other analysis methods include *in-situ* hybridization, sequence screening or expression screening. The analysis can include one or more rounds of screening and selecting for a desired property.

10 [0646] The products can also be transformed into a cell or other expression system, such as a cell-free system. The cell-free system may contain enzymes related to DNA replication, repair, recombination, transcription, or for translation. Exemplary hosts include bacterial, yeast, plant and animal cells and cell lines, and include *E. coli*, *Pseudomonas fluorescens*, *Pichia pastoris* and *Aspergillus niger*. For example, XL1-Blue or Stb12 strains of *E. coli* can be used as hosts.

[0647] The method of the invention may be used with the same or different primers under different reaction conditions to promote products having different combinations or numbers of mutations.

15 [0648] By performing the exemplary method described above, this protocol also provides one or more polynucleotides produced by this TMCA evolution method, which then can be screened or selected for a desired property. One or more of the progeny polynucleotides can be expressed as polypeptides, and optionally screened or selected for a desired property. Thus, this embodiment of the TMCA evolution protocol provides polynucleotides and the encoded polypeptides, as well as libraries of such polynucleotides encoding such polypeptides. This embodiment of the TMCA evolution protocol further provides for screening the libraries by screening or selecting the library to obtain one or more polynucleotides encoding one or more polypeptides having the desired activity.

20 [0649] Another embodiment of the TMCA evolution protocol described in PCT Publication No. WO 2009/018449 comprises a method of producing a plurality of modified polynucleotides. Such methods generally include (a) adding at least three primers to a double stranded template polynucleotide in a single reaction mixture, wherein the at least three primers are not overlapping, and wherein each of the at least three primers comprise at least one mutation different from the other primers, wherein at least one primer is a forward primer that can anneal to a minus strand of the template and at least one primer is a reverse primer that can anneal to a plus strand of the template, and (b) subjecting the reaction mixture to a polymerase extension reaction to yield a plurality of extended modified polynucleotides from the at least three primers.

25 [0650] Another embodiment of the TMCA evolution protocol described in PCT Publication No. WO 2009/018449 comprises a method wherein a cell is transformed with the plurality of extended products that have not been treated with a ligase. In another embodiment of the invention, the plurality of extended modified polynucleotides is recovered from the cell. In another embodiment, the recovered plurality of extended modified polynucleotides is analyzed, for example, by expressing at least one of the plurality of extended modified polynucleotides and analyzing the polypeptide expressed therefrom. In another embodiment, the plurality of extended modified polynucleotides comprising the mutations of interest is selected.

30 [0651] In another embodiment of the TMCA evolution protocol, sequence information regarding the template polynucleotide is obtained, and three or more mutations of interest along the template polynucleotide can be identified. In another embodiment, products obtained by the polymerase extension can be analyzed before transforming the plurality of extended modified products into a cell.

35 [0652] In one embodiment of the TMCA evolution protocol, products obtained by the polymerase extension are treated with an enzyme, e.g., a restriction enzyme, such as a *DprtI* restriction enzyme, thereby destroying the template polynucleotide sequence. The treated products can be transformed into a cell, e.g., an *E.coli* cell.

40 [0653] In one embodiment of the TMCA evolution protocol, at least two, or at least three, or at least four, or at least five, or at least six, or at least seven, or at least eight, or at least nine, or at least ten, or at least eleven, or at least twelve, or more primers can be used. In one embodiment, each primer comprises a single point mutation. In another embodiment, two forward or two reverse primers comprise a different change in the same position on the template polynucleotide. In another embodiment, at least one primer comprises at least two changes in different positions on the template polynucleotide. In yet another embodiment, at least one primer comprises at least two changes in different positions and at least two forward or two reverse primers comprise a different change in the same position on the template polynucleotide.

45 [0654] In one embodiment of the TMCA evolution protocol, the forward primers are grouped into a forward group and the reverse primers are grouped into a reverse group, and the primers in the forward group and the primers in the reverse group, independent of one another, are normalized to be equal concentration in the corresponding group regardless of positions on the template polynucleotide, and wherein after the normalization an equal amount of the forward and reverse primers is added to the reaction. In this normalization method, a combination of some positions may be biased. The bias can be due to, for example, a relatively low primer concentration at one position containing a single primer compared to a position containing multiple primers. "Positional bias" refers to resulting polynucleotides which show a strong preference for the incorporation of primers at a single position relative to the other positions within its forward or reverse primer group. This results in a combination of modified polynucleotides which may have a high percentage of mutations

within a single primer position but a low percentage of mutations at another position within its forward or reverse primer group. This bias is unfavorable when the goal of the TMCA is to generate progeny polynucleotides comprising all possible combinations of changes to the template. The bias can be corrected, for example, by normalizing the primers as a pool at each position to be equal.

5 **[0655]** In one embodiment of the TMCA evolution protocol, the primer normalization is performed by organizing the primers into multiple groups depending on their location on the template polynucleotide, wherein the primers covering the same selected region on the template are in one group; normalizing the grouped primers within each group to be equal concentration; pooling the forward primers within one group into a forward group and normalizing concentration between each group of the forward primers to be equal; pooling the reverse primers within one group into a reverse
10 group and normalizing concentration between each group of the reverse primers to be equal; and adding an equal amount of the pooled forward and reversed primers into the reaction. No bias has been observed for position combinations.

[0656] In one embodiment of the TMCA evolution protocol, a set of degenerate primers each comprising a degenerate position is provided, wherein the mutation of interest is a range of different nucleotides at the degenerate position. In another embodiment, a set of degenerate primers is provided comprising at least one degenerate codon corresponding
15 to at least one codon of the template polynucleotide and at least one adjacent sequence that is homologous to a sequence adjacent to the codon of the template polynucleotide sequence. In another embodiment, the degenerated codon is N,N,N and encodes any of 20 naturally occurring amino acids. In another embodiment, the degenerated codon encodes less than 20 naturally occurring amino acids.

[0657] Another embodiment of the TMCA evolution protocol described in PCT Publication No. WO 2009/018449
20 comprises a method of producing a plurality of modified polynucleotides comprising the mutations of interest. Such methods generally include (a) adding at least two primers to a double stranded template polynucleotide in a single reaction mixture, wherein the at least two primers are not overlapping, and wherein each of the at least two primers comprise at least one mutation different from the other primer(s), wherein at least one primer is a forward primer that can anneal to a minus strand of the template and at least one primer is a reverse primer that can anneal to a plus strand
25 of the template, (b) subjecting the reaction mixture to a polymerase extension reaction to yield a plurality of extended modified polynucleotides from the at least two primers, (c) treating the plurality of extended modified polynucleotides with an enzyme, thereby destroying the template polynucleotide, (d) transforming the treated extended modified polynucleotides that have not been treated with a ligase into a cell, (e) recovering the plurality of extended modified polynucleotides from the cell, and (f) selecting the plurality of extended modified polynucleotides comprising the mutations of
30 interest.

[0658] Using the TMCA technology, a small library, Library A, was created for quick turn around and to simplify the process (96 different variants containing up to five SGF mutations and two thermotolerance mutations, see Table 9). Library A used a single template, SEQ ID NO:2-N159V and the oligoes listed in Table 10, below. A second more extensive library, Library B, was also created using TMCA technology in order to increase the potential of creating a very thermo-
35 tolerant variant with the required SGF properties (4096 different variants containing up to seven SGF mutations and five thermotolerance mutations, see Table 9). Library B used two templates, SEQ ID NO:2-N159V and "D164R template", in two separate TMCA reactions each using the oligoes listed in Table 11, creating two sub-libraries. The "D164R template" was generated in Library A and consisted of the SEQ ID NO:2-N159V backbone with the D164R mutation incorporated. Both libraries were amplified into the pQE60 vector (Qiagen, Valencia, CA) and then transformed into host PHY635 (described below) to confirm primary and secondary phytase activity.

[0659] A total of eight promising thermotolerant SGF labile hits were discovered by screening the libraries. Five thermo-
40 tolerant ($T_m \sim 5^\circ\text{C}$ greater than the parental phytase, SEQ ID NO:2, Table 13) SGF labile variants were discovered in the small library (Variants AA-EE, Table 12). The larger TMCA library produced ten candidates, however, only three had greater thermotolerance than Variants AA - EE (Variants FF-HH, Table 13, had $T_m \sim 7.5^\circ\text{C}$ greater than the parental phytase, SEQ ID NO:2). For characterization screening, these variants, along with the best single-site SGF mutation (Variant 56), all as glycosylated and glycosylation minus versions, were expressed in *Pichia pastoris*, (glycosylation minus versions included the two mutations, T163R and N339E, from the N-glycosylation removal research, see above).

[0660] Residual activity of SGF labile phytase variants during SGF treatment was determined (Figure 20). Purified parental phytase (SEQ ID NO:2), Variant 56 and Variant AA-HH were treated with SGF (pH 1.2) with pepsin (10U / μg
50 phytase) over a 10.0 minute time course. Phytase stability was determined by activity on DiFMUP. The specific activity of SGF labile phytase variants compared to SEQ ID NO:2 phytase (Figure 21). Purified parental phytase (SEQ ID NO:2) and lead phytase variants were tested for activity on phytate. Purified protein was assayed in 4 mM phytate, 100 mM Na-Acetate pH 4.5 at 37°C . There was not any significant change in SGF and thermotolerance properties between the glycosylated and non-glycosylated *Pichia* expressed lead variants (Figures 20 and 21). Previous work predicted that the glycosylated variants would have a higher thermotolerance and be more tolerant to SGF; our data suggested otherwise.

[0661] Also, a pH profile of glycosylated, glycosylation-minus variants, and the parental phytase (SEQ ID NO:2) was generated for phytase activity on phytate at pH 2, 2.5, 3, 4, 5, and 6 at 37°C . All phytases assayed had very similar pH

profiles (data not shown).

Table 9. Mutations selected for TMCA evolution. Thermotolerance mutations and SGF mutations were blended utilizing TMCA technology, using SEQ ID NO:2-N159V as the backbone.

Library A		Library B	
SGF Mutations	Thermotolerant Mutations	SGF Mutations	Thermotolerant Mutations
Q247H	Q275V	Q247H	G179R
I427T	D164R	I427T	Q275V
L157P		L157P	T349Y
Q275H		Q275H	C226D
T48M		T48M	D164R
		Q246W	
		Q377R	
		Y79H	

Table 10. Oligoes used in Library A

Oligo name	Oligo sequence-5'-3'	
T48M_F	TGCGTGCTCCAACCAAGGCCATGCAACTGATGCAGGATGTCA C	SEQ ID NO:3
L157P_F	TAAAAACTGGCGTTTGCCAACCGGATGTGGCGAACGTGACTG ACGCGATCCTCGAGAGGGCAGGA	SEQ ID NO:4
D164R_F	TAAAAACTGGCGTTTGCCAACTGGATGTGGCGAACGTGACTC GTGCGATCCTCGAGAGGGCAGGA	SEQ ID NO:5
L157P-D164_R	TAAAAACTGGCGTTTGCCAACCGGATGTGGCGAACGTGACTC GTGCGATCCTCGAGAGGGCAGGA	SEQ ID NO:6
Q247H_R	GAGATATTTCTCCTGCAACATGCACAGGGAATGCCGGAGCC	SEQ ID NO:7
Q275H_R	TGCTAAGTTTGCATAACGCGCATTGATTTGCTACAACGCAC	SEQ ID NO:8
Q275V_R	TGCTAAGTTTGCATAACGCGGTGTTGATTTGCTACAACGCAC	SEQ ID NO:9
I427T_R	AATCGTGAATGAAGCACGCACACCGGCGTGCAGTTTGAGAT	SEQ ID NO:10

Table 11. Oligoes used in Library B

Oligo name	Oligo sequence-5'-3'	
T48M_F	TGCGTGCTCCAACCAAGGCCATGCAACTGATGCAGGA TGTCAC	SEQ ID NO:11
Y79H_F	GCGGTGGTGAGCTAATCGCCCATCTCGGACATTACTG GCGTCA	SEQ ID NO:12
L157P_F	TAAAAACTGGCGTTTGCCAACCGGATGTGGCGAACGT GACTGA	SEQ ID NO:13
G179R_F	GGTCAATTGCTGACTTTACCCGCCATTATCAAACGGCG TTTCG	SEQ ID NO:14

EP 2 432 797 B1

(continued)

Oligo name	Oligo sequence-5'-3'	
5 C226D_F	AACTCAAGGTGAGCGCCGACGATGTCTCATTAACCGG TGCGGT	SEQ ID NO:15
10 Q246W_R	TGACGGAGATATTTCTCCTGTGGCAAGCACAGGGAAT GCCGGA	SEQ ID NO:16
10 Q246W+Q247H_R	TGACGGAGATATTTCTCCTGTGGCATGCACAGGGAAT GCCGGAGCC	SEQ ID NO:17
15 Q247H_R	CGGAGATATTTCTCCTGCAACATGCACAGGGAATGCC GGAGCC	SEQ ID NO:18
20 Q275V_R	TGCTAAGTTTGCATAACGCGGTGTTTGATTTGCTACAA CGCAC	SEQ ID NO:19
20 T349Y_R	TTCCCGGTCAGCCGGATAACTATCCGCCAGGTGGTGA ACTGGT	SEQ ID NO:20
25 Q377R_R	TTCAGGTTTCGCTGGTCTTCCGCACTTTACAGCAGATG CGTGA	SEQ ID NO:21
25 I427T_R	AATCGTGAATGAAGCACGCACACCGGCGTGCAGTTTG AGAT	SEQ ID NO:22

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Table 12. Sequence of Lead SGF Labile Thermotolerant Phytase variants

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Type of mutation ---->	SGF T48M	SGF Y79H	SGF L157P	Thermo N159V	Glycos T163R	Thermo D164R	Thermo G-179R	Thermo C226D	SGF Q246W	SGF Q247H	Thermo Q275V	SGF Q275H	Glycos N339E	Thermo T349Y	SGF Q377R	SGF I427RT
AA				X	X	X				X		X	X			
BB	X			X	X					X	X		X			
CC	X			X	X	X				X	X		X			X
DD	X			X	X	X				X			X			
EE	X			X	X					X	X		X			
FF	X	X		X	X	X				X	X		X	X		
GG	X	X		X	X	X	X	X		X	X		X			
HH	X			X	X	X	X	X	X	X	X		X			
56					X					X			X			

EP 2 432 797 B1

[0662] Variant AA is SEQ ID NO:28 (encoded by SEQ ID NO:27), Variant BB is SEQ ID NO:32 (encoded by SEQ ID NO:31), Variant CC is SEQ ID NO:34 (encoded by SEQ ID NO:33), Variant DD is SEQ ID NO:36 (encoded by SEQ ID NO:35), Variant EE is SEQ ID NO:38 (encoded by SEQ ID NO:37), Variant FF is SEQ ID NO:24 (encoded by SEQ ID NO:23), Variant GG is SEQ ID NO:26 (encoded by SEQ ID NO:25), Variant HH is SEQ ID NO:40 (encoded by SEQ ID NO:39), and Variant 56 is SEQ ID NO:30 (encoded by SEQ ID NO:29). Note, however, that SEQ ID NOs:23, 25, 27, 29, 31, 33, 35, 37, and 39, do not include the nucleic acids encoding the native signal sequence and that SEQ ID NOs:24, 26, 28, 30, 32, 34, 36, 38, and 40, do include the native signal sequence amino acids (amino acids 1-22 of SEQ ID NO:2). A start Methionine (ATG) is added in each of the referenced sequences. The positions of the point mutations for these variants (listed e.g. in Table 12) are counted as if the native signal sequence is present.

[The rest of the page intentionally left blank]

[0663]

Table 13. Melting Temperature (T_m) of SEQ ID NO:2 and Lead SGF Candidates. Purified parental phytase (SEQ ID NO:2) and the nine lead SGF phytase candidates were expressed in *Pichia pastoris*, purified, dialyzed in 100 mM Citrate pH 5.5, and tested for T_m utilizing the Applied Thermodynamics N-DSCII.

DSC T _m	Library	Glycosylated (T _m in Celsius)	Glycosylation Minus (T _m in Celsius)
SEQ ID NO:2		79.8	N/A
Variant AA (SEQ ID NO:28)	A	85.2	85.8
Variant BB (SEQ ID NO:32)	A	84.2	85.8
Variant CC (SEQ ID NO:34)	A	85.6	85.2
Variant DD (SEQ ID NO:36)	A	83.8	84.2
Variant EE (SEQ ID NO:38)	A	85.4	84.6
Variant FF (SEQ ID NO:24)	B	87.5	87.6
Variant GG (SEQ ID NO:26)	B	87.3	87.0
Variant HH (SEQ ID NO:40)	B	87.4	86.2
Variant 56 (SEQ ID NO:30)		81.0	81.3

Selection of Top Four Variants for Animal Studies

[0664] SGF SDS-PAGE analysis at nine time points (0, 0.5, 1.0, 1.5, 2.0, 3.0, 4.0, 5.0, and 10 minutes), with pepsin dosage of 10U per μg phytase, four variants were selected based on this characterization data (not shown) for large scale fermentation to be used in animal trials. The four selected leads showed complete protein degradation within five minutes.

[0665] Selected leads:

Variant 56 (SEQ ID NO:30, encoded by SEQ ID NO:29) is the closest variant to the original parental phytase (SEQ ID NO:2) molecule, having one SGF mutation and two glycosylation-minus mutations.

[0666] **Variant AA** (SEQ ID NO:28, encoded by SEQ ID NO:27) has two SGF mutations, two thermotolerant mutations and two glycosylation-minus mutations.

EP 2 432 797 B1

[0667] Variant FF (SEQ ID NO:24, encoded by SEQ ID NO:23) has three SGF mutations, four thermotolerant mutations and two glycosylation-minus mutations.

[0668] Variant GG (SEQ ID NO:26, encoded by SEQ ID NO:25) has three SGF mutations, five thermotolerant mutations, two glycosylation-minus mutations.

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Fermentation of Lead Candidates:

[0669] The leads (Variant 56, Variant AA, Variant FF, and Variant GG) were selected for animal trials and scaled up for 30L fermentations to produce at least 5 g of each protein. Based on activity and Bradford Protein analysis \geq than 16 g of protein for each variant was produced. Recovered samples were lyophilized, then resuspended and heat treated to kill potential microbial growth and then re-lyophilized. These samples (Table 14) were used for animal trials. Along with the four selected variants, a small sample (15-50mg) of the other SGF labile variants (Table 12) were used for bench scale evaluation.

Table 14. Specifications of samples used for animal trials and for bench scale evaluation. The lyophilized product was quantified by both activity and Bradford Protein Assay.

Variant	Solid (g)	Protein (g)	Units Activity
56 (SEQ ID NO:30)	106.2	8.34	1.37 X10 ⁷
AA (SEQ ID NO:28)	98.9	10.9	1.72 X10 ⁷
FF (SEQ ID NO:24)	132.0	14.2	2.16 X10 ⁷
GG (SEQ ID NO:26)	109.6	17.4	3.09 X 10 ⁷
Variant		Protein (mg)	
BB (SEQ ID NO:32)		30	
DD (SEQ ID NO:36)		50	
CC (SEQ ID NO:34)		20	
EE (SEQ ID NO:38)		40	
HH (SEQ ID NO:40)		15	
SEQ ID NO:2		30	

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Methods

Growth, Induction, and Purification

E. coli Phytase Expression (2L scale)

[0670] All phytase variants, except of those in the glycosylation studies, were expressed in *E. coli*; strain PHY635 (phy- strain; created by making *E. coli* strain CU1867 (ATCC 47092; *appA* deficient) Rec A- through P1 phage transduction). Starting cultures of the phytase variants were grown in 5 mL LBcarb100 at 37C for ~ 18 hrs. 2L of LBcarb100 were inoculated with the overnight starting cultures, culture was induced with 1 mM IPTG when the culture reached \sim OD₆₀₀ 0.5. After 24 hrs of induction, the cultures were harvested by pelleting the culture by centrifugation (Sorvall RC 5C Plus Centrifuge; SLC-4000 rotor, 7000 RPM; 9220 RCF) for 20 minutes. The cells were resuspended in 50 mM Tris pH 8.0 and lysed utilizing the microfluidizer (Microfluidics Model 110L To remove cellular debris the whole cell lysate was centrifuged (Sorvall RC 5C Plus; F13S-14X50 Rotor, 12500 RPM; 25642 RCF) for 30 minutes. The clear lysate was sterile filtered and the phytase protein was purified across a HisTrap FF 5 mL column on an AKTA FPLC. Phytase was eluted off with a 2 M Imidazole, 50 mM Tris pH 8.0 gradient. Fractions were tested for activity on 100 μ M DiFMUP, 100 mM Na-Acetate (pH 5.5) and SDS-gel analysis for protein purity.

Pichia Pastoris Phytase Expression (1L scale)

[0671] The characterization of the final lead phytase variants (glycosylation-plus and glycosylation-minus versions of Variants AA - HH and Variant 56), along with the glycosylation-minus versions of SEQ ID NO:2 (Variants GLY1 - GLY4) were expressed in *Pichia pastoris* (X-33). Starting cultures of the phytase variants were grown in 10 mL BMGYzeo100

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EP 2 432 797 B1

at 30°C for ~ 18 hrs (~OD₆₀₀ 15-20), cells were pelleted and resuspended in 10 mL MES* medium with 0.5% MeOH. 1L of MES* medium with 0.5% MeOH was inoculated with the starting culture and incubated for three-four days at 30°C (5mL MeOH added every 24 hrs for protein induction). The secreted protein separated from the cell mass by centrifugation (Sorvall RC 5C Plus Centrifuge; SLC-4000 rotor, 7000 RPM; 9220 RCF), concentrated and buffer exchanged (100 mM Na Acetate pH 5.5) using the MiniKros Tangential Flow Separation Module (SpectrumLabs M215-600-01P). To improve purity the sample was passed across a HiTrap™ Q FF 5 mL column on an AKTA FPLC. Phytase was eluted off with a 1 M NaCl, 100 mM Na-Acetate pH 5.5 gradient. Fractions were tested for activity on 100 uM DiFMUP, 100 mM Na-Acetate (pH 5.5) and SDS-gel analysis for protein purity.

Phytase Characterization

Protein Thermotolerance

[0672] *Differential Scanning Calorimetry (DSC)*- Protein melting temperature (T_m) of the Pichia expressed phytase variants were determined by utilizing the Applied Thermodynamics N-DSC II. Protein samples (~1.0 mg/mL) were dialyzed in 100 mM Citrate pH 5.5, loaded into the test chamber (600 uL) and compared to the control sample (600 ul of 100 mM Citrate pH 5.5) and scanned from 60 to 100°C and back to 60°C (to assess protein refolding).

[0673] *Modified T_m determination*- Quick thermotolerance tool developed to evaluate whole cell lysate and non purified protein samples during the preliminary characterization to compare thermotolerance of SGF labile phytases to the parental phytase (SEQ ID NO:2). The protein sample was arrayed across a row on a 96 well PCR plate (20 uL per well) and heat treated across a gradient (60-80°C) on the PCR machine for 30 minutes. Heat treated protein samples (10uL) were mixed with fluorescence substrate (190 uL of 100 uM DiFMUP, 50 mM Na-Acetate pH 5.5) measuring fluorescence change (EX360nm/EM465nm) over a five minute time course. The temperature at which 50% activity remained was compared to the parental phytase (SEQ ID NO:2) performance (50% activity temperature).

SGF Assay (Modified-Scaled Down)

[0674] Multiple mini reactions, quenched at different time points were established to determine SGF lability of phytase molecule. As a control T-0 reference, a pre-quenched SGF reaction was also run similar to the actual experiment. Ten uL of the protein sample was incubated in 50 uL of pH 1.2 SGF (2 mg/mL NaCl, 7 uL/mL concentrated HCl) with pepsin (dosed at 0.15, 0.30, and 0.75 mg/mL) over a time course at 37°C. The reaction was quenched by adding 10 uL of pH 10.0, 200 mM Na-Carbonate buffer (this step was performed prior to adding protein sample for the T-0 reference).

[0675] *SGF SDS Gel Analysis*- Removed 20 uL of the quenched SGF reaction and mixed with 210 uL SDS sample buffer, boiled for 10 minutes, and loaded 15 uL onto a Tris-Gly SDS Page gel. Applied 180V, 250 mA, through SDS sample running buffer for ~ 1 hour, or until complete.

[0676] *SGF Activity Analysis*- Removed 10 uL of the quenched SGF reaction and mixed with substrate (190 uL of 100 uM DiFMUP, 50 mM Na-Acetate pH 5.5) measuring fluorescence change (EX360nm/EM465nm) over a five minute time course.

SGF Assay (adapted from The United States Pharmacopeia 24, 2000. Simulated gastric fluid, TS, In The National Formulary 19; Board of Trustees, Eds.; United States Pharmacopeial Convention, Inc., Rockville, MD, p. 2235)

[0677] Incubate 50 uL of 5 mg/mL phytase in pre-heated 37°C 950 uL SGF (2 mg/mL NaCl, titrated to pH 1.2 with HCl) with 10 U pepsin/ ug test protein (760 ug/mL SGF) over a 10 minute time course at 37°C. Time points were taken by removing 50 uL of reaction and mixing with 50 uL termination solution (200 mM Na-Carbonate, pH 10.0). Time points (terminated samples) were kept on ice until assay was complete and ready for analysis (in compliance with *SGF SDS Gel Analysis* and *SGF Activity Analysis* outlined under SGF Assay (Modified-Scaled Down)).

Phytase Specific Activity Analysis

[0678] Phytase samples (50 uL) were assayed for relative activity in pre heated 37°C, 950 uL, 4.0 mM Phytate, 100 mM acetic acid, titrated to pH 4.5 with NaOH. Reaction was quenched by removing 50 uL reaction and mixing with the 50 uL color/stop solution (20 mM Ammonium molybdate/ 5 mM Ammonium vanadate/ 10% Nitric acid solution). After 10 minute color development time points were measure at 415 nm and results were plotted against time. The reaction rate was compared to the phosphate standard to determine relative rate.

[0679] The specific activity was determined by calculating relative rated based on protein concentration. Protein concentration was determined by 260nm/280nm analysis (1A OD₂₈₀ correlates to 0.93 mg/mL). A secondary comparison was performed by loading equal phytase activities on SDS gel and quantifying protein band intensities using GelPro gel

densitometry analysis to compare activity relationship of phytase leads and the parental phytase (SEQ ID NO:2).

Phytase pH Profile Analysis

5 **[0680]** Same as the above specific activity protocol, except substrate was modified with a broader buffer capacity (pH 2-6). Substrate: 4mM Phytate, 80 mM Malic acid, 80 mM Formic acid, and 80 mM Na-Acetate titrated to different pH (2, 2.5, 3, 4, 5, and 6 pH Units). Relative rates for each variant were compared to the activity optimum which was pH 4.

Materials:

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SGF Assay

[0681]

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Pepsin from porcine stomach mucosa (Sigma P-6887)
HCl (Fisher UN1789)
Sodium Chloride (Fisher S-271-1)
6,8-difluoro-4-methylumbelliferyl phosphate (DIFMUP) (Invitrogen- D22068)
4-20% Tris-Glycine SDS PAGE Gels (Invitrogen EC60255BOX)
20 Novex Tris-Glycine SDS Sample Buffer (InvitrogenNovex LC2676)
Novex SDS Running Buffer (Invitrogen LC2675)
Simply Blue™ SafeStain (Invitrogen LC6065)

Phytase Specific Activity Analysis

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[0682]

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Dodecasodium phytate from rice (Sigma P-3168)
Ammonium metavanadate (Acros Organics 194910500)
Ammonium molybdate (Sigma A-7302)
Potassium Phosphate, dibasic (Fisher P288-500)
70% Nitric Acid (Sigma 380091)
25% Ammonium Solution (Atlas Chemical AA-3060)

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Protein Purification

[0683]

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HisTrap™ FF 5 mL Ni-Sepharose Column (GE Healthcare 17-5255-01)
HiTrap™ Q FF 5 mL Anion Exchange Column (GE Healthcare 17-5156-01)
Imidazole (Sigma I-0125)

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[0684] A number of embodiments as provided herein have been described. Nevertheless, it will be understood that various modifications may be made without departing from the scope as provided herein. Accordingly, other embodiments are within the scope of the following claims.

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<110> Verenum Corporation WEINER, David SOLBAK, Arne MCCANN, Ryan

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<120> PHYTASES, NUCLEIC ACIDS ENCODING THEM AND METHODS FOR MAKING AND USING THEM

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<130> D1370-17WO

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<140> Not yet assigned

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<141> 2010-05-20

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<150> 61/180,283

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<151> 2009-05-21

EP 2 432 797 B1

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EP 2 432 797 B1

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25 Val Val Ile Val Ser Arg His Gly Val Arg Ala Pro Thr Lys Ala Thr
 35 35 40 45

30 Gln Leu Met Gln Asp Val Thr Pro Asp Ala Trp Pro Thr Trp Pro Val
 50 55 60

35 Lys Leu Gly Glu Leu Thr Pro Arg Gly Gly Glu Leu Ile Ala Tyr Leu
 65 70 75 80

40 Gly His Tyr Trp Arg Gln Arg Leu Val Ala Asp Gly Leu Leu Pro Lys
 85 90 95

45 Cys Gly Cys Pro Gln Ser Gly Gln Val Ala Ile Ile Ala Asp Val Asp
 100 105 110

50 Glu Arg Thr Arg Lys Thr Gly Glu Ala Phe Ala Ala Gly Leu Ala Pro
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55 Asp Cys Ala Ile Thr Val His Thr Gln Ala Asp Thr Ser Ser Pro Asp
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60 Pro Leu Phe Asn Pro Leu Lys Thr Gly Val Cys Gln Leu Asp Asn Ala
 145 150 155 160

EP 2 432 797 B1

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 165 170 175
 5 Phe Thr Gly His Tyr Gln Thr Ala Phe Arg Glu Leu Glu Arg Val Leu
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 10 Asn Phe Pro Gln Ser Asn Leu Cys Leu Lys Arg Glu Lys Gln Asp Glu
 195 200 205
 Ser Cys Ser Leu Thr Gln Ala Leu Pro Ser Glu Leu Lys Val Ser Ala
 210 215 220
 15 Asp Cys Val Ser Leu Thr Gly Ala Val Ser Leu Ala Ser Met Leu Thr
 225 230 235 240
 20 Glu Ile Phe Leu Leu Gln Gln Ala Gln Gly Met Pro Glu Pro Gly Trp
 245 250 255
 Gly Arg Ile Thr Asp Ser His Gln Trp Asn Thr Leu Leu Ser Leu His
 260 265 270
 25 Asn Ala Gln Phe Asp Leu Leu Gln Arg Thr Pro Glu Val Ala Arg Ser
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 30 Arg Ala Thr Pro Leu Leu Asp Leu Ile Lys Thr Ala Leu Thr Pro His
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 40 Glu Leu Asn Trp Thr Leu Pro Gly Gln Pro Asp Asn Thr Pro Pro Gly
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 45 Gly Glu Leu Val Phe Glu Arg Trp Arg Arg Leu Ser Asp Asn Ser Gln
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 Trp Ile Gln Val Ser Leu Val Phe Gln Thr Leu Gln Gln Met Arg Asp
 370 375 380
 50 Lys Thr Pro Leu Ser Leu Asn Thr Pro Pro Gly Glu Val Lys Leu Thr
 385 390 395 400
 55 Leu Ala Gly Cys Glu Glu Arg Asn Ala Gln Gly Met Cys Ser Leu Ala
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EP 2 432 797 B1

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cagga 65

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cagga 65

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cagga 65

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	gtgagcgcgc actgtgtctc attaaccggt gcggtgaagc tcgcatcaat gctgacggag	660
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	acgccagagg ttgcccgcag ccgcgccacc ccgttattag atttgatcaa gacagcgttg	840
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	atcggccgac acgatactaa tctggcaaat ctcgccggcg cactggagct cgaatggacg	960
	cttcccggtc agccggataa ctatccgcca ggtggtgaac tgggtgttga acgctggcgt	1020
50	cggctaagcg ataacagcca gtggattcag gtttcgctgg tcttccagac tttacagcag	1080
	atgcgtgata aaacgccgct gtcattaaat acgccgccg gagaggtgaa actgaccctg	1140
	gcaggatgtg aagagcgaaa tgcgcagggc atgtgttcgt tggcagggtt tacgcaaate	1200
55	gtgaatgaag cacgcatacc ggcgtgcagt ttgtaa	1236

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20 Val Thr Pro Asp Ala Trp Pro Thr Trp Pro Val Lys Leu Gly Glu Leu
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Thr Pro Arg Gly Gly Glu Leu Ile Ala His Leu Gly His Tyr Trp Arg

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EP 2 432 797 B1

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EP 2 432 797 B1

Leu Pro Gly Gln Pro Asp Asn Tyr Pro Pro Gly Gly Glu Leu Val Phe
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5 Glu Arg Trp Arg Arg Leu Ser Asp Asn Ser Gln Trp Ile Gln Val Ser
 340 345 350

10 Leu Val Phe Gln Thr Leu Gln Gln Met Arg Asp Lys Thr Pro Leu Ser
 355 360 365

15 Leu Asn Thr Pro Pro Gly Glu Val Lys Leu Thr Leu Ala Gly Cys Glu
 370 375 380

Glu Arg Asn Ala Gln Gly Met Cys Ser Leu Ala Gly Phe Thr Gln Ile
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20 Val Asn Glu Ala Arg Ile Pro Ala Cys Ser Leu
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5 Arg His Gly Val Arg Ala Pro Thr Lys Ala Met Gln Leu Met Gln Asp
 20 25 30

10 Val Thr Pro Asp Ala Trp Pro Thr Trp Pro Val Lys Leu Gly Glu Leu
 35 40 45

15 Thr Pro Arg Gly Gly Glu Leu Ile Ala His Leu Gly His Tyr Trp Arg
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20 Gln Arg Leu Val Ala Asp Gly Leu Leu Pro Lys Cys Gly Cys Pro Gln
 65 70 75 80

25 Ser Gly Gln Val Ala Ile Ile Ala Asp Val Asp Glu Arg Thr Arg Lys
 85 90 95

Thr Gly Glu Ala Phe Ala Ala Gly Leu Ala Pro Asp Cys Ala Ile Thr
 100 105 110

30 Val His Thr Gln Ala Asp Thr Ser Ser Pro Asp Pro Leu Phe Asn Pro
 115 120 125

35 Leu Lys Thr Gly Val Cys Gln Leu Asp Val Ala Asn Val Arg Arg Ala
 130 135 140

Ile Leu Glu Arg Ala Gly Gly Ser Ile Ala Asp Phe Thr Arg His Tyr
 145 150 155 160

40 Gln Thr Ala Phe Arg Glu Leu Glu Arg Val Leu Asn Phe Pro Gln Ser
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EP 2 432 797 B1

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5 Gln Ala Leu Pro Ser Glu Leu Lys Val Ser Ala Asp Asp Val Ser Leu
 195 200 205

10 Thr Gly Ala Val Ser Leu Ala Ser Met Leu Thr Glu Ile Phe Leu Leu
 210 215 220

Gln His Ala Gln Gly Met Pro Glu Pro Gly Trp Gly Arg Ile Thr Asp
 225 230 235 240

15 Ser His Gln Trp Asn Thr Leu Leu Ser Leu His Asn Ala Val Phe Asp
 245 250 255

20 Leu Leu Gln Arg Thr Pro Glu Val Ala Arg Ser Arg Ala Thr Pro Leu
 260 265 270

25 Leu Asp Leu Ile Lys Thr Ala Leu Thr Pro His Pro Pro Gln Lys Gln
 275 280 285

30 Ala Tyr Gly Val Thr Leu Pro Thr Ser Val Leu Phe Ile Ala Gly His
 290 295 300

35 Asp Thr Asn Leu Ala Asn Leu Gly Gly Ala Leu Glu Leu Glu Trp Thr
 305 310 315 320

Leu Pro Gly Gln Pro Asp Asn Thr Pro Pro Gly Gly Glu Leu Val Phe
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40 Glu Arg Trp Arg Arg Leu Ser Asp Asn Ser Gln Trp Ile Gln Val Ser
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45 Leu Val Phe Gln Thr Leu Gln Gln Met Arg Asp Lys Thr Pro Leu Ser
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Leu Asn Thr Pro Pro Gly Glu Val Lys Leu Thr Leu Ala Gly Cys Glu
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50 Glu Arg Asn Ala Gln Gly Met Cys Ser Leu Ala Gly Phe Thr Gln Ile
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55 Val Asn Glu Ala Arg Ile Pro Ala Cys Ser Leu
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Arg His Gly Val Arg Ala Pro Thr Lys Ala Thr Gln Leu Met Gln Asp
 20 25 30

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EP 2 432 797 B1

Val Thr Pro Asp Ala Trp Pro Thr Trp Pro Val Lys Leu Gly Glu Leu
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 5 Thr Pro Arg Gly Gly Glu Leu Ile Ala Tyr Leu Gly His Tyr Trp Arg
 50 55 60
 10 Gln Arg Leu Val Ala Asp Gly Leu Leu Pro Lys Cys Gly Cys Pro Gln
 65 70 75 80
 15 Ser Gly Gln Val Ala Ile Ile Ala Asp Val Asp Glu Arg Thr Arg Lys
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 Thr Gly Glu Ala Phe Ala Ala Gly Leu Ala Pro Asp Cys Ala Ile Thr
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 20 Val His Thr Gln Ala Asp Thr Ser Ser Pro Asp Pro Leu Phe Asn Pro
 115 120 125
 25 Leu Lys Thr Gly Val Cys Gln Leu Asp Val Ala Asn Val Arg Arg Ala
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 Ile Leu Glu Arg Ala Gly Gly Ser Ile Ala Asp Phe Thr Gly His Tyr
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 30 Gln Thr Ala Phe Arg Glu Leu Glu Arg Val Leu Asn Phe Pro Gln Ser
 165 170 175
 35 Asn Leu Cys Leu Lys Arg Glu Lys Gln Asp Glu Ser Cys Ser Leu Thr
 180 185 190
 40 Gln Ala Leu Pro Ser Glu Leu Lys Val Ser Ala Asp Cys Val Ser Leu
 195 200 205
 Thr Gly Ala Val Ser Leu Ala Ser Met Leu Thr Glu Ile Phe Leu Leu
 210 215 220
 45 Gln His Ala Gln Gly Met Pro Glu Pro Gly Trp Gly Arg Ile Thr Asp
 225 230 235 240
 50 Ser His Gln Trp Asn Thr Leu Leu Ser Leu His Asn Ala His Phe Asp
 245 250 255
 Leu Leu Gln Arg Thr Pro Glu Val Ala Arg Ser Arg Ala Thr Pro Leu
 260 265 270
 55 Leu Asp Leu Ile Lys Thr Ala Leu Thr Pro His Pro Pro Gln Lys Gln
 275 280 285

EP 2 432 797 B1

Ala Tyr Gly Val Thr Leu Pro Thr Ser Val Leu Phe Ile Ala Gly His
 290 295 300

5 Asp Thr Asn Leu Ala Asn Leu Gly Gly Ala Leu Glu Leu Glu Trp Thr
 305 310 315 320

10 Leu Pro Gly Gln Pro Asp Asn Thr Pro Pro Gly Gly Glu Leu Val Phe
 325 330 335

15 Glu Arg Trp Arg Arg Leu Ser Asp Asn Ser Gln Trp Ile Gln Val Ser
 340 345 350

20 Leu Val Phe Gln Thr Leu Gln Gln Met Arg Asp Lys Thr Pro Leu Ser
 355 360 365

25 Leu Asn Thr Pro Pro Gly Glu Val Lys Leu Thr Leu Ala Gly Cys Glu
 370 375 380

30 Glu Arg Asn Ala Gln Gly Met Cys Ser Leu Ala Gly Phe Thr Gln Ile
 385 390 395 400

Val Asn Glu Ala Arg Ile Pro Ala Cys Ser Leu
 405 410

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 <212> DNA
 <213> Artificial sequence

35 <220>
 <223> Synthetically generated

40 <400> 29

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EP 2 432 797 B1

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 5 tggccggtaa aactgggtga gctgacaccg cgcggtggtg agctaategc ctatctcgga 180
 cactactggc gtcagcgtct ggtagccgac ggattgctgc ctaaagtgtg ctgcccgcag 240
 tctggtcagg tcgcgattat tgctgatgtc gacgagcgtc cccgtaaac aggcgaagcc 300
 10 ttcgccgccg ggctggcacc tgactgtgca ataaccgtac ataccaggc agatacgtcc 360
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 20 gtgagcgcgc actgtgtctc attaaccggt gcggtaaacc tcgcatcaat gctgacggag 660
 atatthctcc tgcaacatgc acagggaatg ccggagccgg ggtggggaag gatcaccgat 720
 25 tcacaccagt ggaacacctt gctaagthtgc cataacgcgc aatthgattt gctacaacgc 780
 acgccagagg thgcccgcag ccgcgccacc ccgthattag atthgatcaa gacagcgttg 840
 acgccccatc caccgcaaaa acaggcgtat ggtgtgacat taccacttc agtgcctgtht 900
 30 atcgcgggac acgatactaa tctggcaaat ctccggcggc cactggagct cgaatggacg 960
 cthccccggtc agccggataa cacgcccca ggtggtgaa tggtgthtga acgctggcgt 1020
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 35 atgcgtgata aaacgccgct gtcathaaat acgccgcccg gagaggtgaa actgaccctg 1140
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 40 gtgaatgaag cacgcatacc ggcgtgcagt thgtaa 1236

<210> 30

<211> 411

<212> PRT

45 <213> Artificial sequence

<220>

<223> Synthetically generated

50 <400> 30

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EP 2 432 797 B1

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 5 Arg His Gly Val Arg Ala Pro Thr Lys Ala Thr Gln Leu Met Gln Asp
 20 25 30
 10 Val Thr Pro Asp Ala Trp Pro Thr Trp Pro Val Lys Leu Gly Glu Leu
 35 40 45
 15 Thr Pro Arg Gly Gly Glu Leu Ile Ala Tyr Leu Gly His Tyr Trp Arg
 50 55 60
 20 Gln Arg Leu Val Ala Asp Gly Leu Leu Pro Lys Cys Gly Cys Pro Gln
 65 70 75 80
 25 Ser Gly Gln Val Ala Ile Ile Ala Asp Val Asp Glu Arg Thr Arg Lys
 85 90 95
 30 Thr Gly Glu Ala Phe Ala Ala Gly Leu Ala Pro Asp Cys Ala Ile Thr
 100 105 110
 35 Val His Thr Gln Ala Asp Thr Ser Ser Pro Asp Pro Leu Phe Asn Pro
 115 120 125
 40 Leu Lys Thr Gly Val Cys Gln Leu Asp Asn Ala Asn Val Arg Asp Ala
 130 135 140
 45
 50
 55

EP 2 432 797 B1

Ile Leu Glu Arg Ala Gly Gly Ser Ile Ala Asp Phe Thr Gly His Tyr
 145 150 155 160

5 Gln Thr Ala Phe Arg Glu Leu Glu Arg Val Leu Asn Phe Pro Gln Ser
 165 170 175

10 Asn Leu Cys Leu Lys Arg Glu Lys Gln Asp Glu Ser Cys Ser Leu Thr
 180 185 190

15 Gln Ala Leu Pro Ser Glu Leu Lys Val Ser Ala Asp Cys Val Ser Leu
 195 200 205

Thr Gly Ala Val Ser Leu Ala Ser Met Leu Thr Glu Ile Phe Leu Leu
 210 215 220

20 Gln His Ala Gln Gly Met Pro Glu Pro Gly Trp Gly Arg Ile Thr Asp
 225 230 235 240

25 Ser His Gln Trp Asn Thr Leu Leu Ser Leu His Asn Ala Gln Phe Asp
 245 250 255

Leu Leu Gln Arg Thr Pro Glu Val Ala Arg Ser Arg Ala Thr Pro Leu
 260 265 270

30 Leu Asp Leu Ile Lys Thr Ala Leu Thr Pro His Pro Pro Gln Lys Gln
 275 280 285

35 Ala Tyr Gly Val Thr Leu Pro Thr Ser Val Leu Phe Ile Ala Gly His
 290 295 300

40 Asp Thr Asn Leu Ala Asn Leu Gly Gly Ala Leu Glu Leu Glu Trp Thr
 305 310 315 320

Leu Pro Gly Gln Pro Asp Asn Thr Pro Pro Gly Gly Glu Leu Val Phe
 325 330 335

45 Glu Arg Trp Arg Arg Leu Ser Asp Asn Ser Gln Trp Ile Gln Val Ser
 340 345 350

50 Leu Val Phe Gln Thr Leu Gln Gln Met Arg Asp Lys Thr Pro Leu Ser
 355 360 365

Leu Asn Thr Pro Pro Gly Glu Val Lys Leu Thr Leu Ala Gly Cys Glu
 370 375 380

55 Glu Arg Asn Ala Gln Gly Met Cys Ser Leu Ala Gly Phe Thr Gln Ile
 385 390 395 400

EP 2 432 797 B1

Val Asn Glu Ala Arg Ile Pro Ala Cys Ser Leu
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<212> DNA
<213> Artificial sequence

10 <220>
<223> Synthetically generated

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20 cactactggc gtcagcgtct ggtagccgac ggattgctgc ctaaagtgtg ctgcccgcag 240
tctggtcagg tcgcgattat tgctgatgtc gacgagcgtg cccgtaaaac aggcgaagcc 300
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25 agtcccgatc cgttatttaa tcctctaaaa actggcgttt gccaaactgga tgtggcgaac 420
gtgagagacg cgatcctcga gagggcagga gggcatttg ctgactttac cgggcattat 480
30 caaacggcgt ttcgcgaact ggaacgggtg cttaattttc cgcaatcaaa cttgtgcctt 540
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gtgagcgcgg actgtgtctc attaaccggg gcggtgaagc tcgcatcaat gctgacggag 660
35 atatttctcc tgcaacatgc acagggaatg ccggagccgg ggtggggaag gatcaccgat 720
tcacaccagt ggaacacctt gctaagtttg cataacgcgg tgtttgattt gctacaacgc 780
acgccagagg ttgcccgcag ccgcgccacc ccggtattag atttgatcaa gacagcgttg 840
40 acgccccatc caccgcaaaa acaggcgtat ggtgtgacat taccacttc agtgcgtgttt 900
atcgcgggac acgatactaa tctggcaaat ctcggcggcg cactggagct cgaatggacg 960
45 cttcccggtc agccggataa cacgccgcca ggtggtgaac tgggtggttga acgctggcgt 1020
cggctaagcg ataacagcca gtggattcag gtttcgctgg tcttcagac tttacagcag 1080
atgcgtgata aaacgccgct gtcattaaat acgccgccg gagaggtgaa actgaccctg 1140
50 gcaggatgtg aagagcgaaa tgcgcagggc atgtgttcgt tggcagggtt tacgcaaate 1200
gtgaatgaag cacgcatacc ggcgtgcagt ttgtaa 1236

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<212> PRT
<213> Artificial sequence

<220>

<223> Synthetically generated

<400> 32

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EP 2 432 797 B1

Met Gln Ser Glu Pro Glu Leu Lys Leu Glu Ser Val Val Ile Val Ser
 1 5 10 15
 5 Arg His Gly Val Arg Ala Pro Thr Lys Ala Met Gln Leu Met Gln Asp
 20 25 30
 10 Val Thr Pro Asp Ala Trp Pro Thr Trp Pro Val Lys Leu Gly Glu Leu
 35 40 45
 15 Thr Pro Arg Gly Gly Glu Leu Ile Ala Tyr Leu Gly His Tyr Trp Arg
 50 55 60
 20 Gln Arg Leu Val Ala Asp Gly Leu Leu Pro Lys Cys Gly Cys Pro Gln
 65 70 75 80
 25 Ser Gly Gln Val Ala Ile Ile Ala Asp Val Asp Glu Arg Thr Arg Lys
 85 90 95
 30 Thr Gly Glu Ala Phe Ala Ala Gly Leu Ala Pro Asp Cys Ala Ile Thr
 100 105 110
 35 Val His Thr Gln Ala Asp Thr Ser Ser Pro Asp Pro Leu Phe Asn Pro
 115 120 125
 40 Leu Lys Thr Gly Val Cys Gln Leu Asp Val Ala Asn Val Arg Asp Ala
 130 135 140
 45 Ile Leu Glu Arg Ala Gly Gly Ser Ile Ala Asp Phe Thr Gly His Tyr
 145 150 155 160
 50 Gln Thr Ala Phe Arg Glu Leu Glu Arg Val Leu Asn Phe Pro Gln Ser
 165 170 175
 55 Asn Leu Cys Leu Lys Arg Glu Lys Gln Asp Glu Ser Cys Ser Leu Thr
 180 185 190
 60 Gln Ala Leu Pro Ser Glu Leu Lys Val Ser Ala Asp Cys Val Ser Leu
 195 200 205
 65 Thr Gly Ala Val Ser Leu Ala Ser Met Leu Thr Glu Ile Phe Leu Leu
 210 215 220
 70 Gln His Ala Gln Gly Met Pro Glu Pro Gly Trp Gly Arg Ile Thr Asp
 225 230 235 240
 75 Ser His Gln Trp Asn Thr Leu Leu Ser Leu His Asn Ala Val Phe Asp
 245 250 255

EP 2 432 797 B1

Leu Leu Gln Arg Thr Pro Glu Val Ala Arg Ser Arg Ala Thr Pro Leu
 260 265 270
 5
 Leu Asp Leu Ile Lys Thr Ala Leu Thr Pro His Pro Pro Gln Lys Gln
 275 280 285
 10
 Ala Tyr Gly Val Thr Leu Pro Thr Ser Val Leu Phe Ile Ala Gly His
 290 295 300
 15
 Asp Thr Asn Leu Ala Asn Leu Gly Gly Ala Leu Glu Leu Glu Trp Thr
 305 310 315 320
 20
 Leu Pro Gly Gln Pro Asp Asn Thr Pro Pro Gly Gly Glu Leu Val Phe
 325 330 335
 25
 Glu Arg Trp Arg Arg Leu Ser Asp Asn Ser Gln Trp Ile Gln Val Ser
 340 345 350
 30
 Leu Val Phe Gln Thr Leu Gln Gln Met Arg Asp Lys Thr Pro Leu Ser
 355 360 365
 35
 Leu Asn Thr Pro Pro Gly Glu Val Lys Leu Thr Leu Ala Gly Cys Glu
 370 375 380
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 Glu Arg Asn Ala Gln Gly Met Cys Ser Leu Ala Gly Phe Thr Gln Ile
 385 390 395 400
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 Val Asn Glu Ala Arg Ile Pro Ala Cys Ser Leu
 405 410

<210> 33

<211> 1236

40 <212> DNA

<213> Artificial sequence

<220>

<223> Synthetically generated

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<400> 33

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EP 2 432 797 B1

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 cactactggc gtcagcgtct ggtagccgac ggattgctgc ctaaagtgtg ctgcccgcag 240
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 ttcgccgccg ggctggcacc tgactgtgca ataaccgtac ataccaggc agatacgtcc 360
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 15 gtgagacgtg cgatcctcga gagggcagga gggTcaattg ctgactttac cgggcattat 480
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 20 aaacgtgaga aacaggacga aagctgttca ttaacgcagg cattaccatc ggaactcaag 600
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 cttcccggtc agccggataa cacgcccca ggtggtgaac tgggtgttga acgctggcgt 1020
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 atgcgtgata aaacgccgct gtcattaaat acgccgcccg gagaggTgaa actgaccctg 1140
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 40 gtgaatgaag cacgcacacc ggcgtgcagt ttgtaa 1236

<210> 34

<211> 411

<212> PRT

45 <213> Artificial sequence

<220>

<223> Synthetically generated

50 <400> 34

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EP 2 432 797 B1

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5	Arg	His	Gly	Val	Arg	Ala	Pro	Thr	Lys	Ala	Met	Gln	Leu	Met	Gln	Asp
				20					25					30		
10	Val	Thr	Pro	Asp	Ala	Trp	Pro	Thr	Trp	Pro	Val	Lys	Leu	Gly	Glu	Leu
			35					40					45			
15	Thr	Pro	Arg	Gly	Gly	Glu	Leu	Ile	Ala	Tyr	Leu	Gly	His	Tyr	Trp	Arg
		50					55					60				
20	Gln	Arg	Leu	Val	Ala	Asp	Gly	Leu	Leu	Pro	Lys	Cys	Gly	Cys	Pro	Gln
	65					70					75					80
25	Ser	Gly	Gln	Val	Ala	Ile	Ile	Ala	Asp	Val	Asp	Glu	Arg	Thr	Arg	Lys
					85					90					95	
30	Thr	Gly	Glu	Ala	Phe	Ala	Ala	Gly	Leu	Ala	Pro	Asp	Cys	Ala	Ile	Thr
				100					105					110		
35																
40																
45																
50																
55																

EP 2 432 797 B1

Val His Thr Gln Ala Asp Thr Ser Ser Pro Asp Pro Leu Phe Asn Pro
115 120 125

5 Leu Lys Thr Gly Val Cys Gln Leu Asp Val Ala Asn Val Arg Arg Ala
130 135 140

Ile Leu Glu Arg Ala Gly Gly Ser Ile Ala Asp Phe Thr Gly His Tyr
145 150 155 160

10 Gln Thr Ala Phe Arg Glu Leu Glu Arg Val Leu Asn Phe Pro Gln Ser
165 170 175

Asn Leu Cys Leu Lys Arg Glu Lys Gln Asp Glu Ser Cys Ser Leu Thr
180 185 190

20 Gln Ala Leu Pro Ser Glu Leu Lys Val Ser Ala Asp Cys Val Ser Leu
195 200 205

Thr Gly Ala Val Ser Leu Ala Ser Met Leu Thr Glu Ile Phe Leu Leu
210 215 220

25 Gln His Ala Gln Gly Met Pro Glu Pro Gly Trp Gly Arg Ile Thr Asp
225 230 235 240

Ser His Gln Trp Asn Thr Leu Leu Ser Leu His Asn Ala Val Phe Asp
245 250 255

30 Leu Leu Gln Arg Thr Pro Glu Val Ala Arg Ser Arg Ala Thr Pro Leu
260 265 270

35 Leu Asp Leu Ile Lys Thr Ala Leu Thr Pro His Pro Pro Gln Lys Gln
275 280 285

40 Ala Tyr Gly Val Thr Leu Pro Thr Ser Val Leu Phe Ile Ala Gly His
290 295 300

Asp Thr Asn Leu Ala Asn Leu Gly Gly Ala Leu Glu Leu Glu Trp Thr
305 310 315 320

45 Leu Pro Gly Gln Pro Asp Asn Thr Pro Pro Gly Gly Glu Leu Val Phe
325 330 335

Glu Arg Trp Arg Arg Leu Ser Asp Asn Ser Gln Trp Ile Gln Val Ser
340 345 350

50 Leu Val Phe Gln Thr Leu Gln Gln Met Arg Asp Lys Thr Pro Leu Ser
355 360 365

55 Leu Asn Thr Pro Pro Gly Glu Val Lys Leu Thr Leu Ala Gly Cys Glu

EP 2 432 797 B1

370

375

380

5 Glu Arg Asn Ala Gln Gly Met Cys Ser Leu Ala Gly Phe Thr Gln Ile
 385 390 395 400

 Val Asn Glu Ala Arg Thr Pro Ala Cys Ser Leu
 405 410

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<210> 35
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<212> DNA
<213> Artificial sequence

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<220>
<223> Synthetically generated

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<400> 35

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EP 2 432 797 B1

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 15 gtgagacgtg cgatcctcga gagggcagga gggcaattg ctgactttac cgggcattat 480
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 20 gtgagcgcgg actgtgtctc attaaccggt gcgtaagcc tcgcatcaat gctgacggag 660
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 25 acgccagagg ttgccgcgag ccgcccacc ccggtattag atttgatcaa gacagcgttg 840
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 35 atgcgtgata aaacgccgct gtcattaaat acgcccccg gagaggtgaa actgaccctg 1140
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EP 2 432 797 B1

Met Gln Ser Glu Pro Glu Leu Lys Leu Glu Ser Val Val Ile Val Ser
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 5 Arg His Gly Val Arg Ala Pro Thr Lys Ala Met Gln Leu Met Gln Asp
 20 25 30
 10 Val Thr Pro Asp Ala Trp Pro Thr Trp Pro Val Lys Leu Gly Glu Leu
 35 40 45
 15 Thr Pro Arg Gly Gly Glu Leu Ile Ala Tyr Leu Gly His Tyr Trp Arg
 50 55 60
 20 Gln Arg Leu Val Ala Asp Gly Leu Leu Pro Lys Cys Gly Cys Pro Gln
 65 70 75 80
 25 Ser Gly Gln Val Ala Ile Ile Ala Asp Val Asp Glu Arg Thr Arg Lys
 85 90 95
 30 Thr Gly Glu Ala Phe Ala Ala Gly Leu Ala Pro Asp Cys Ala Ile Thr
 100 105 110
 35 Val His Thr Gln Ala Asp Thr Ser Ser Pro Asp Pro Leu Phe Asn Pro
 115 120 125
 40 Leu Lys Thr Gly Val Cys Gln Leu Asp Val Ala Asn Val Arg Arg Ala
 130 135 140
 45 Ile Leu Glu Arg Ala Gly Gly Ser Ile Ala Asp Phe Thr Gly His Tyr
 145 150 155 160
 50 Gln Thr Ala Phe Arg Glu Leu Glu Arg Val Leu Asn Phe Pro Gln Ser
 165 170 175
 55 Asn Leu Cys Leu Lys Arg Glu Lys Gln Asp Glu Ser Cys Ser Leu Thr
 180 185 190
 60 Gln Ala Leu Pro Ser Glu Leu Lys Val Ser Ala Asp Cys Val Ser Leu
 195 200 205
 65 Thr Gly Ala Val Ser Leu Ala Ser Met Leu Thr Glu Ile Phe Leu Leu
 210 215 220
 70 Gln His Ala Gln Gly Met Pro Glu Pro Gly Trp Gly Arg Ile Thr Asp

EP 2 432 797 B1

	225				230					235					240	
5	Ser	His	Gln	Trp	Asn	Thr	Leu	Leu	Ser	Leu	His	Asn	Ala	Gln	Phe	Asp
					245					250					255	
10	Leu	Leu	Gln	Arg	Thr	Pro	Glu	Val	Ala	Arg	Ser	Arg	Ala	Thr	Pro	Leu
				260					265					270		
15	Leu	Asp	Leu	Ile	Lys	Thr	Ala	Leu	Thr	Pro	His	Pro	Pro	Gln	Lys	Gln
			275					280					285			
20	Ala	Tyr	Gly	Val	Thr	Leu	Pro	Thr	Ser	Val	Leu	Phe	Ile	Ala	Gly	His
		290					295					300				
25	Asp	Thr	Asn	Leu	Ala	Asn	Leu	Gly	Gly	Ala	Leu	Glu	Leu	Glu	Trp	Thr
	305					310					315					320
30	Leu	Pro	Gly	Gln	Pro	Asp	Asn	Thr	Pro	Pro	Gly	Gly	Glu	Leu	Val	Phe
				325						330					335	
35	Glu	Arg	Trp	Arg	Arg	Leu	Ser	Asp	Asn	Ser	Gln	Trp	Ile	Gln	Val	Ser
				340					345					350		
40	Leu	Val	Phe	Gln	Thr	Leu	Gln	Gln	Met	Arg	Asp	Lys	Thr	Pro	Leu	Ser
			355					360					365			
45	Leu	Asn	Thr	Pro	Pro	Gly	Glu	Val	Lys	Leu	Thr	Leu	Ala	Gly	Cys	Glu
	370						375					380				
50	Glu	Arg	Asn	Ala	Gln	Gly	Met	Cys	Ser	Leu	Ala	Gly	Phe	Thr	Gln	Ile
	385					390					395					400
55	Val	Asn	Glu	Ala	Arg	Ile	Pro	Ala	Cys	Ser	Leu					
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<210> 37
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EP 2 432 797 B1

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 5 tggccggtaa aactgggtga gctgacaccg cgcggtggtg agctaategc ctatctcgga 180
 cactactggc gtcagcgtct ggtagccgac ggattgctgc ctaaagtgtg ctgcccgcag 240
 10 tctggtcagg tcgcgattat tgctgatgtc gacgagcgtc cccgtaaac aggcgaagcc 300
 ttcgccgccg ggctggcacc tgactgtgca ataaccgtac ataccaggc agatacgtcc 360
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 15 gtgagagacg cgatcctcga gagggcagga gggtaattg ctgactttac cgggcattat 480
 caaacggcgt ttcgcgaact ggaacgggtg cttaattttc cgcaatcaaa cttgtgcctt 540
 20 aaacgtgaga aacaggacga aagctgttca ttaacgcagg cattaccatc ggaactcaag 600
 gtgagcgccg actgtgtctc attaaccggt gcgtaagcc tcgcatcaat gctgacggag 660
 atatttctcc tgcaacatgc acagggaaatg ccggagccgg ggtggggaag gatcaccgat 720
 25 tcacaccagt ggaacacctt gctaagtttg cataacgcgg tgtttgattt gctacaacgc 780
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45 <213> Artificial sequence

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50 <400> 38

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EP 2 432 797 B1

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 20 25 30
 10 Val Thr Pro Asp Ala Trp Pro Thr Trp Pro Val Lys Leu Gly Glu Leu
 35 40 45
 15 Thr Pro Arg Gly Gly Glu Leu Ile Ala Tyr Leu Gly His Tyr Trp Arg
 50 55 60
 20 Gln Arg Leu Val Ala Asp Gly Leu Leu Pro Lys Cys Gly Cys Pro Gln
 65 70 75 80
 25 Ser Gly Gln Val Ala Ile Ile Ala Asp Val Asp Glu Arg Thr Arg Lys
 30
 35
 40
 45
 50
 55

EP 2 432 797 B1

Leu Val Phe Gln Thr Leu Gln Gln Met Arg Asp Lys Thr Pro Leu Ser
355 360 365

5 Leu Asn Thr Pro Pro Gly Glu Val Lys Leu Thr Leu Ala Gly Cys Glu
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<213> Artificial sequence

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EP 2 432 797 B1

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 20 gtgagcgccg acgatgtctc attaaccggt gcgtaagcc tcgcatcaat gctgacggag 660
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<210> 40

<211> 411

<212> PRT

45 <213> Artificial sequence

<220>

<223> Synthetically generated

50 <400> 40

55

EP 2 432 797 B1

Met Gln Ser Glu Pro Glu Leu Lys Leu Glu Ser Val Val Ile Val Ser
 1 5 10 15
 5 Arg His Gly Val Arg Ala Pro Thr Lys Ala Met Gln Leu Met Gln Asp
 20 25 30
 10 Val Thr Pro Asp Ala Trp Pro Thr Trp Pro Val Lys Leu Gly Glu Leu
 35 40 45
 15 Thr Pro Arg Gly Gly Glu Leu Ile Ala Tyr Leu Gly His Tyr Trp Arg
 50 55 60
 20 Gln Arg Leu Val Ala Asp Gly Leu Leu Pro Lys Cys Gly Cys Pro Gln
 65 70 75 80
 25 Ser Gly Gln Val Ala Ile Ile Ala Asp Val Asp Glu Arg Thr Arg Lys
 85 90 95
 30 Thr Gly Glu Ala Phe Ala Ala Gly Leu Ala Pro Asp Cys Ala Ile Thr
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 35 Val His Thr Gln Ala Asp Thr Ser Ser Pro Asp Pro Leu Phe Asn Pro
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 40 Leu Lys Thr Gly Val Cys Gln Leu Asp Val Ala Asn Val Arg Arg Ala
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 45 Ile Leu Glu Arg Ala Gly Gly Ser Ile Ala Asp Phe Thr Arg His Tyr
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 50 Gln Thr Ala Phe Arg Glu Leu Glu Arg Val Leu Asn Phe Pro Gln Ser
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 55 Asn Leu Cys Leu Lys Arg Glu Lys Gln Asp Glu Ser Cys Ser Leu Thr
 180 185 190
 Gln Ala Leu Pro Ser Glu Leu Lys Val Ser Ala Asp Asp Val Ser Leu
 195 200 205

EP 2 432 797 B1

Thr Gly Ala Val Ser Leu Ala Ser Met Leu Thr Glu Ile Phe Leu Leu
 210 215 220
 5 Trp His Ala Gln Gly Met Pro Glu Pro Gly Trp Gly Arg Ile Thr Asp
 225 230 235 240
 10 Ser His Gln Trp Asn Thr Leu Leu Ser Leu His Asn Ala Val Phe Asp
 245 250 255
 15 Leu Leu Gln Arg Thr Pro Glu Val Ala Arg Ser Arg Ala Thr Pro Leu
 260 265 270
 20 Leu Asp Leu Ile Lys Thr Ala Leu Thr Pro His Pro Pro Gln Lys Gln
 275 280 285
 25 Ala Tyr Gly Val Thr Leu Pro Thr Ser Val Leu Phe Ile Ala Gly His
 290 295 300
 30 Asp Thr Asn Leu Ala Asn Leu Gly Gly Ala Leu Glu Leu Glu Trp Thr
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 35 Leu Pro Gly Gln Pro Asp Asn Thr Pro Pro Gly Gly Glu Leu Val Phe
 325 330 335
 40 Glu Arg Trp Arg Arg Leu Ser Asp Asn Ser Gln Trp Ile Gln Val Ser
 340 345 350
 45 Leu Val Phe Gln Thr Leu Gln Gln Met Arg Asp Lys Thr Pro Leu Ser
 355 360 365
 50 Leu Asn Thr Pro Pro Gly Glu Val Lys Leu Thr Leu Ala Gly Cys Glu
 370 375 380
 55 Glu Arg Asn Ala Gln Gly Met Cys Ser Leu Ala Gly Phe Thr Gln Ile
 385 390 395 400
 60 Val Asn Glu Ala Arg Ile Pro Ala Cys Ser Leu
 405 410

50 **Claims**

1. An isolated, synthetic, or recombinant nucleic acid comprising:

- 55 (i) a nucleic acid sequence encoding a polypeptide having a phytase activity and having at least 95%, 96% 97%, 98% or 99% or more sequence identity to SEQ ID NO:1, wherein the polypeptide comprises the mutation Q247H; or
- (ii) a polynucleotide encoding a polypeptide having a phytase activity and having at least 95%, 96% 97%, 98% or 99% or more sequence identity to SEQ ID NO:2, wherein the polypeptide comprises the mutation Q247H;

EP 2 432 797 B1

wherein said polypeptide of (i) or (ii) has a thermotolerance equal to or greater than the unmutated parental sequence, as well as increased gastric lability over the parental sequence.

- 5 2. The isolated, synthetic, or recombinant nucleic acid according to claim 1, wherein the polypeptide comprises the mutation Q247H and at least one pair of additional mutations, wherein the additional mutation pair is selected from:

N161K and N339E; N161K and T341D; T163R and N339E; and T163R and T341D.

- 10 3. The isolated, synthetic, or recombinant nucleic acid according to claim 1, wherein the polypeptide comprises the mutation Q247H and at least one additional mutation, wherein the at least one additional mutation is selected from:
A109V, A232P, A236H, A236T, A248L, A248T, A274F, A274I, A274L, A274T, A274V, A429P, C155Y, D139Y, E113P, F147Y, F194L, G171M, G171S, G257A, G257R, G353C, G395E, G395I, G395L, G395Q, G395T, G67A, H263P, H272W, I107H, I107P, I108A, I108Q, I108R, I108S, I108Y, I174F, I174P, I427G, I427S, I427T, K151H, K151P, L126R, L146R, L146T, L150T, L150Y, L157C, L157P, L167S, L192F, L216T, L235I, L244S, L269I, L269T, L296T, L379S, L379V, L50W, M51A, M51G, M51L, N148K, N148M, N148R, N161K, N266P, N339E, N348K, N348W, P100A, P145L, P149L, P149N, P217D, P217G, P217L, P217S, P254S, P269L, P343E, P343I, P343L, P343N, P343R, P343V, Q137F, Q137L, Q137V, Q137Y, Q246W, Q275H, Q309P, Q377R, Q381S, Q86H, S102A, S102Y, S173G, S173H, S173V, S197G, S208P, S211H, S218I, S218Y, S389H, S389V, T163P, T282H, T291V, T291W, T341D, T48F, T48H, T48I, T48K, T48L, T48M, T48V, T48W, T48Y, V162L, V162T, V191A, V422M, W265L, Y79H, Y79N, Y79S, or Y79W; and any combination thereof.

- 15 4. The nucleic acid of claim 3, wherein the polypeptide further comprises at least one further mutation, wherein the further mutation is selected from: C226D, D164R, G179R, N159V, Q275V, T163R, and T349Y.

- 20 5. An expression cassette, a vector, a cloning vehicle, an expression vector, or a cloning vector comprising the nucleic acid of any of claims 1 - 4.

- 25 6. A transformed cell or an isolated host cell comprising the nucleic acid of any of claims 1 - 4.

- 30 7. An isolated, synthetic or recombinant phytase polypeptide comprising

- (i) an amino acid sequence encoded by the nucleic acid of any of claim 1 or 2; or
(ii) an amino acid sequence having at least 95%, 96% 97%, 98% or 99% sequence identity to SEQ ID NO:2, wherein the polypeptide comprises the mutation Q247H,

35 wherein said polypeptide of (i) or (ii) has a thermotolerance equal to or greater than the unmutated parental sequence, as well as increased gastric lability over the parental sequence.

- 40 8. The isolated, synthetic or recombinant phytase polypeptide of claim 7, wherein the polypeptide further comprises at least one additional mutation, wherein the additional mutation is:

(a) selected from N161K and N339E; N161K and T341D; T163R and N339E; and T163R and T341D;

(b) selected from the mutations: A109V, A232P, A236H, A236T, A248L, A248T, A274F, A274I, A274L, A274T, A274V, A429P, C155Y, D139Y, E113P, F147Y, F194L, G171M, G171S, G257A, G257R, G353C, G395E, G395I, G395L, G395Q, G395T, G67A, H263P, H272W, I107H, I107P, I108A, I108Q, I108R, I108S, I108Y, I174F, I174P, I427G, I427S, I427T, K151H, K151P, L126R, L146R, L146T, L150T, L150Y, L157C, L157P, L167S, L192F, L216T, L235I, L244S, L269I, L269T, L296T, L379S, L379V, L50W, M51A, M51G, M51L, N148K, N148M, N148R, N161K, N266P, N339E, N348K, N348W, P100A, P145L, P149L, P149N, P217D, P217G, P217L, P217S, P254S, P269L, P343E, P343I, P343L, P343N, P343R, P343V, Q137F, Q137L, Q137V, Q137Y, Q246W, Q275H, Q309P, Q377R, Q381S, Q86H, S102A, S102Y, S173G, S173H, S173V, S197G, S208P, S211H, S218I, S218Y, S389H, S389V, T163P, T282H, T291V, T291W, T341D, T48F, T48H, T48I, T48K, T48L, T48M, T48V, T48W, T48Y, V162L, V162T, V191A, V422M, W265L, Y79H, Y79N, Y79S, or Y79W and any combination thereof; or

(c) the polypeptide of (b), wherein the polypeptide further comprises at least one further mutation selected from: C226D, D164R, G179R, N159V, Q275V, T163R, and T349Y.

- 55 9. A protein preparation comprising the polypeptide of claim 7 or 8, wherein the protein preparation comprises a liquid, a slurry, a powder, a spray, a suspension, a lyophilized composition/ formulation, a solid, gellab, pill, implant, a gel;

or a pharmaceutical formulation, a food or a feed or a supplement thereof.

5 10. A heterodimer: (i) comprising the polypeptide of claim 7 or 8 and a second domain; or (ii) the heterodimer of (i), wherein the second domain is a polypeptide and the heterodimer is a fusion protein, and/or the second domain is an epitope or a tag.

10 11. The polypeptide of claim 7 or 8, wherein the polypeptide is immobilized on or inside a cell, a vesicle, a liposome, a film, a membrane, a metal, a resin, a polymer, a ceramic, a glass, a microelectrode, a graphitic particle, a bead, a gel, a plate, an array, a capillary tube, a crystal, a tablet, a pill, a capsule, a powder, an agglomerate, a surface, or a porous structure.

12. A method for hydrolyzing an inositol-hexaphosphate to inositol and inorganic phosphate comprising:

15 (a) providing the polypeptide of claim 7 or 8; (b) providing a composition comprising an inositol-hexaphosphate; and (c) contacting the polypeptide of (a) with the composition of (b) under conditions wherein the polypeptide hydrolyzes the inositol-hexaphosphate to produce to inositol and inorganic phosphate.

20 13. A method for oil degumming comprising: (a) providing the polypeptide of claim 7 or 8; (b) providing a composition comprising an oil; and (c) contacting the polypeptide of (a) and the oil of (b) under conditions wherein the polypeptide can cleave an inositol-inorganic phosphate linkage, thereby degumming the oil.

14. A method for producing an animal feed or a food, or a feed or food supplement, comprising:

25 (i) (a) transforming a plant, a plant part or a plant cell with the nucleic acid of any of claims 1 - 4; (b) culturing the plant, the plant part or the plant cell under conditions in which the phytase enzyme is expressed; and, (c) converting the plant, the plant parts or the plant cell into a composition suitable for feed for an animal or a food, or a feed or food supplement, or adding the cultured plant, plant part or plant cell to an animal feed, or a food, or a feed or food supplement, thereby producing an animal feed, or a food, or a feed or food supplement;

30 (ii) the method of (i), wherein the polynucleotide is contained in an expression vector, and optionally the vector comprises an expression control sequence capable of expressing the nucleic acid in a plant cell;

(iii) the method of (ii), wherein the animal is a monogastric animal, and optionally the animal is a ruminant;

(iv) the method of any of (i) to (iii), wherein the animal feed or food, or feed or food supplement, is in the form of a delivery matrix, a pellet, a tablet, a gel, a liquids, a spray, ground grain or a powder;

35 (v) the method of any of (i) to (iv), wherein the phytase enzyme is glycosylated, or the phytase enzyme is glycosylated to provide thermotolerance or thermostability at pelletizing conditions; or

40 (vi) the method of (iv) or (v), wherein the delivery matrix is formed by pelletizing a mixture comprising a grain germ and the phytase enzyme to yield a particle, and optionally the pellets are made under conditions comprising application of steam, optionally the pellets are made under conditions comprising application of a temperature in excess of 80°C for about 5 minutes, and optionally the pellet comprises a phytase enzyme that comprises a specific activity of at least 350 to about 900 units per milligram of enzyme.

15. A non-therapeutic method for delivering a phytase enzyme supplement to an animal or a human, said method comprising:

45 (i) (a) preparing an edible delivery matrix comprising an edible carrier and the polypeptide of claim 7 or 8, wherein the matrix readily disperses and releases the phytase enzyme when placed into aqueous media, and, (b) administering the edible enzyme delivery matrix to the animal or human;

(ii) the method of (i), wherein the edible delivery matrix comprises a granulate edible carrier;

50 (iii) the method of (i) or (ii), wherein the edible delivery matrix is in the form of pellets, tablets, gels, liquids, slurry, suspension, sprays or powders, or as an implant;

(iv) the method of (i), (ii) or (iii), wherein the edible carrier comprises a carrier selected from the group consisting of grain germ, hay, alfalfa, timothy, soy hull, sunflower seed meal, corn meal, soy meal and wheat meal; or

(v) the method of any or (i) to (iv), wherein the edible carrier comprises grain germ that is spent of oil.

55 16. A food, feed, food supplement or feed supplement, for an animal or a human: (i) comprising the polypeptide of claim 7 or 8; (ii) the food, feed, food supplement, or feed supplement of (i), wherein the polypeptide is glycosylated, or the phytase activity is thermotolerant or thermostable; or, (iii) the food, feed, food supplement, or feed supplement of (i) or (ii) manufactured in pellet, pill, tablet, capsule, geltab, spray, powder, slurry, suspension or liquid form, or

produced using polymer-coated additives, or manufactured in granulate form, or produced by spray drying.

17. An edible or absorbable enzyme delivery matrix: (i) comprising the polypeptide of claim 7 or 8; (ii) the edible or absorbable enzyme delivery matrix of (i), wherein the polypeptide is glycosylated, and optionally the phytase activity is thermotolerant or thermostable; or, (iii) the edible or absorbable enzyme delivery matrix of (i) or (ii) comprising, or manufactured in the form of, a pellet, or the edible or absorbable enzyme delivery matrix is manufactured in pellet, pill, tablet, capsule, gellab, spray, powder or liquid form, or produced using polymer-coated additives, or manufactured in granulate form, or produced by spray drying.

18. An edible or absorbable pellet: (i) comprising a granulate edible or absorbable carrier and the polypeptide of claim 7 or 8; (ii) the edible or absorbable pellet of (i), wherein the polypeptide is glycosylated, and/or the polypeptide has a phytase activity that is thermotolerant or thermostable; or, (iii) the edible or absorbable pellet of (i) or (ii), wherein the pellet is manufactured in pellet, pill, tablet, capsule, gellab, spray, powder or liquid, slurry or suspension form, or produced using polymer-coated additives, or manufactured in granulate form, or produced by spray drying.

19. A soybean meal: (i) comprising the polypeptide of claim 7 or 8, or, (ii) the soybean meal of (i) manufactured in pellet, pill, tablet, capsule, gel, gellab, spray, powder, slurry, suspension or liquid form.

Patentansprüche

1. Isolierte, synthetische oder rekombinante Nukleinsäure, die Folgendes umfasst:

(i) eine Nukleinsäuresequenz, die ein Polypeptid mit einer Phytaseaktivität und mit wenigstens 95 %, 96 %, 97 %, 98 % oder 99 % oder mehr Sequenzidentität mit SEQ ID Nr. 1 hat, wobei das Polypeptid die Mutation Q247H umfasst; oder

(ii) ein Polynukleotid, das ein Polypeptid mit einer Phytaseaktivität kodiert und mit wenigstens 95 %, 96 %, 97 %, 98 % oder 99 % oder mehr Sequenzidentität mit SEQ ID Nr. 2 hat, wobei das Polypeptid die Mutation Q247H umfasst;

wobei das genannte Polypeptid von (i) oder (ii) eine Thermotoleranz gleich oder größer als die unmutierte Elternsequenz sowie eine erhöhte gastrische Labilität gegenüber der Elternsequenz hat.

2. Isolierte, synthetische oder rekombinante Nukleinsäure nach Anspruch 1, wobei das Polypeptid die Mutation Q247H und wenigstens ein Paar zusätzlicher Mutationen umfasst, wobei das zusätzliche Mutationspaar ausgewählt ist aus: N161K und N339E; N161K und T341D; T163R und N339E; und T163R und T341D.

3. Isolierte, synthetische oder rekombinante Nukleinsäure nach Anspruch 1, wobei das Polypeptid die Mutation Q247H und wenigstens eine zusätzliche Mutation umfasst, wobei die wenigstens eine zusätzliche Mutation ausgewählt ist aus: A109V, A232P, A236H, A236T, A248L, A248T, A274F, A274I, A274L, A274T, A274V, A429P, C155Y, D139Y, E113P, F147Y, F194L, G171M, G171S, G257A, G257R, G353C, G395E, G395I, G395L, G395Q, G395T, G67A, H263P, H272W, I107H, I107P, I108A, I108Q, I108R, I108S, I108Y, I174F, I174P, I427G, I427S, I427T, K151H, K151P, L126R, L146R, L146T, L150T, L150Y, L157C, L157P, L167S, L192F, L216T, L235I, L244S, L269I, L269T, L296T, L379S, L379V, L50W, M51A, M51G, M51L, N148K, N148M, N148R, N161K, N266P, N339E, N348K, N348W, P100A, P145L, P149L, P149N, P217D, P217G, P217L, P217S, P254S, P269L, P343E, P343I, P343L, P343N, P343R, P343V, Q137F, Q137L, Q137V, Q137Y, Q246W, Q275H, Q309P, Q377R, Q381S, Q86H, S102A, S102Y, S173G, S173H, S173V, S197G, S208P, S211H, S218I, S218Y, S389H, S389V, T163P, T282H, T291V, T291W, T341D, T48F, T48H, T48I, T48K, T48L, T48M, T48V, T48W, T48Y, V162L, V162T, V191A, V422M, W265L, Y79H, Y79N, Y79S oder Y79W; und einer beliebigen Kombination davon.

4. Nukleinsäure nach Anspruch 3, wobei das Polypeptid ferner wenigstens eine weitere Mutation umfasst, wobei die weitere Mutation aus C226D, D164R, G179R, N159V, Q275V, T163R und T349Y ausgewählt ist.

5. Expressionskassette, Vektor, Klonierungsvehikel, Expressionsvektor oder Klonierungsvektor, die/der/das die Nukleinsäure nach einem der Ansprüche 1 - 4 umfasst.

6. Transformierte Zelle oder isolierte Wirtszelle, die die Nukleinsäure nach einem der Ansprüche 1 - 4 umfasst.

EP 2 432 797 B1

7. Isoliertes, synthetisches oder rekombinantes Phytasepolypeptid, das Folgendes umfasst:

- (i) eine Aminosäuresequenz, die durch die Nukleinsäure nach Anspruch 1 oder 2 codiert ist; oder
(ii) eine Aminosäuresequenz mit wenigstens 95 %, 96 %, 97 %, 98 % oder 99 % Sequenzidentität mit SEQ ID Nr. 2, wobei das Polypeptid die Mutation Q247H umfasst,

wobei das genannte Polypeptid von (i) oder (ii) eine Thermotoleranz gleich oder größer als die unmutierte Elternsequenz sowie erhöhte gastrische Labilität gegenüber der Elternsequenz hat.

8. Isoliertes, synthetisches oder rekombinantes Phytasepolypeptid nach Anspruch 7, wobei das Polypeptid ferner wenigstens eine zusätzliche Mutation umfasst, wobei die zusätzliche Mutation wie folgt ist:

- (a) ausgewählt aus N161K und N339E; N161K und T341D; T163R und N339E; und T163R und T341D;
(b) ausgewählt aus den Mutationen: A109V, A232P, A236H, A236T, A248L, A248T, A274F, A274I, A274L, A274T, A274V, A429P, C155Y, D139Y, E113P, F147Y, F194L, G171M, G171S, G257A, G257R, G353C, G395E, G395I, G395L, G395Q, G395T, G67A, H263P, H272W, I107H, I107P, I108A, I108Q, I108R, I108S, I108Y, I174F, I174P, I427G, I427S, I427T, K151H, K151P, L126R, L146R, L146T, L150T, L150Y, L157C, L157P, L167S, L192F, L216T, L235I, L244S, L269I, L269T, L296T, L379S, L379V, L50W, M51A, M51G, M51L, N148K, N148M, N148R, N161K, N266P, N339E, N348K, N348W, P100A, P145L, P149L, P149N, P217D, P217G, P217L, P217S, P254S, P269L, P343E, P343I, P343L, P343N, P343R, P343V, Q137F, Q137L, Q137V, Q137Y, Q246W, Q275H, Q309P, Q377R, Q381S, Q86H, S102A, S102Y, S173G, S173H, S173V, S197G, S208P, S211H, S218I, S218Y, S389H, S389V, T163P, T282H, T291V, T291W, T341D, T48F, T48H, T48I, T48K, T48L, T48M, T48V, T48W, T48Y, V162L, V162T, V191A, V422M, W265L, Y79H, Y79N, Y79S oder Y79W und einer beliebigen Kombination davon; oder
(c) das Polypeptid von (b), wobei das Polypeptid ferner wenigstens eine weitere Mutation umfasst, ausgewählt aus: C226D, D164R, G179R, N159V, Q275V, T163R und T349Y.

9. Proteinpräparat, das das Polypeptid nach Anspruch 7 oder 8 umfasst, wobei das Proteinpräparat eine Flüssigkeit, ein Slurry, ein Pulver, ein Spray, eine Suspension, eine lyophilisierte Zusammensetzung/Formulierung, einen Feststoff, Gellat, Pille, Implantat, ein Gel; oder eine pharmazeutische Formulierung, ein Nahrungsmittel oder ein Futtermittel oder ein Ergänzungsmittel davon umfasst.

10. Heterodimer, das Folgendes umfasst: (i) das Polypeptid nach Anspruch 7 oder 8 und eine zweite Domäne; oder (ii) das Heterodimer von (i), wobei die zweite Domäne ein Polypeptid ist und das Heterodimer ein Fusionsprotein ist, und/oder die zweite Domäne ein Epitop oder ein Tag ist.

11. Polypeptid nach Anspruch 7 oder 8, wobei das Polypeptid auf oder in einer Zelle, einem Vesikel, einem Liposom, einem Film, einer Membran, einem Metall, einem Harz, einem Polymer, einer Keramik, einem Glas, einer Mikroelektrode, einem grafitischen Partikel, einer Perle, einem Gel, einer Platte, einem Array, einer Kapillarröhre, einem Kristall, einer Tablette, einer Pille, einer Kapsel, einem Pulver, einem Agglomerat, einer Oberfläche oder einer porösen Struktur immobilisiert ist.

12. Verfahren zum Hydrolysieren eines Inositol-Hexaphosphats zu Inositol und anorganischem Phosphat, das Folgendes beinhaltet:

- (a) Bereitstellen des Polypeptids nach Anspruch 7 oder 8; (b) Bereitstellen einer Zusammensetzung, die ein Inositol-Hexaphosphat umfasst; und (c) Inkontaktbringen des Polypeptids von (a) mit der Zusammensetzung von (b) unter Bedingungen, bei denen das Polypeptid das Inositol-Hexaphosphat hydrolysiert, um Inositol und anorganisches Phosphat zu erzeugen.

13. Verfahren zur Ölentschleimung, das Folgendes beinhaltet:

- (a) Bereitstellen des Polypeptids nach Anspruch 7 oder 8; (b) Bereitstellen einer Zusammensetzung, die ein Öl umfasst; und (c) Inkontaktbringen des Polypeptids von (a) und des Öls von (b) unter Bedingungen, bei denen das Polypeptid eine Verknüpfung von Inositol und anorganischem Phosphat spalten kann, um dadurch das Öl zu entschleimen.

14. Verfahren zum Erzeugen eines Tierfuttermittels oder eines Nahrungsmittels oder einer Futtermittel- oder Nahrungs-

mittelergänzung, das Folgendes beinhaltet:

- (i) (a) Transformieren einer Pflanze, eines Pflanzenteils oder einer Pflanzenzelle mit der Nukleinsäure nach einem der Ansprüche 1 - 4; (b) Kultivieren der Pflanze, des Pflanzenteils oder der Pflanzenzelle unter Bedingungen, bei denen das Phytaseenzym exprimiert wird; und (c) Konvertieren der Pflanze, der Pflanzenteile oder der Pflanzenzelle zu einer Zusammensetzung, die als Futtermittel für ein Tier oder ein Nahrungsmittel oder für eine Futtermittel- oder Nahrungsmittelergänzung geeignet ist, oder Hinzufügen der/des kultivierten Pflanze, Pflanzenteils oder Pflanzenzelle zu einem Tierfuttermittel oder einem Nahrungsmittel oder zu einer Futtermittel- oder Nahrungsmittelergänzung, um dadurch ein Tierfuttermittel oder ein Nahrungsmittel oder eine Futtermittel- oder Nahrungsmittelergänzung zu erzeugen;
- (ii) Verfahren nach (i), wobei das Polynukleotid in einem Expressionsvektor enthalten ist und der Vektor optional eine Expressionskontrollsequenz umfasst, die die Nukleinsäure in einer Pflanzenzelle exprimieren kann;
- (iii) Verfahren nach Anspruch (ii), wobei das Tier ein monogastrisches Tier ist und wobei das Tier optional ein Wiederkäuer ist;
- (iv) Verfahren nach einem von (i) bis (iii), wobei das Tierfuttermittel oder Nahrungsmittel oder die Futtermittel- oder Nahrungsmittelergänzung in Form einer Zuführungsmatrix, eines Pellets, einer Tablette, eines Gels, von Flüssigkeiten, eines Sprays, von gemahlenem Korn oder eines Pulvers vorliegt;
- (v) Verfahren nach einem von (i) bis (iv), wobei das Phytaseenzym glykosyliert ist oder das Phytaseenzym glykosyliert ist, um Thermotoleranz oder Thermostabilität unter Pelletisierungsbedingungen bereitzustellen; oder
- (vi) Verfahren nach (iv) oder (v), wobei die Zuführungsmatrix durch Pelletisieren eines Gemischs gebildet wird, umfassend einen Kornkeim und das Phytaseenzym, um einen Partikel zu erhalten, und die Pellets optional unter Bedingungen hergestellt werden, die das Anwenden von Dampf umfassen, wobei die Pellets optional unter Bedingungen hergestellt werden, die das Anwenden einer Temperatur von über 80°C für etwa 5 Minuten beinhalten, und das Pellet optional ein Phytaseenzym mit einer spezifischen Aktivität von wenigstens 350 bis etwa 900 Einheiten pro Milligramm Enzym umfasst.

15. Nichttherapeutisches Verfahren zum Zuführen einer Phytaseenzymergänzung zu einem Tier oder einem Menschen, wobei das genannte Verfahren Folgendes beinhaltet:

- (i) (a) Herstellen einer essbaren Zuführungsmatrix, die einen essbaren Träger und das Polypeptid von Anspruch 7 oder 8 umfasst, wobei die Matrix leicht dispergiert und das Phytaseenzym freisetzt, wenn sie in ein wässriges Medium gegeben wird, und (b) Verabreichen der essbaren Enzymzuführungsmatrix dem Tier oder dem Menschen;
- (ii) Verfahren nach (i), wobei die essbare Zuführungsmatrix einen granulierbaren essbaren Träger umfasst;
- (iii) Verfahren nach (i) oder (ii), wobei die essbare Zuführungsmatrix in Form von Pellets, Tabletten, Gels, Flüssigkeiten, Schlamm, Suspension, Sprays oder Pulvern oder als Implantat vorliegt;
- (iv) Verfahren nach (i), (ii) oder (iii), wobei der essbare Träger einen Träger umfasst, der aus der Gruppe bestehend aus Kornkeim, Heu, Alfalfa, Wiesenlieschgras, Sojaschalen, Sonnenblumensamenmehl, Maismehl, Sojamehl und Weizenmehl ausgewählt ist; oder
- (v) Verfahren nach einem von (i) bis (iv), wobei der essbare Träger Kornkeim umfasst, der von Öl befreit wurde.

16. Nahrungsmittel, Futtermittel, Nahrungsmittelergänzung oder Futtermittelergänzung, für ein Tier oder einen Menschen: (i) umfassend das Polypeptid nach Anspruch 7 oder 8; (ii) das Nahrungsmittel, Futtermittel, die Nahrungsmittelergänzung oder Futtermittelergänzung von (i), wobei das Polypeptid glykosyliert ist oder die Phytaseaktivität thermotolerant oder thermostabil ist; oder (iii) das Nahrungsmittel, Futtermittel, die Nahrungsmittelergänzung oder Futtermittelergänzung von (i) oder (ii), hergestellt in Form eines/r Pellets, Pille, Tablette, Kapsel, Geltaf, Spray, Pulvers, Slurry, Suspension oder Flüssigkeit, oder produziert mit Polymer-beschichteten Additiven, oder hergestellt in Granulatform oder erzeugt durch Sprühtrocknen.

17. Essbare oder absorbierbare Enzymzuführungsmatrix: (i) umfassend das Polypeptid nach Anspruch 7 oder 8; (ii) die essbare oder absorbierbare Enzymzuführungsmatrix von (i), wobei das Polypeptid glykosyliert ist, und optional die Phytaseaktivität thermotolerant oder thermostabil ist; oder (iii) die essbare oder absorbierbare Enzymzuführungsmatrix von (i) oder (ii), umfassend oder hergestellt in Form eines Pellets, oder die essbare oder absorbierbare Enzymzuführungsmatrix ist hergestellt in Form eines/r Pellet, Pille, Tablette, Kapsel, Geltaf, Sprays, Pulvers oder Flüssigkeit, oder produziert mit Polymer-beschichteten Additiven, oder hergestellt in Granulatform oder produziert durch Sprühtrocknen.

18. Essbares oder absorbierbares Pellet, das Folgendes umfasst: (i) einen granulierten essbaren oder absorbierbaren Träger und das Polypeptid nach Anspruch 7 oder 8; (ii) das essbare oder absorbierbare Pellet von (i), wobei das Polypeptid glykosyliert ist, und/oder das Polypeptid eine Phytaseaktivität hat, die thermotolerant oder thermostabil ist; oder (iii) das essbare oder absorbierbare Pellet von (i) oder (ii), wobei das Pellet hergestellt ist in Form eines/r Pellet, Pille, Tablette, Kapsel, Geltaf, Sprays, Pulvers oder Flüssigkeit, Slurry oder Suspension, oder produziert mit Polymer-beschichteten Additiven, oder hergestellt in Granulatform oder produziert durch Sprühtrocknen.
19. Sojabohnenmehl: (i) umfassend das Polypeptid von Anspruch 7 oder 8, oder (ii) das Sojabohnenmehl von (i), hergestellt in Form eines/r Pellet, Pille, Tablette, Kapsel, Gels, Geltaf, Sprays, Pulvers, Schlamms, Suspension oder Flüssigkeit.

Revendications

1. Acide nucléique isolé, synthétique ou recombinant, comprenant :

(i) une séquence d'acide nucléique codant un polypeptide ayant une activité de phytase et ayant au moins 95 %, 96 %, 97 %, 98 % ou 99 % ou plus d'identité de séquence à la SEQ ID NO: 1, où le polypeptide comprend la mutation Q247H ; ou

(ii) un polynucléotide codant un polypeptide ayant une activité de phytase et ayant au moins 95 %, 96 %, 97 %, 98 % ou 99 % ou plus d'identité de séquence à la SEQ ID NO: 2, où le polypeptide comprend la mutation Q247H ;

où ledit polypeptide selon (i) ou (ii) a une thermo-tolérance égale ou supérieure à celle de la séquence parente non mutée, ainsi qu'une labilité gastrique augmentée par rapport à la séquence parente.

2. Acide nucléique isolé, synthétique ou recombinant selon la revendication 1, où le polypeptide comprend la mutation Q247H et au moins une paire de mutations supplémentaires, où la paire de mutations supplémentaires est sélectionnée parmi : N161K et N339E ; N161K et T341D ; T163R et N339E ; et T163R et T341D.

3. Acide nucléique isolé, synthétique ou recombinant selon la revendication 1, où le polypeptide comprend la mutation Q247H et au moins une mutation supplémentaire, où la au moins une mutation supplémentaire est sélectionnée parmi : A109V, A232P, A236H, A236T, A248L, A248T, A274F, A274I, A274L, A274T, A274V, A2429P, C155Y, D139Y, E113P, F147Y, F194L, G171M, G171S, G257A, G257R, G353C, G395E, G395I, G395L, G395Q, G395T, G67A, H263P, H272W, I107H, I107P, I108A, I108Q, I108R, I108S, I108Y, I174F, I174P, I427G, I427S, I427T, K151H, K151P, L126R, L146R, L146T, L150T, L150Y, L157C, L157P, L167S, L192F, L216T, L235I, L244S, L269I, L269T, L296T, L379S, L379V, L50W, M51A, M51G, M51L, N148K, N148M, N148R, N161K, N266P, N339E, N348K, N348W, P100A, P145L, P149L, P149N, P217D, P217G, P217L, P217S, P254S, P269L, P343E, P343I, P343L, P343N, P343R, P343V, Q137F, Q137L, Q137V, Q137Y, Q246W, Q275H, Q309P, Q377R, Q381S, Q86H, S102A, S102Y, S173G, S173H, S173V, S197G, S208P, S211H, S218I, S218Y, S389H, S389V, T163P, T282H, T291V, T291W, T341D, T48F, T48H, T48I, T48K, T48L, T48M, T48V, T48W, T48Y, V162L, V162T, V191A, V422M, W265L, Y79H, Y79N, Y79S ou Y79W; et une combinaison quelconque de celles-ci.

4. Acide nucléique selon la revendication 3, où le polypeptide comprend en outre au moins une mutation supplémentaire, où la mutation supplémentaire est sélectionnée parmi: C226D, D164R, G179R, N159V, Q275V, T163R et T349Y.

5. Cassette d'expression, vecteur, véhicule de clonage, vecteur d'expression ou vecteur de clonage comprenant l'acide nucléique selon l'une quelconque des revendications 1-4.

6. Cellule transformée ou cellule hôte isolée comprenant l'acide nucléique selon l'une quelconque des revendications 1-4.

7. Polypeptide phytase isolé, synthétique ou recombinant comprenant :

(i) une séquence d'acides aminés codée par l'acide nucléique selon l'une quelconque des revendications 1 ou 2 ; ou bien

(ii) une séquence d'acides aminés ayant au moins 95 %, 96 %, 97 %, 98 % ou 99 % d'identité à la SEQ ID NO:

EP 2 432 797 B1

2, où le polypeptide comprend la mutation Q247H,

où ledit polypeptide selon (i) ou (ii) a une thermo-tolérance égale ou supérieure à celle de la séquence parente non mutée, ainsi qu'une labilité gastrique augmentée par rapport à la séquence parente.

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8. Polypeptide phytase isolé, synthétique ou recombinant selon la revendication 7, où le polypeptide comprend en outre au moins une mutation supplémentaire où la mutation supplémentaire est :

(a) sélectionnée parmi N161K et N339E ; N161K et T341D ; T163R et N339E ; et T163R et T341D.

10 (b) sélectionnée parmi les mutations : A109V, A232P, A236H, A236T, A248L, A248T, A274F, A274I, A274L, A274T, A274V, A2429P, C155Y, D139Y, E113P, F147Y, F194L, G171M, G171S, G257A, G257R, G353C, G395E, G395I, G395L, G395Q, G395T, G67A, H263P, H272W, I107H, I107P, I108A, I108Q, I108R, I108S, I108Y, I174F, I174P, I427G, I427S, I427T, K151H, K151P, L126R, L146R, L146T, L150T, L150Y, L157C, L157P, L167S, L192F, L216T, L235I, L244S, L269I, L269T, L296T, L379S, L379V, L50W, M51A, M51G, M51L, 15 N148K, N148M, N148R, N161K, N266P, N339E, N348K, N348W, P100A, P145L, P149L, P149N, P217D, P217G, P217L, P217S, P254S, P269L, P343E, P343I, P343L, P343N, P343R, P343V, Q137F, Q137L, Q137V, Q137Y, Q246W, Q275H, Q309P, Q377R, Q381S, Q86H, S102A, S102Y, S173G, S173H, S173V, S197G, S208P, S211H, S218I, S218Y, S389H, S389V, T163P, T282H, T291V, T291W, T341D, T48F, T48H, T48I, T48K, T48L, T48M, T48V, T48W, T48Y, V162L, V162T, V191A, V422M, W265L, Y79II, Y79N, Y79S ou Y79W; 20 et une combinaison quelconque de celles-ci ; ou bien

(c) le polypeptide selon (b), où le polypeptide comprend en outre au moins une mutation supplémentaire sélectionnée parmi : C226D, D164R, G179R, N159V, Q275V, T163R et T349Y.

- 25 9. Préparation protéique comprenant le polypeptide selon la revendication 7 ou 8, où la préparation protéique comprend un liquide, une pâte, une poudre, une pulvérisation, une suspension, une composition/formulation lyophilisée, un solide, un comprimé enrobé de gélatine, une pilule, un implant, un gel ; ou une formulation pharmaceutique, un aliment ou un aliment pour animaux ou un supplément de ceux-ci.

- 30 10. Hétérodimère : (i) comprenant le polypeptide selon la revendication 7 ou 8 et un deuxième domaine : ou bien (ii) l'hétérodimère selon (i), dans lequel le deuxième domaine est un polypeptide et l'hétérodimère est une protéine de fusion, et/ou le deuxième domaine est un épitope ou un marqueur.

- 35 11. Polypeptide selon la revendication 7 ou 8, où le polypeptide est immobilisé sur ou à l'intérieur d'une cellule, d'une vésicule, d'un liposome, d'un film, d'une membrane, d'un métal, d'une résine, d'un polymère, d'une céramique, d'un verre, d'une micro-électrode, d'une particule de graphite, d'une bille, d'un gel, d'une plaque, d'une biopuce, d'un tube capillaire, d'un cristal, d'un comprimé, d'une pilule, d'une capsule, d'une poudre, d'un agglomérat, d'une surface ou d'une structure poreuse.

- 40 12. Procédé d'hydrolyse d'un inositol-hexaphosphate en inositol et phosphate inorganique, comprenant :

(a) fournir le polypeptide selon la revendication 7 ou 8 ; (b) fournir une composition comprenant un inositol-hexaphosphate ; et (c) mettre le polypeptide de (a) en contact avec la composition de (b) dans des conditions dans lesquelles le polypeptide hydrolyse l'inositol-hexaphosphate pour produire de l'inositol et un phosphate inorganique.

- 45 13. Procédé de démuclagination d'huile comprenant : (a) fournir le polypeptide selon la revendication 7 ou 8 ; (b) fournir une composition comprenant une huile ; et (c) mettre le polypeptide de (a) en contact avec l'huile de (b) dans des conditions dans lesquelles le polypeptide peut cliver une liaison inositol-phosphate inorganique, démuclaginant ainsi l'huile.

- 50 14. Procédé de production d'un aliment pour animaux ou d'un aliment, ou d'un supplément alimentaire pour animaux ou d'un supplément alimentaire, comprenant :

55 (i) (a) transformer une plante, une partie de plante ou une cellule végétale avec l'acide nucléique selon l'une quelconque des revendications 1-4 ; (b) cultiver la plante, la partie de plante ou la cellule végétale dans des conditions dans lesquelles l'enzyme phytase est exprimée ; et (c) convertir la plante, la partie de plante ou la cellule végétale en une composition convenant à un aliment pour un animal ou à un aliment, ou à un supplément alimentaire pour animaux ou à un supplément alimentaire, ou bien ajouter la plante, partie de plante ou cellule

végétale cultivée à un aliment pour animaux, à un aliment, ou à un supplément alimentaire pour animaux ou à un supplément alimentaire, produisant ainsi un aliment pour animaux, un aliment, ou un supplément alimentaire pour animaux ou un supplément alimentaire ;

(ii) le procédé selon (i), où le polynucléotide est contenu dans un vecteur d'expression, et optionnellement le vecteur comprend une séquence de contrôle d'expression capable d'exprimer l'acide nucléique dans une cellule végétale ;

(iii) le procédé selon (ii), où l'animal est un animal monogastrique, et optionnellement l'animal est un ruminant ;

(iv) le procédé selon l'un quelconque des alinéas (i) à (iii), où l'aliment pour animaux ou l'aliment, ou le supplément alimentaire pour animaux ou le supplément alimentaire, est sous forme d'une matrice d'administration, d'un pellet, d'un comprimé, d'un gel, d'un liquide, d'une pulvérisation, de graine broyée ou d'une poudre ;

(v) le procédé selon l'un quelconque des alinéas (i) à (iv), où l'enzyme phytase est glycosylée, ou bien l'enzyme phytase est glycosylée pour fournir une thermo-tolérance ou une thermo-stabilité aux conditions de pelletisation ; ou bien

(vi) le procédé selon (iv) ou (v), où la matrice d'administration est formée en pelletisant un mélange comprenant un germe de graine et l'enzyme phytase pour donner une particule, et optionnellement les pellets sont produits dans des conditions comprenant l'application de vapeur, optionnellement les pellets sont produits dans des conditions comprenant l'application de températures de plus de 80 °C pendant environ 5 minutes, et optionnellement les pellets comprennent une enzyme phytase qui comprend une activité spécifique d'au moins 350 à environ 900 unités par milligramme d'enzyme.

15. Procédé non thérapeutique d'administration d'un supplément d'enzyme phytase à un animal ou à un être humain, ledit procédé comprenant :

(i) (a) préparer une matrice d'administration comestible comprenant un véhicule comestible et le polypeptide selon la revendication 7 ou 8, où la matrice disperse et libère facilement l'enzyme phytase lorsque placée dans un milieu aqueux, (b) administrer la matrice d'administration d'enzyme comestible à l'animal ou à l'être humain ;

(ii) le procédé selon (i), où la matrice d'administration comestible comprend un véhicule granulé comestible ;

(iii) le procédé selon (i) ou (ii), où la matrice d'administration comestible est sous forme de pellets, comprimés, gels, liquides, pâte, suspension, pulvérisations ou poudres ou sous forme d'implant ;

(iv) le procédé selon (i), (ii) ou (iii), où le véhicule comestible comprend un véhicule sélectionné parmi le groupe consistant en germe de graine, foin, luzerne, fléole des prés, cosse de soja, farine de graines de tournesol, farine de maïs, farine de soja et farine de blé ; ou bien

(v) le procédé selon l'un quelconque des alinéas (i) à (iv), où le véhicule comestible comprend du germe de graine qui est épuisée d'huile.

16. Aliment, aliment pour animaux, supplément alimentaire ou supplément alimentaire pour animaux, pour un animal ou pour un être humain : (i) comprenant le polypeptide selon la revendication 7 ou 8 ; (ii) l'aliment, l'aliment pour animaux, le supplément alimentaire ou le supplément alimentaire pour animaux selon (i), où le polypeptide est glycosylé, ou bien l'activité de phytase est thermo-tolérante ou thermo-stable ; ou bien, (iii) l'aliment, l'aliment pour animaux, le supplément alimentaire ou le supplément alimentaire pour animaux selon (i) ou (ii) est fabriqué sous forme de pellet, pilule, comprimé, capsule, comprimé enrobé de gélatine, pulvérisation, poudre, pâte, suspension ou liquide, ou bien est produit en utilisant des additifs enrobés de polymère, ou bien est fabriqué sous forme de granulés ou produit par séchage par pulvérisation.

17. Matrice d'administration d'enzyme comestible ou absorbable : (i) comprenant le polypeptide selon la revendication 7 ou 8 ; (ii) la matrice d'administration d'enzyme comestible ou absorbable selon (i), où le polypeptide est glycosylé et optionnellement l'activité de phytase est thermo-tolérante ou thermo-stable ; ou bien (iii) la matrice d'administration d'enzyme comestible ou absorbable selon (i) ou (ii) comprenant, ou fabriquée sous forme d'un pellet, ou bien la matrice d'administration d'enzyme comestible ou absorbable est fabriquée sous forme de pellet, pilule, comprimé, capsule, comprimé enrobé de gélatine, pulvérisation, poudre ou liquide, ou bien est produite en utilisant des additifs enrobés de polymère, ou bien est fabriquée sous forme de granulés ou produite par séchage par pulvérisation.

18. Pellet comestible ou absorbable : (i) comprenant un véhicule granulé comestible ou absorbable et le polypeptide selon la revendication 7 ou 8 ; (ii) le pellet comestible ou absorbable selon (i), où le polypeptide est glycosylé et/ou le polypeptide a une activité de phytase qui est thermo-tolérante ou thermo-stable ; ou bien, (iii) le pellet comestible ou absorbable selon (i) ou (ii), où le pellet est fabriqué sous forme de pellet, pilule, comprimé, capsule, comprimé enrobé de gélatine, pulvérisation, poudre ou liquide, pâte ou suspension ou bien est produit en utilisant des additifs enrobés de polymère, ou bien est fabriqué sous forme de granulés ou produit par séchage par pulvérisation.

EP 2 432 797 B1

19. Farine de soja : (i) comprenant le polypeptide selon la revendication 7 ou 8, ou bien (ii) la farine de soja selon (i) fabriquée sous forme de pellet, pilule, comprimé, capsule, gel, comprimé enrobé de gélatine, pulvérisation, poudre, pâte, suspension ou liquide.

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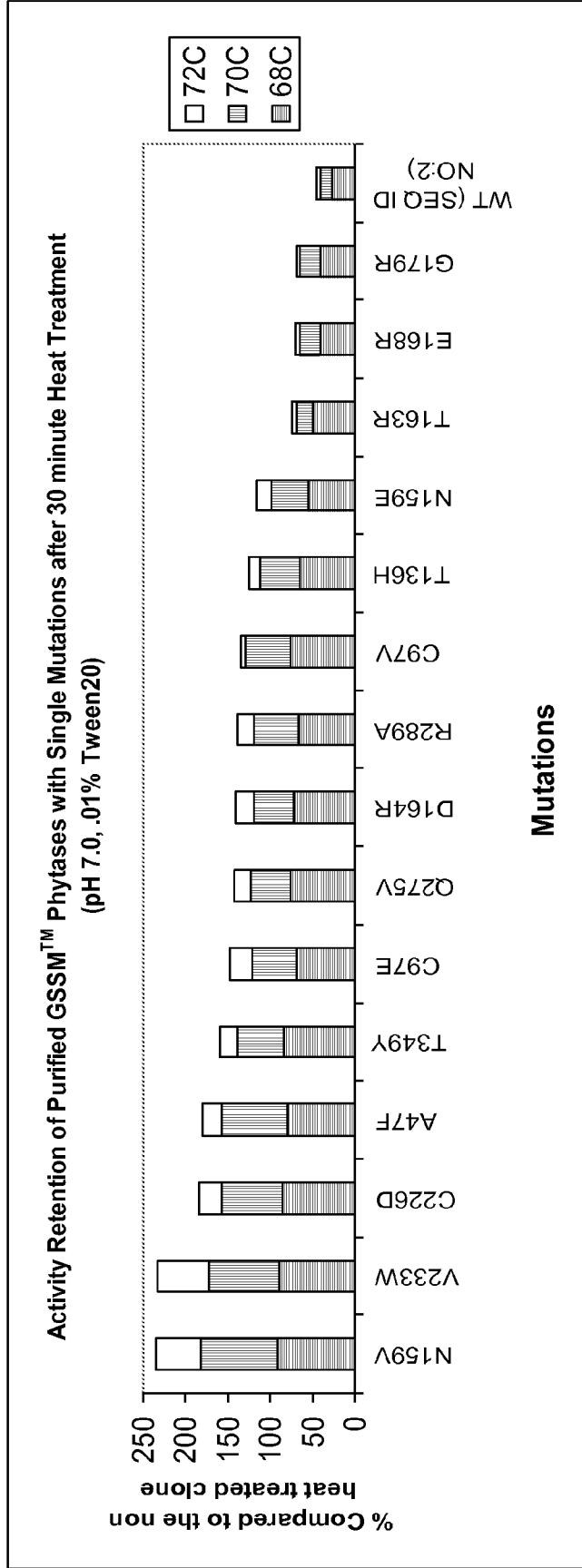


Figure 1

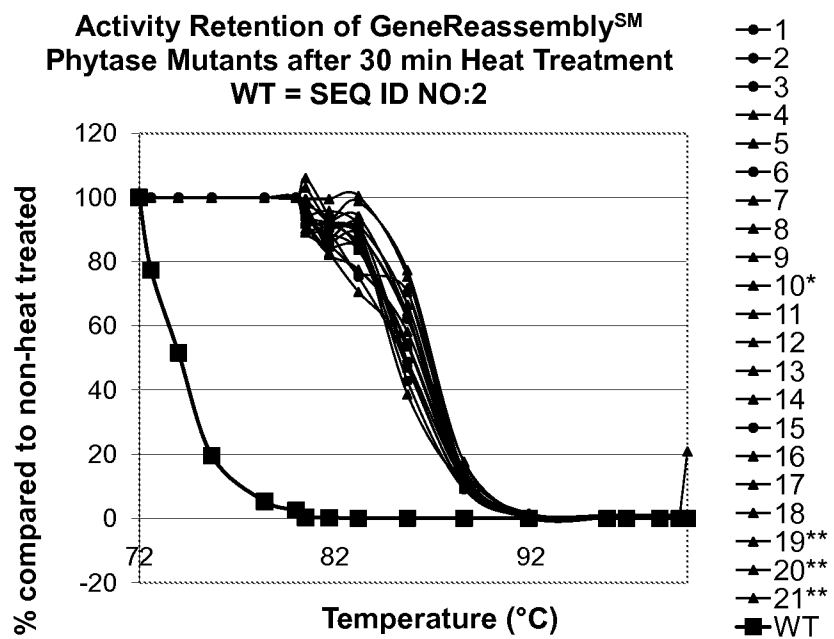


Figure 2

Phytase No.	Temperature (°C)																		
	72	72.6	74	75.7	78.4	80	80.5	81.7	83.2	85.7	88.6	91.9	95.9	96.9	98.6	99.6	100		
1	100	100	100	100	100	100	94.7	90.0	90.2	42.9	9.1	0.5	0.7	0.5	0.7	0.5	0.4		
2	100	100	100	100	100	100	94.2	85.7	75.3	48.9	11.8	0.9	0.6	0.5	0.8		0.6		
3	100	100	100	100	100	100	94.5	87.3	91.5	48.8				0.3	0.3				
4	100	100	100	100	100	100	94.3	92.5	94.2	63.7	11.7	1.2	0.8	0.8	0.8	0.8	0.9		
5	100	100	100	100	100	100	90.3	90.8	88.9	63.3	12.1	1.1	1.0	0.9	0.9	0.8	1.0		
6	100	100	100	100	100	100	98.0	93.5	84.2	54.5	12.8	1.3	0.0	0.8	0.6	0.6	1.0		
7	100	100	100	100	100	100	94.6	87.3		71.7	17.6	0.7	0.2	0.2	0.1	0.3	0.2		
8	100	100	100	100	100	100	99.5	99.5	100.5	75.3	14.4	0.5	0.1	0.1	0.1	0.1	0.5		
9	100	100	100	100	100	100	91.8	82.2	77.5	58.2	12.2	1.4	1.1	1.0			1.2		
10*	100	100	100	100	100	100	94.6	95.8	91.7	66.6	11.7	0.5	0.2	0.3	0.5	0.4	0.4		
11	100	100	100	100	100	100	96.6	82.8		64.5	15.2	1.6	1.1	1.1	1.2	1.2	1.2		
12	100	100	100	100	100	100	93.2	88.8	83.6	53.8	11.5	0.3	0.3	0.3	0.3	0.3	0.4		
13	100	100	100	100	100	100	92.4	82.7	70.6	53.6	11.0	0.8	0.4	0.4		0.5	20.8		
14	100	100	100	100	100	100	103.0	93.4	98.8	77.4	17.3	0.2	0.2	0.1	0.1	0.2	0.1		
15	100	100	100	100	100	100	91.7	92.2	89.4	62.2	12.9		0.2	0.3	-0.2	0.2	0.2		
16	100	100	100	100	100	100	93.2	91.4	89.2	38.7	10.6	0.3	0.2	0.2	0.2	0.1	0.2		
17	100	100	100	100	100	100	98.0	84.7	84.3	47.0	10.1	0.2	0.2	0.2		0.2	0.2		
18	100	100	100	100	100	100	89.2	85.8	88.2	48.5	9.4	0.7	0.8	0.4	0.5	0.4	0.2		
19**	100	100	100	100	100	100	99.2	92.1	85.5	54.4	11.0	0.4	0.2	0.2	0.2	0.3	0.2		
20**	100	100	100	100	100	100	89.4	88.8	76.6	70.6	12.2	0.3	0.2		0.2	0.2	0.2		
21**	100	100	100	100	100	100	106.1	93.9		63.8	12.7	1.0	0.6	0.6	0.6	0.5	0.6		
WT (SEQ ID NO:2)	100	77.4	51.7	19.5	5.29	2.6	0.4	0.3	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0		

Figure 3

MKAI L I P F L S L L I P L I T P Q S A F A Q S E P E L K L E S V V I V S R H G V R A P T K A T Q L M Q D V T P D A W P T W P V K L G E L T
 ↓
 F

PRGGEL I A Y L G H Y W R Q R L L V A D G L L P K C G C P Q S G Q V A I I A D V D E R T R K T G E A F A A G L A P D C A I T V H T Q A D T
 ↓
 H

SSPD P L F N P L K T G V C Q L D N A N V T D A I L E R A G G S I A D F T I G H Y Q T A F R E L E R V L N F P Q S N L C L K R E K Q D E S C
 ↓ ↓ ↓ ↓ ↓
 E, R, V RR R R R

SLTQALPSELKVSADCVSLTGAVSLASMLTEIFLLQQAQGMPEPGWGRI TD SHQWN T L L S L H N A Q F D L L Q
 ↓ ↓ ↓
 D W V

RTPEVARSRATPLLDLIKTA L T P H P P Q K Q A Y G V T L P T S V L F I A G H D T N L A N L G G A L E L N W T L P G Q P D N T P
 ↓
 A Y

PGGELVFERWRRLSDNSQWIQVSLVFQTLQQMRDKTPLSLNTPPGEVKLTLAGCEEERNAQGMCSLAGFTQ

IVNEARIPACSL

Figure 4

GSSM™ change	Original Amino Acid	Amino Acid Changed To	Codon Mutation Location	Nucleotide Positions of Changed Codon in SEQ ID NO:1	Original Codon	Codon Changed To	All Possible Codons For the Mutated Amino Acid
A47F	A	F	47	139-141	GCC	TTT	TTT, TTC
C97V	C	V	97	289-291	TGT	GTT	GTT, GTC, GTA, GTG
C97E	C	E	97	289-291	TGT	GAG	GAA, GAG
T136H	T	H	136	406-408	ACC	CAT	CAT, CAC
N159V	N	V	159	475-477	AAC	GTG	GTT, GTC, GTA, GTG
N159E	N	E	159	475-477	AAC	GAG	GAA, GAG
T163R	T	R	163	487-489	ACT	CGG	CGT, CGC, CGA, CGG, AGA, AGG
D164R	D	R	164	490-492	GAC	CGG	CGT, CGC, CGA, CGG, AGA, AGG
E168R	E	R	168	502-504	GAG	CGG	CGT, CGC, CGA, CGG, AGA, AGG
G179R	G	R	179	535-537	GGG	CGG	CGT, CGC, CGA, CGG, AGA, AGG
C226D	C	D	226	676-678	TGT	GAT	GAT, GAC
V233W	V	W	233	697-699	GTA	TGG	TGG
Q275V	Q	V	275	823-825	CAA	GTG	GTT, GTC, GTA, GTG
R289A	R	A	289	865-867	CGC	GCT	GCT, GCC, GCA, GCG
T349Y	T	Y	349	1045-1047	ACG	TAT	TAT, TAC
L363P	L	P	363	1087-1089	CTA	CCA	CCA, CCC, CCG, CCT

Figure 6

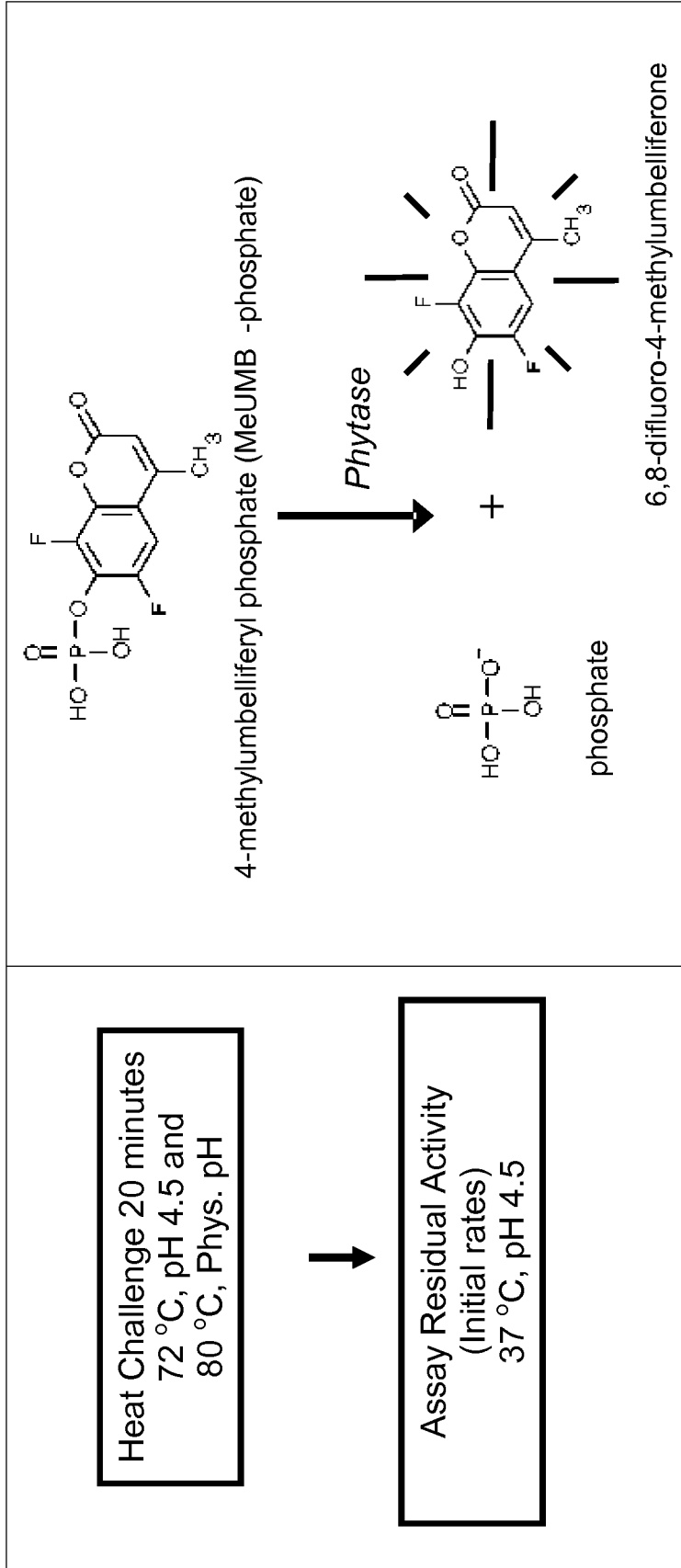


Figure 7

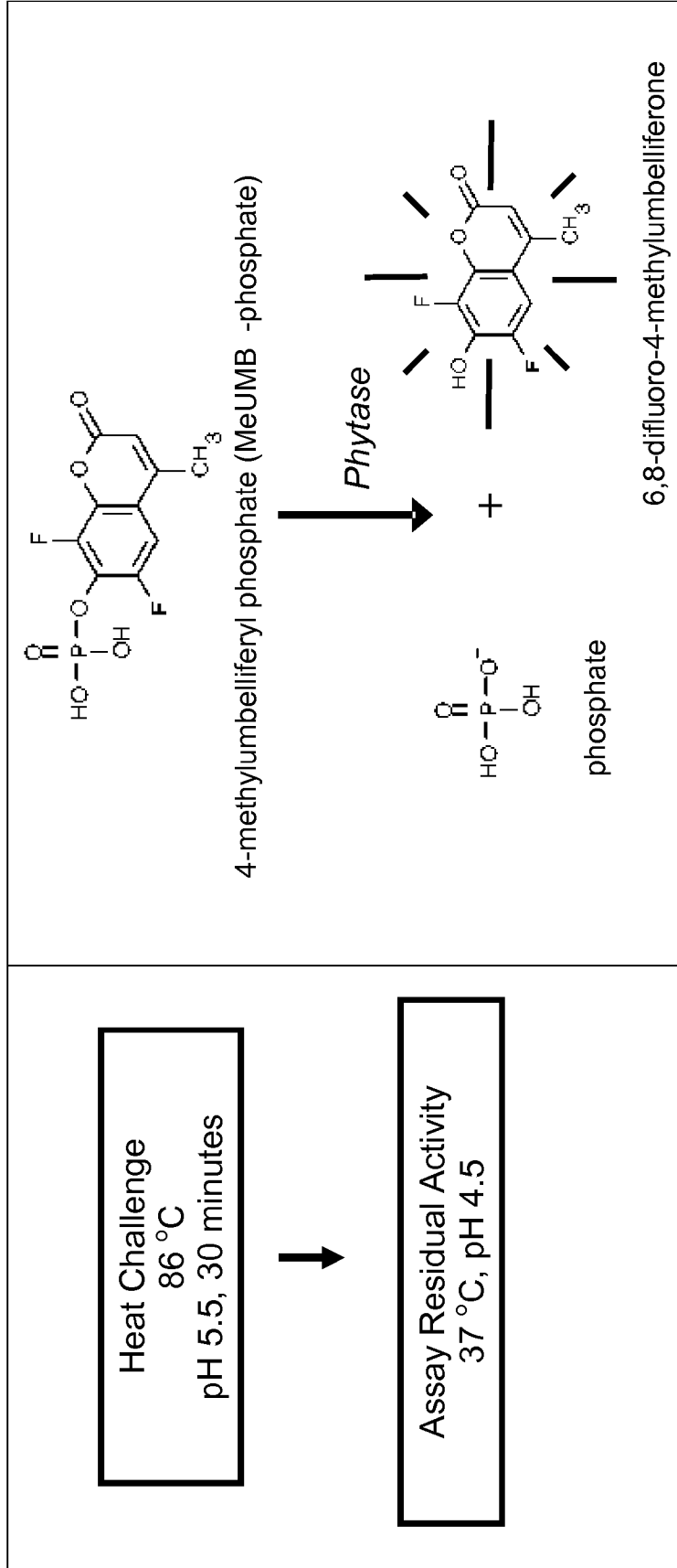


Figure 8

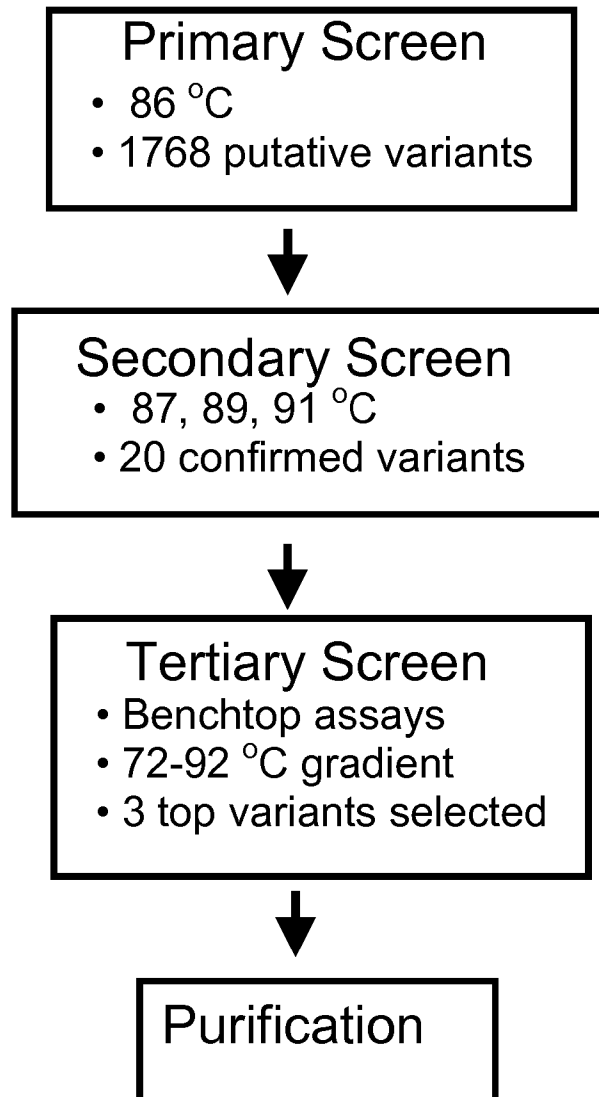


Figure 9

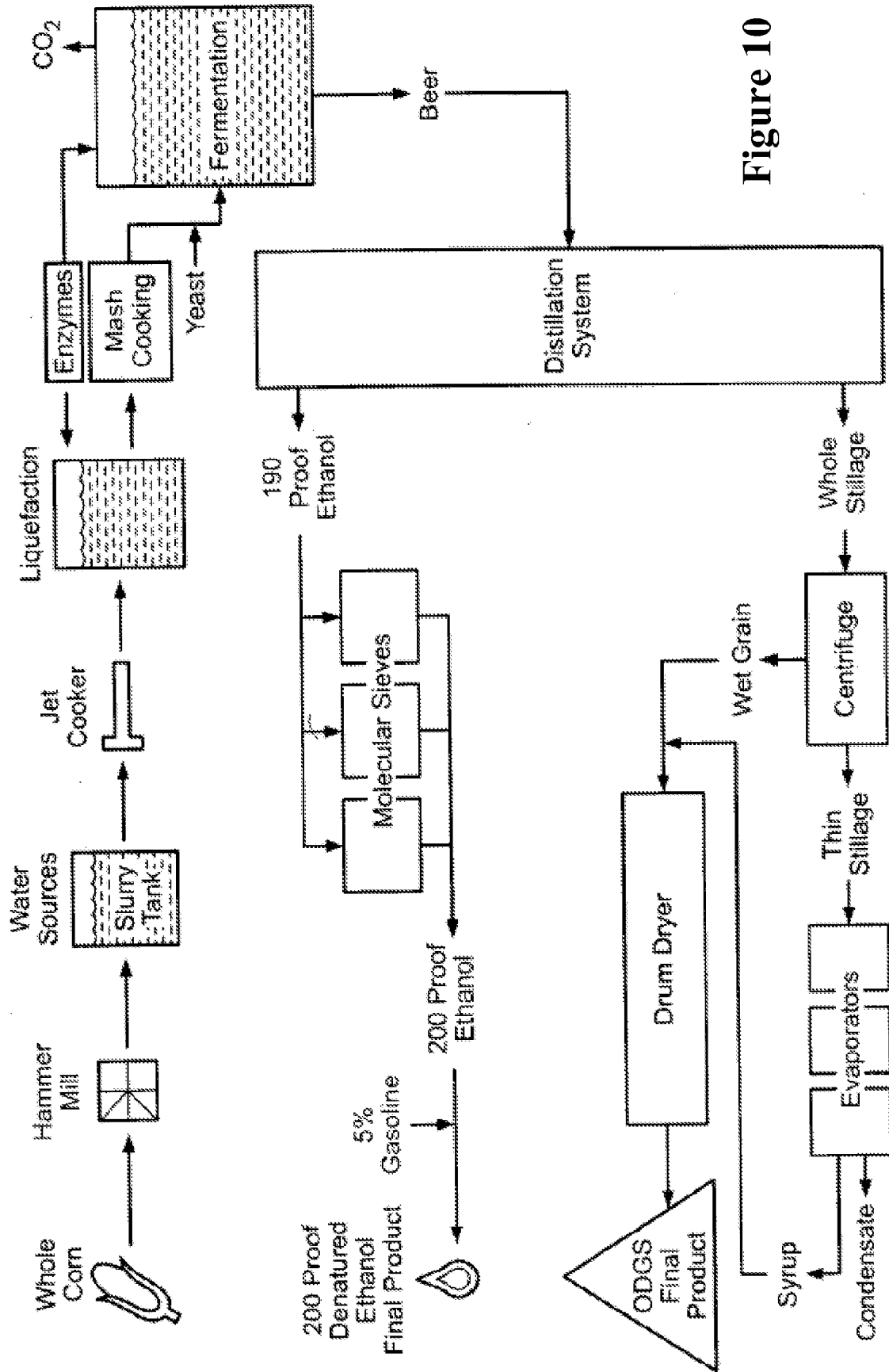


Figure 10

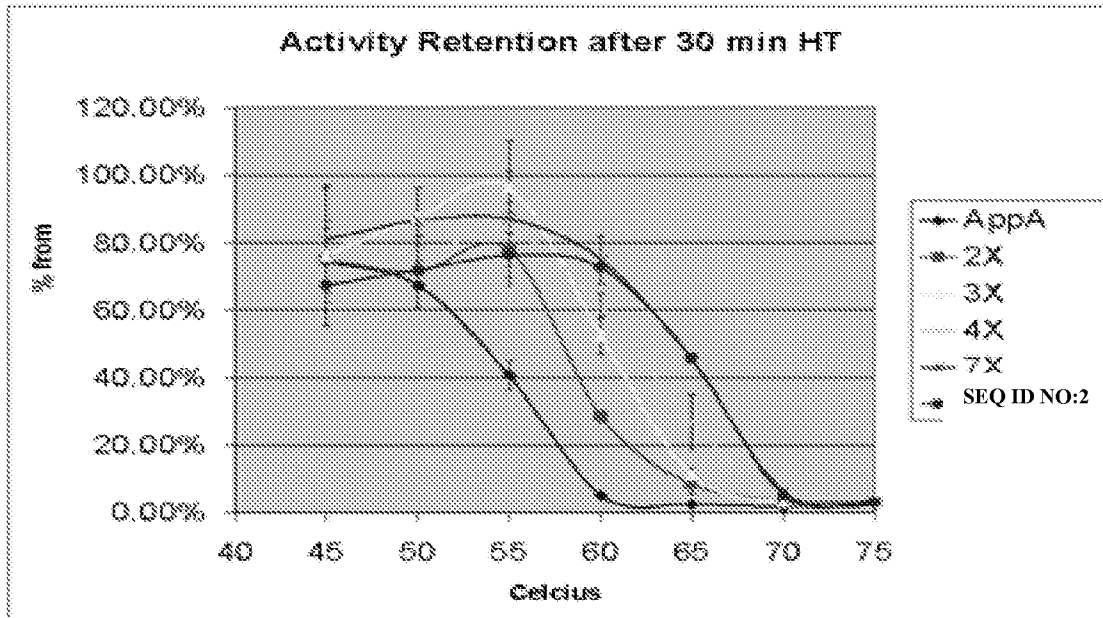


Fig. 11A

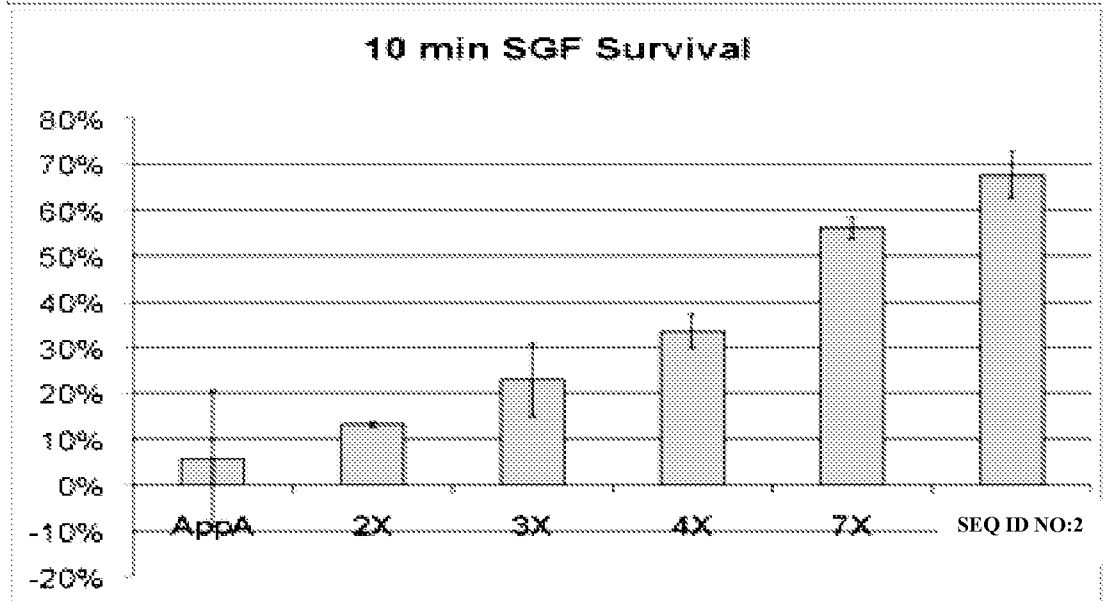


Fig. 11B

Figures 11A and 11B

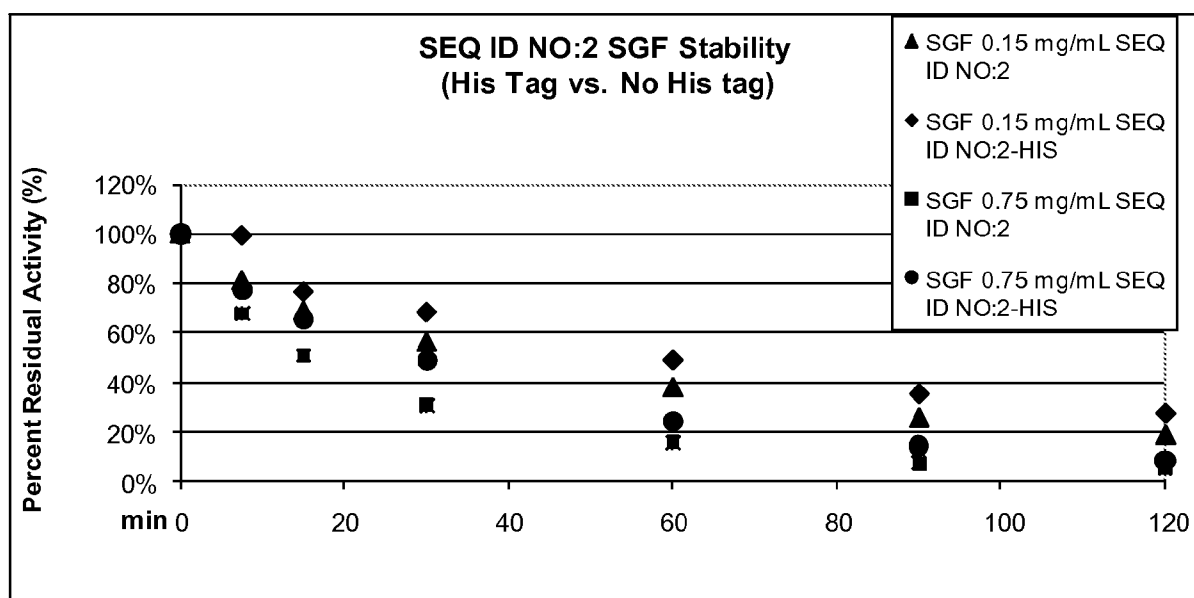


Figure 12

80C Heat Treatment of Phytase Variants (Expressed in *Pichia pastoris*)

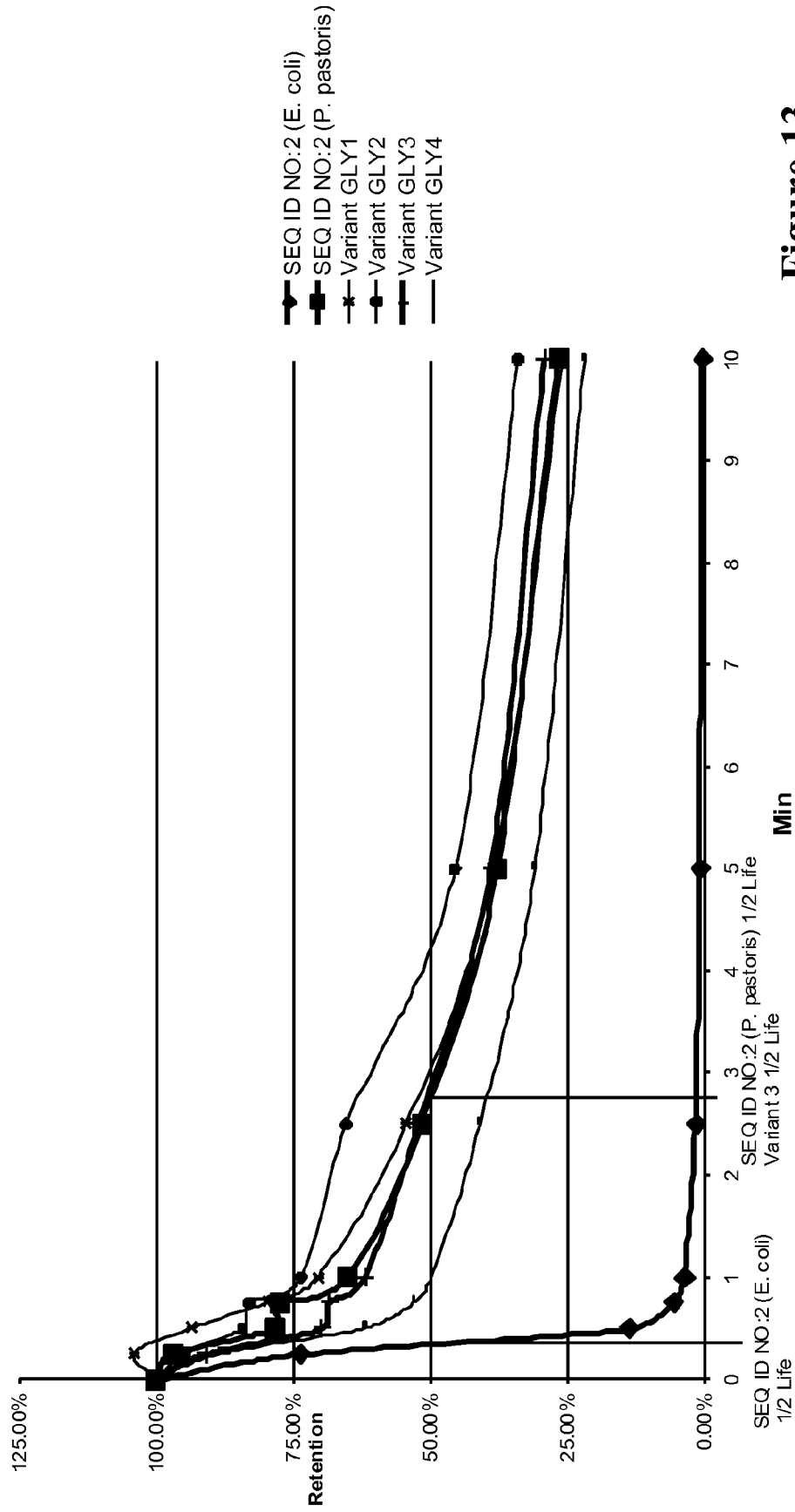


Figure 13

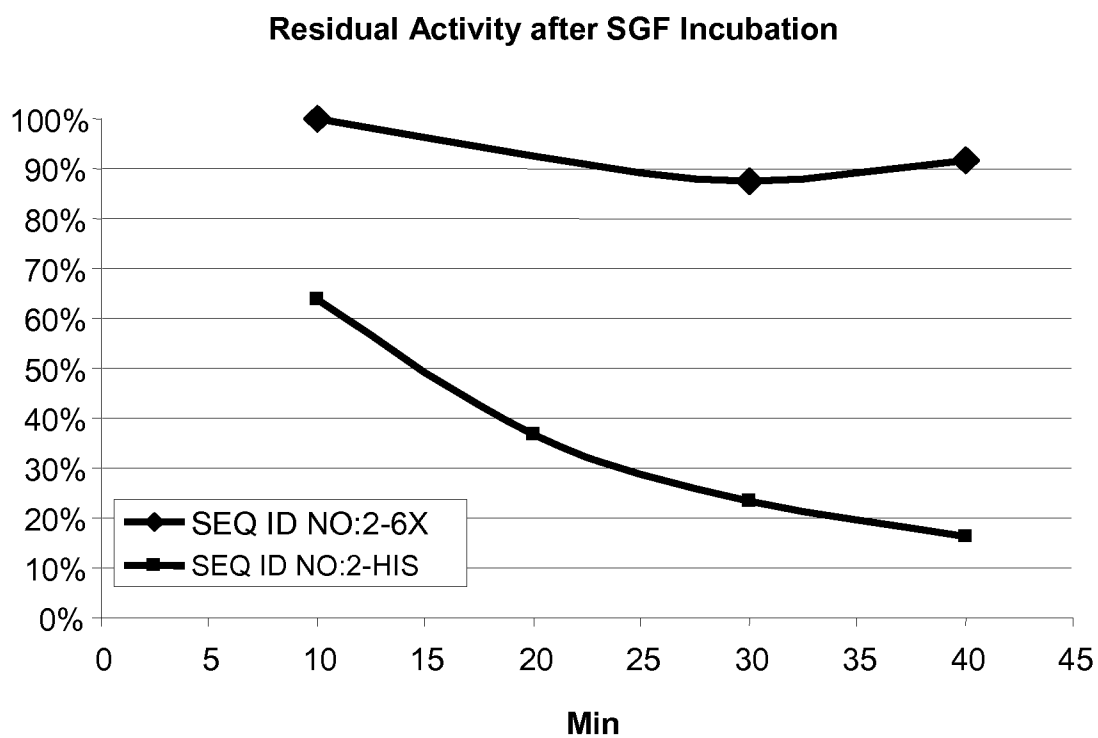


Figure 14

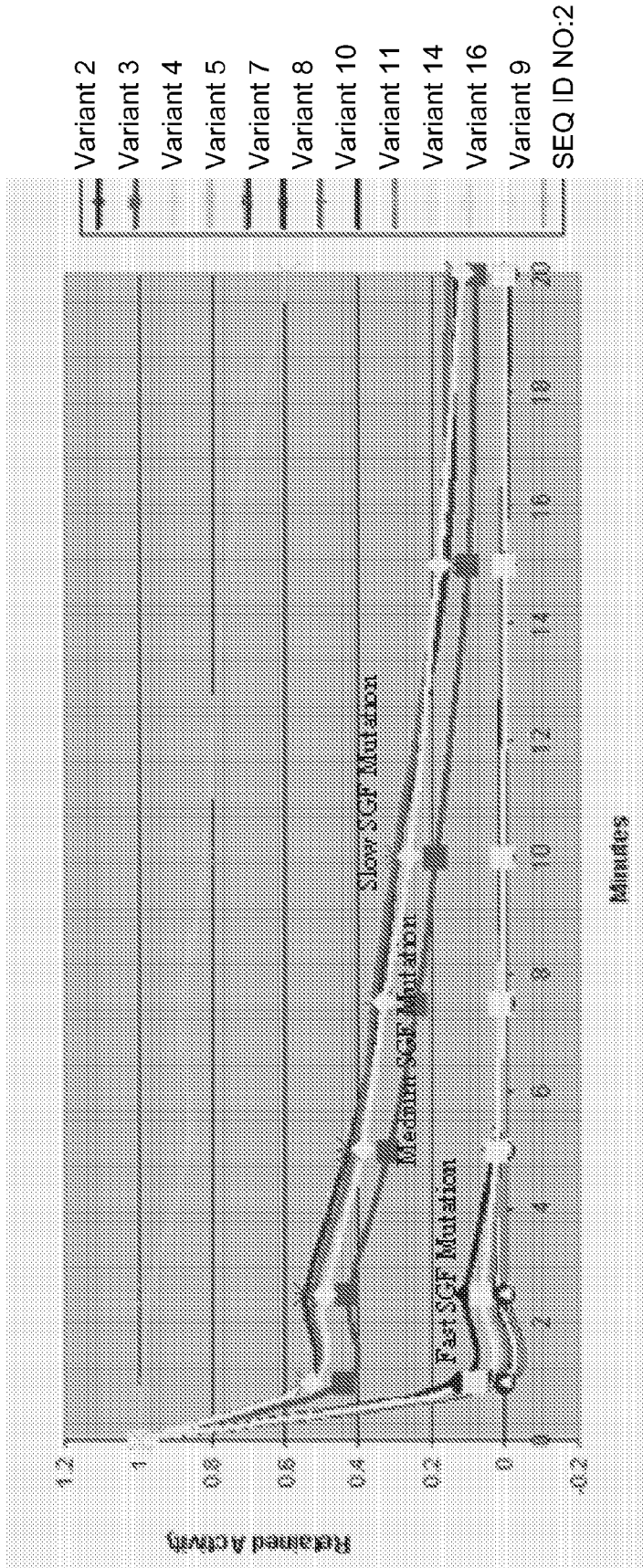


Figure 15

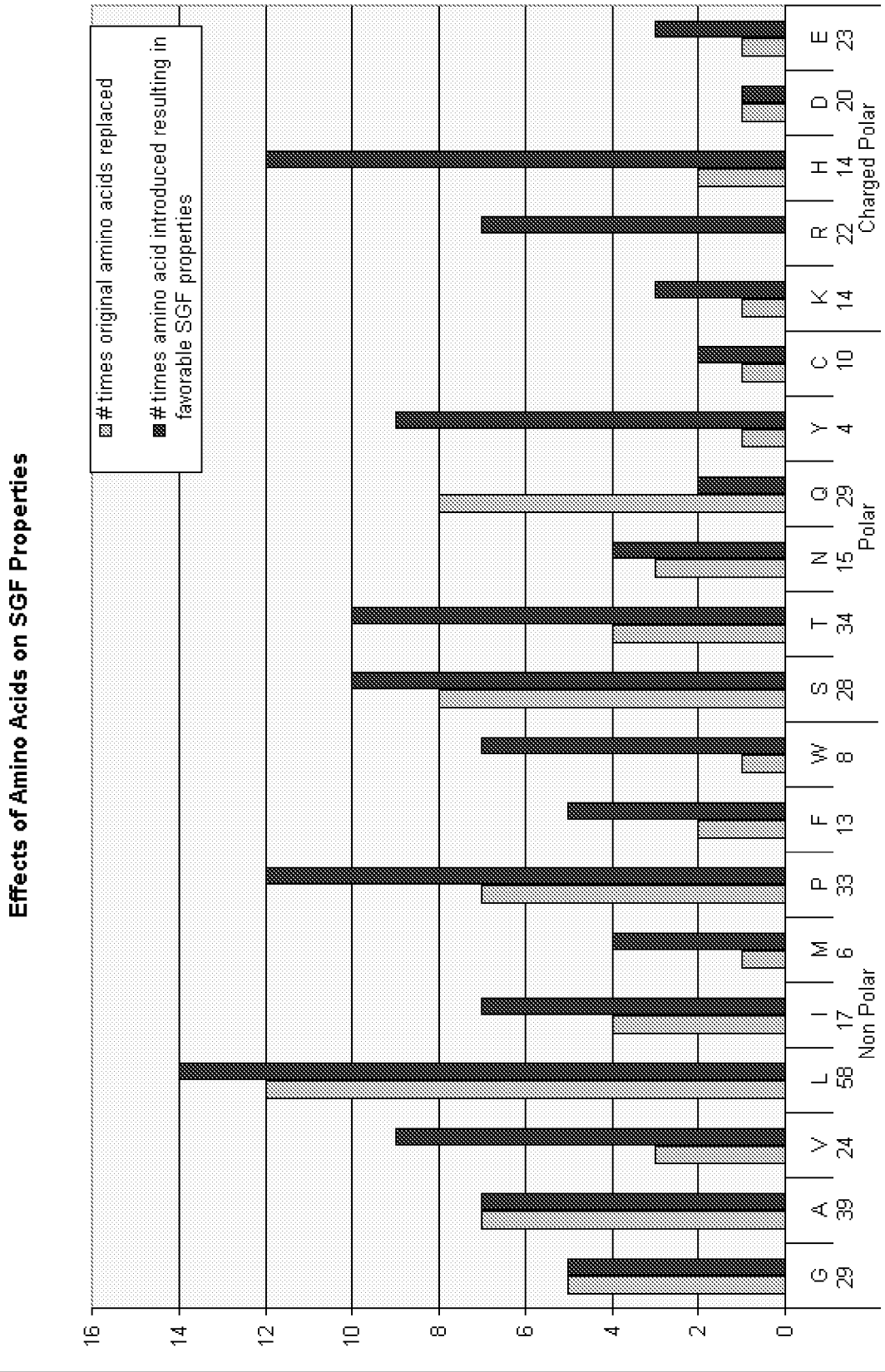


Figure 16

Hot Spots for SGF Mutations in SEQ ID NO:2

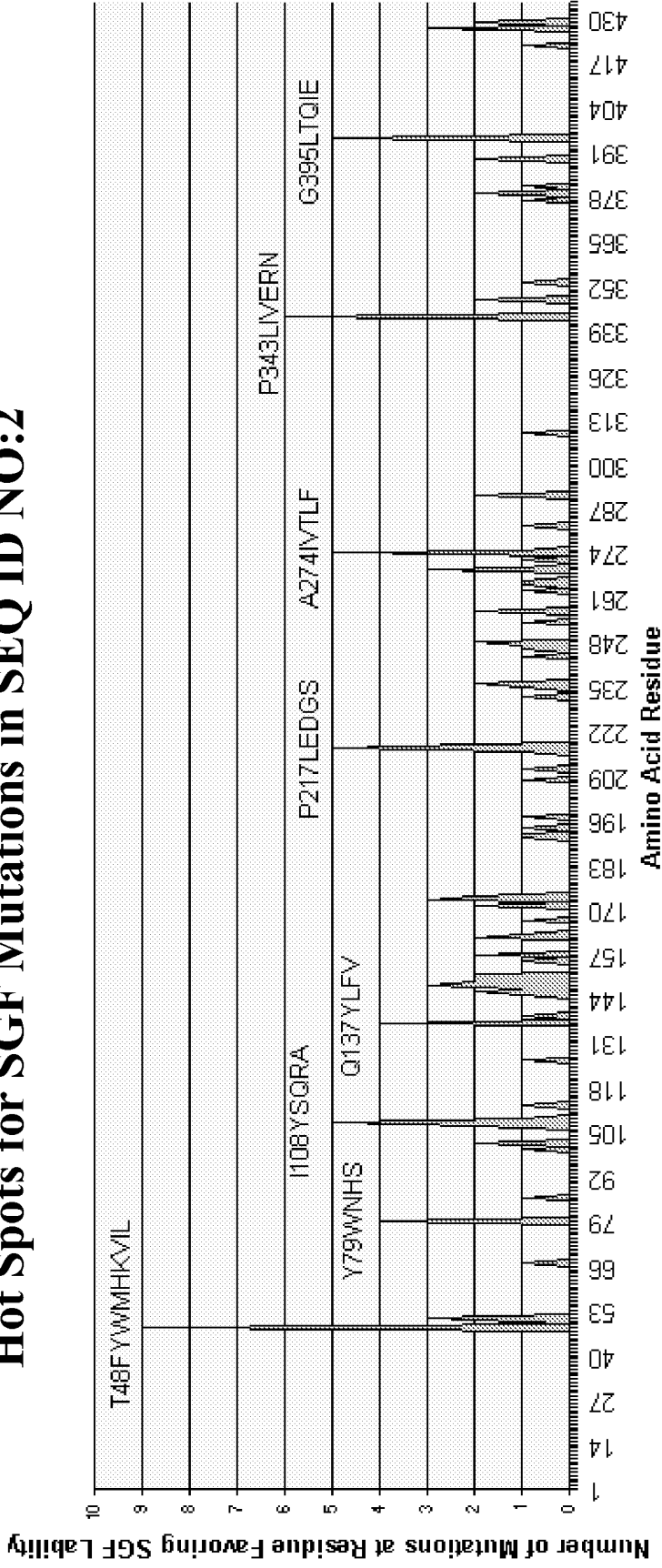


Figure 17

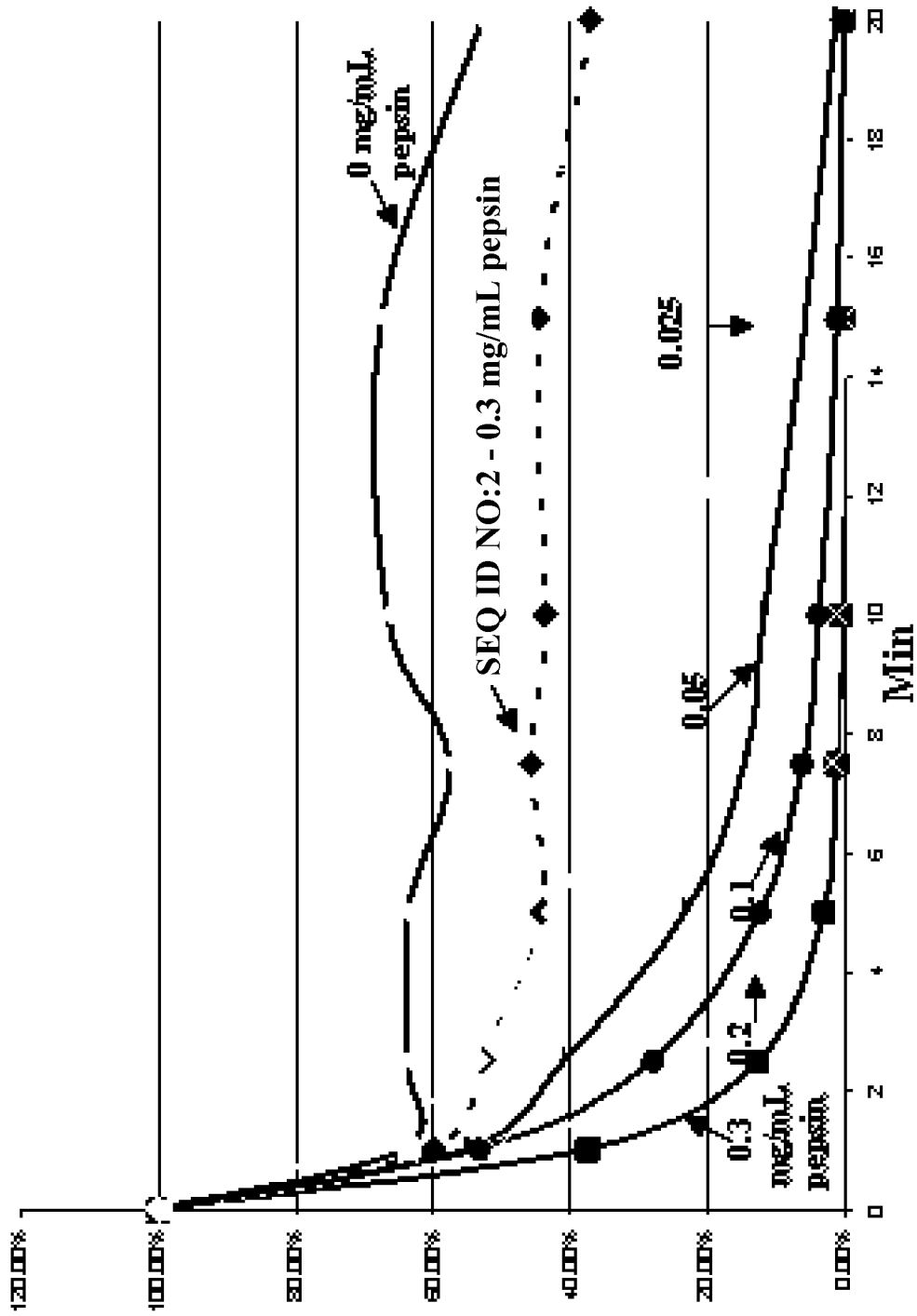


Figure 18

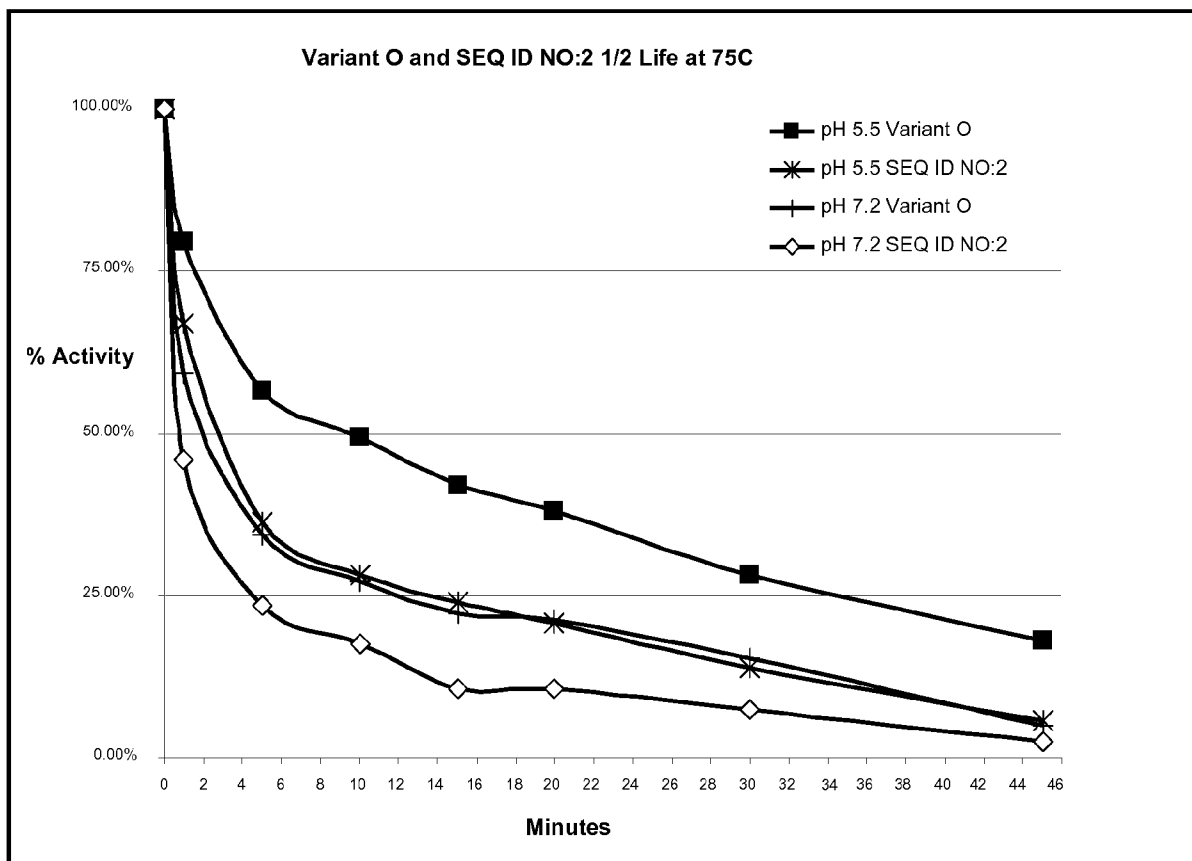


Figure 19

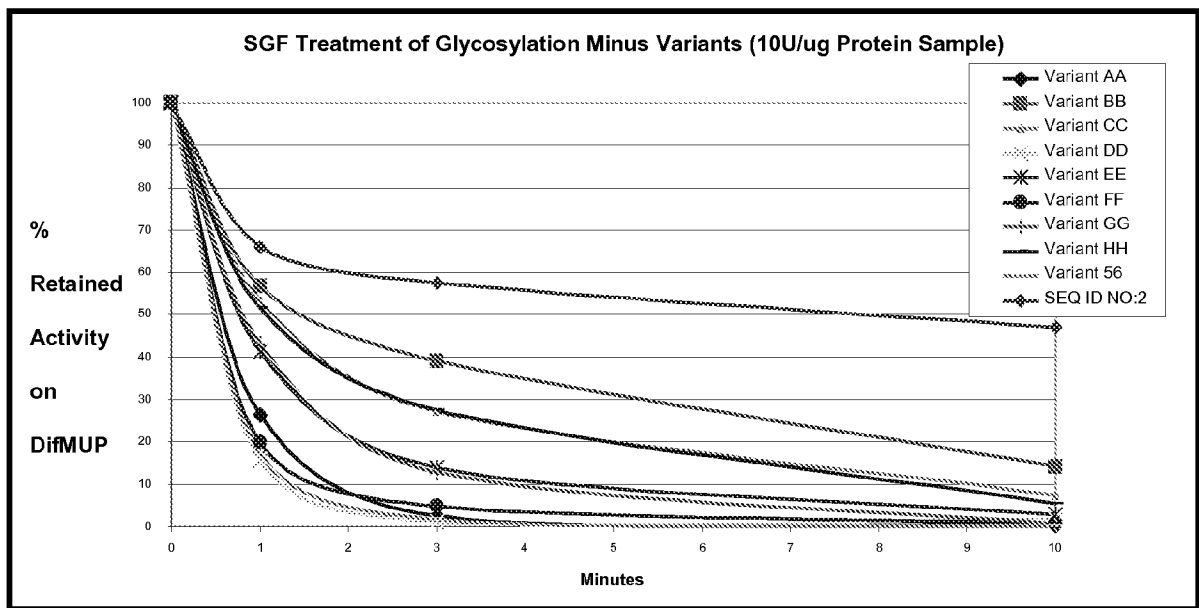


Figure 20

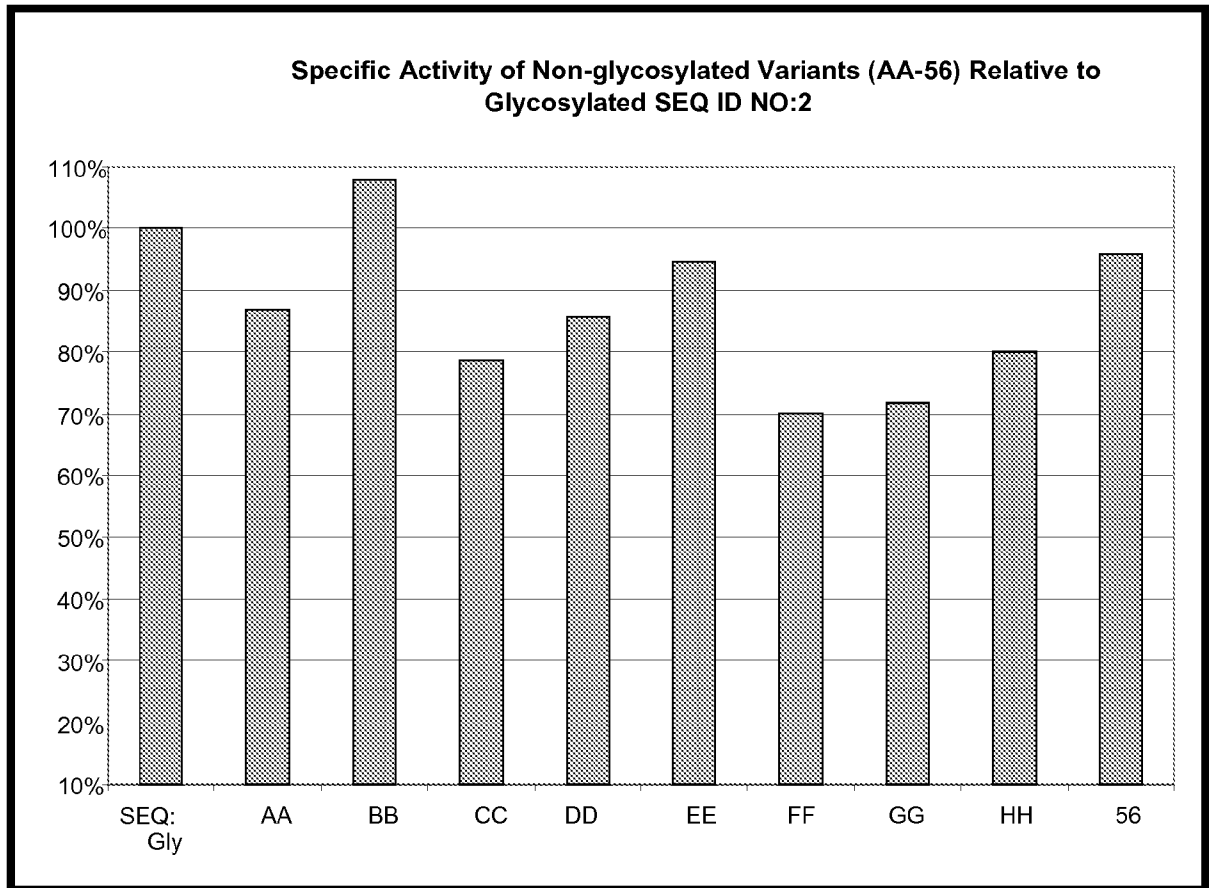


Figure 21

REFERENCES CITED IN THE DESCRIPTION

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FITÁZOK, AZOKAT KÓDOLÓ NUKLEINSAVAK ÉS ELJÁRÁSOK ELŐÁLLÍTÁSUKRA ÉS ALKALMAZÁSUKRA

Szabadalmi igénypontok



1. Izolált, szintetikus vagy rekombináns nukleinsav, amely tartalmaz:

- (i) fitázaktivitású polipeptidet kódoló nukleinsav-szekvenciát, amely legalább 95%, 96%, 97%, 98% vagy 99% vagy nagyobb szekvenciaazonosságot mutat a következővel: a SEQ ID NO:1, ahol a polipeptid a Q247H mutációt tartalmazza, vagy
 - (ii) fitázaktivitású polipeptidet kódoló polinukleotidot, amely legalább 95%, 96%, 97%, 98% vagy 99% vagy nagyobb szekvenciaazonosságot mutat a következővel: a SEQ ID NO:1, ahol a polipeptid a Q247H mutációt tartalmazza,
- ahol az (i) vagy (ii) szerinti polipeptidnek a mutációt nem tartalmazó kiindulási szekvenciához képest azonos vagy nagyobb hőstűrése és a kiindulási szekvenciához képest fokozott gasztrikus labilitása van.

2. Az 1. igénypont szerinti izolált, szintetikus vagy rekombináns nukleinsav, ahol a polipeptid tartalmazza a Q247H mutációt, továbbá legalább egy pár további mutációt, ahol a további mutációpár a következők közül választott: N161K és N339E; N161K és T341D; T163R és N339E; és T163R és T341D.

3. Az 1. igénypont szerinti, izolált, szintetikus vagy rekombináns nukleinsav, ahol a polipeptid tartalmazza a Q247H mutációt és legalább egy további mutációt, ahol a legalább egy további mutáció a következők közül választott: A109V, A232P, A236H, A236T, A248L, A248T, A274F, A274I, A274L, A274T, A274V, A429P, C155Y, D139Y, E113P, F147Y, F194L, G171M, G171S, G257A, G257R, G353C, G395E, G395I, G395L, G395Q, G395T, G67A, H263P, H272W, H107H, H107P, H108A, H108Q, H108R, H108S, H108Y, H174F, H174P, I427G, I427S, I427T, K151H, K151P, L126R, L146R, L146T, L150T, L150Y, L157C, L157P, L167S, L192F, L216T, L235I, L244S, L269I, L269T, L296T, L379S, L379V, L50W, M51A, M51G, M51L, N148K, N148M, N148R, N161K, N266P, N339E, N348K, N348W, P100A, P145L, P149L, P149N, P217D, P217G, P217L, P217S, P254S, P269L, P343E, P343I, P343L, P343N, P343R, P343V, Q137F, Q137L, Q137V, Q137Y, Q246W, Q275H, Q309P, Q377R, Q381S, Q86H, S102A, S102Y, S173G, S173H, S173V, S197G, S208P, S211H, S218I, S218Y, S389H, S389V, T163P, T282H, T291V, T291W, T341D, T48F, T48H, T48I, T48K, T48L, T48M, T48V, T48W, T48Y, V162L, V162T, V191A, V422M, W265L, Y79H, Y79N, Y79S, vagy Y79W és bármely kombinációjuk.

4. A 3. igénypont szerinti nukleinsav, ahol a polipeptid tartalmaz továbbá legalább egy, a következők közül választott további mutációt: C226D, D164R, G179R, N159V, Q275V, T163R és T349Y.

5. Expressziós kazetta, vektor, klónozási eszköz, expressziós vektor vagy klónozó vektor, amely az 1-4. igénypontok bármelyike szerinti nukleinsavat tartalmazza.

6. Transzformált sejt vagy izolált gazdasejt, amely az 1-4. igénypontok bármelyike szerinti nukleinsavat tartalmazza.

7. Izolált, szintetikus vagy rekombináns fitáz polipeptid, amely tartalmaz:

- (i) az 1. vagy 2. igénypontok bármelyike szerinti nukleinsav által kódolt aminosav-szekvenciát, vagy
- (ii) aminosav-szekvenciát, amely legalább 95%, 96%, 97%, 98% vagy 99% szekvenciaazonosságot mutat a következővel: a SEQ ID NO:2, ahol a polipeptid a Q247H mutációt tartalmazza,

ahol az (i) vagy (ii) szerinti polipeptidnek a mutációt nem tartalmazó kiindulási szekvenciához képest azonos vagy nagyobb hőstabilitása és a kiindulási szekvenciához képest fokozott gasztrikus labilitása van.

8. A 7. igénypont szerinti izolált, szintetikus vagy rekombináns nukleinsav, ahol a polipeptid tartalmaz továbbá legalább egy további mutációt, ahol a további mutáció:

(a) a következők közül választott: N161K és N339E; N161K és T341D; T163R és N339E; és T163R és T341D;

(b) a következők közül választott: A109V, A232P, A236H, A236T, A248L, A248T, A274F, A274I, A274L, A274T, A274V, A429P, C155Y, D139Y, E113P, F147Y, F194L, G171M, G171S, G257A, G257R, G353C, G395E, G395I, G395L, G395Q, G395T, G67A, H263P, H272W, H87H, H87P, H88A, H88Q, H88R, H88S, H88Y, H74F, H74P, I427G, I427S, I427T, K151H, K151P, L126R, L146R, L146T, L150T, L150Y, L157C, L157P, L167S, L192F, L216T, L235I, L244S, L269I, L269T, L296T, L379S, L379V, L50W, M51A, M51G, M51L, N148K, N148M, N148R, N161K, N266P, N339E, N348K, N348W, P100A, P145L, P149L, P149N, P217D, P217G, P217L, P217S, P254S, P269L, P343E, P343I, P343L, P343N, P343R, P343V, Q137E, Q137L, Q137V, Q137Y, Q246W, Q275H, Q309P, Q377R, Q381S, Q86H, S102A, S102Y, S173G, S173H, S173V, S197G, S208P, S211H, S218I, S218Y, S389H, S389V, T163P, T282H, T291V, T291W, T341D, T48E, T48H, T48I, T48K, T48L, T48M, T48V, T48W, T48Y, V162L, V162T, V191A, V422M, W265L, Y79H, Y79N, Y79S, vagy Y79W és bármely kombinációjuk; vagy

(c) a (b) szerinti polipeptid, ahol a polipeptid tartalmaz továbbá legalább egy, a következők közül választott további mutációt: C226D, D164R, G179R, N159V, Q275V, T163R és T349Y.

9. A 7. vagy 8. igénypont szerinti polipeptidet tartalmazó fehérjekészítmény, ahol a fehérjekészítmény tartalmaz folyadékot, sűrű szuszpenziót, port, permetet, szuszpenziót, hofilizált készítményt/formulát, szilárd anyagot, géltablettát, pirulát, implantátumot, gél; vagy gyógyászati készítmény, élelmiszer, tápszer vagy ezek kiegészítője.

10. Heterodimer: (i) amely tartalmaz 7. vagy 8. igénypont szerinti polipeptidet és egy második domént; vagy az (i) szerinti heterodimer, amelyben a második domén polipeptid és a heterodimer fűzős fehérje, és/vagy a második domén epitóp vagy címke (tag).

11. A 7. vagy 8. igénypont szerinti polipeptid, ahol a polipeptid sejt, vezikulum, liposzóma, film, membrán, fém, gyanta, polimer, kerámia, üveg, mikroelektróda, grafitrészecske, gyöngy, gél, lemez, mátrix, kapilláris cső, kristály, tablettát, pirula, kapszula, por, agglomerátum, felszín vagy porózus szerkezet belsejében vagy ezek bármelyikén immobilizált.

12. Eljárás inozitol-hexafoszfát inozitollal és szeretlen foszfátú történő hidrolizálására, amely tartalmazza:

- (a) a 7. vagy 8. igénypont szerinti polipeptid biztosítását;
- (b) inozitol-hexafoszfátot tartalmazó készítmény biztosítását; és

(c) az (a) szerinti polipeptid érintkeztetését (b) szerinti készítménnyel olyan körülmények között, ahol a polipeptid hidrolizálja az inozitol-hexafoszfátot inozitollá és szervesen foszfáttá.

13. Eljárás olaj gyantamentesítésére, amely tartalmazza: (a) a 7. vagy 8. igénypont szerinti polipeptid biztosítását; (b) olajat tartalmazó készítmény biztosítását; és (c) az (a) szerinti polipeptid és a (b) szerinti olaj érintkeztetését olyan körülmények között, ahol a polipeptid hasítani képes inozitol és szerves foszfát közötti kötést, ezáltal gyantamentesíteni az olajat.

14. Eljárás állati tápszer vagy élelmiszer előállítására, vagy tápszer-kiegészítő vagy élelmiszer-kiegészítő előállítására, amely tartalmazza:

- (i) (a) növény, növényi rész vagy növényi sejt transzformálását az 1-4. igénypontok bármelyike szerinti nukleinsavval; (b) a növény, növényi rész vagy növényi sejt tenyésztését olyan körülmények között, amelyekben a fitázenzim kifejeződik; és (c) a növény, növényi rész vagy növényi sejt átalakítását állati tápszernek vagy élelmiszernek vagy tápszer-kiegészítőnek vagy élelmiszer-kiegészítőnek alkalmas készítménnyé, vagy a tenyésztett növény, növényi rész vagy növényi sejt hozzáadását állati tápszerhez vagy élelmiszerhez vagy tápszer-kiegészítőhöz vagy élelmiszer-kiegészítőhöz;
- (ii) az (i) szerinti eljárást, ahol a polinukleotid expressziós vektorban van jelen, és adott esetben a vektor tartalmaz expressziós kontrollszekvenciát, amely képes a nukleinsavat növényi sejtekben expresszálni;
- (iii) az (ii) szerinti eljárást, ahol az állat monogasztrikus állat, és adott esetben az állat kérődző;
- (iv) az (i) – (iii) bármelyike szerinti eljárás, ahol az állati tápszer vagy élelmiszer vagy a tápszer-kiegészítő vagy élelmiszer-kiegészítő bejuttató mátrix pellet, tablettá, gél, folyadék, permet, örölt gabona vagy por formájában van;
- (v) az (i) – (iv) igénypontok bármelyike szerinti eljárás, ahol a fitázenzim glikozilált vagy a fitázenzim glikozilált, miáltal pelletizáló körülmények között hőstabilitást vagy hőstabilitást biztosít; vagy
- (vi) a (iv) vagy (v) szerinti eljárás, ahol a bejuttató mátrix gabonacsírából és a fitázenzimet tartalmazó keverék pelletizálásával kialakított, miáltal részecske jön létre, és adott esetben a pelletek előállítása olyan körülmények között történik, amely gőz alkalmazását tartalmazza, adott esetben a pelletek előállítása olyan körülmények között történik, amely mintegy 5 percig legalább 80°C hőmérséklet alkalmazását tartalmazza, és adott esetben a pellet fitázenzimet tartalmaz, amely legalább 350 és legfeljebb mintegy 900 egység/mg specifikus aktivitást mutat az enzim tömegére vonatkoztatva.

15. Nem terápiás eljárás fitázenzim-kiegészítő bejuttatására embernek vagy állatnak, amely eljárás tartalmazza:

- (i) (a) ehető bejuttató mátrix elkészítését, ami ehető hordozót és a 7. vagy 8. igénypont szerinti polipeptidet tartalmaz, ahol a mátrix könnyen eloszlatja és kibocsátja a fitázenzimet, amikor az vizes közegben van, és (b) az ehető enzimet bejuttató mátrix beadását embernek vagy állatnak;
- (ii) az (i) szerinti eljárást, ahol az ehető bejuttató mátrix granulált ehető hordozót tartalmaz;
- (iii) az (i) vagy (ii) szerinti eljárást, ahol az ehető bejuttató mátrix pellet, tablettá, gél, folyadék, permet vagy por formájában van, vagy implantátumként;
- (iv) az (i), (ii) vagy (iii) szerinti eljárás, ahol az ehető hordozó a következők alkotta csoportból választott hordozót tartalmaz: gabonacsíra, széna, lucerna, timófa, szójapetely, napraforgómag-liszt, kukoricaliszt, szójaliszt és búzaliszt; vagy

- (v) az (i) – (iv) pontok bármelyike szerinti eljárás, ahol az ehető hordozó gabonacsírt tartalmaz, amely olajmentesített.

16. Élelmiszer, tápszer, élelmiszer-kiegészítő vagy tápszer-kiegészítő állat vagy ember számára:

- (i) amely tartalmazza a 7. vagy 8. igénypont szerinti polipeptidet;
- (ii) az (i) szerinti élelmiszer, tápszer, élelmiszer-kiegészítő vagy tápszer-kiegészítő, ahol a polipeptid glikozilált vagy fitázaktivitás hőtűrő vagy hőstabil; vagy
- (iii) az (i) vagy (ii) szerinti élelmiszer, tápszer, élelmiszer-kiegészítő vagy tápszer-kiegészítő pellet, pirula, tablettá, kapszula, géltablettá, permet, por, sűrű szuszpenzió, szuszpenzió vagy folyékony formában készített vagy polimerrel burkolt adalékok alkalmazásával előállított vagy granulált formában elkészített vagy permetezésével előállított.

17. Ehető vagy abszorbeálható enzimbejuttató mátrix:

- (i) amely tartalmazza a 7. vagy 8. igénypont szerinti polipeptidet;
- (ii) az (i) ehető vagy abszorbeálható enzimbejuttató mátrix, ahol a polipeptid glikozilált vagy fitázaktivitás hőtűrő vagy hőstabil; vagy
- (iii) az (i) vagy (ii) szerinti ehető vagy abszorbeálható enzimbejuttató mátrix, amely tartalmazza a következőket vagy következő formák bármelyikében készített: pellet, pirula, tablettá, kapszula, géltablettá, permet, por vagy folyékony forma vagy polimerrel burkolt adalékok alkalmazásával előállított vagy granulált formában elkészített vagy permetezésével előállított.

18. Ehető vagy abszorbeálható pellet:

- (i) amely tartalmaz granulált, ehető vagy abszorbeálható hordozót és a 7. vagy 8. igénypont szerinti polipeptidet;
- (ii) az (i) szerinti ehető vagy abszorbeálható pellet, ahol a polipeptid glikozilált, és/vagy a polipeptidnek fitázaktivitása van, amely hőtűrő vagy hőstabil; vagy
- (iii) az (i) vagy (ii) szerinti ehető vagy abszorbeálható pellet, ahol a pellet következő formák bármelyikében készített: pellet, pirula, tablettá, kapszula, géltablettá, permet, por vagy sűrű szuszpenzió vagy szuszpenzió vagy polimerrel burkolt adalékok alkalmazásával előállított vagy granulált formában elkészített vagy permetezésével előállított.

19. Szójaliszt, amely

- (i) a 7. vagy 8. igénypont szerinti polipeptidet tartalmaz, vagy
- (ii) az (i) szerinti szójaliszt, amely pellet, pirula, tablettá, kapszula, géltablettá, permet, por, sűrű szuszpenzió, szuszpenzió vagy folyékony formában készített.