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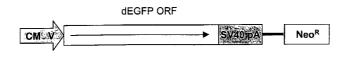
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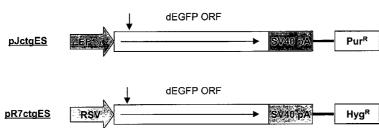
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[Continued on next page]

(54) Title: DOUBLE-STRANDED RNA-MEDIATED GENE SUPPRESSION



Sense Genes



(57) Abstract: The present invention relates to methods for modifying gene expression and in particular to methods for controlling gene expression in eukaryotic cells using double-stranded RNA (dsRNA), and to eukaryotic cell lines in which gene expression has been altered using the method. The invention also relates to compositions suitable for controlling gene expression and to methods of treatment which utilise such compositions.





- (81) Designated States (national): AE, AG, AL, AM, AT, AU, AZ, BA, BB, BG, BR, BY, BZ, CA, CH, CN, CO, CR, CU, CZ, DE, DK, DM, DZ, EC, EE, ES, FI, GB, GD, GE, GH, GM, HR, HU, ID, IL, IN, IS, JP, KE, KG, KP, KR, KZ, LC, LK, LR, LS, LT, LU, LV, MA, MD, MG, MK, MN, MW, MX, MZ, NO, NZ, PH, PL, PT, RO, RU, SD, SE, SG, SI, SK, SL, TJ, TM, TR, TT, TZ, UA, UG, US, UZ, VN, YU, ZA, ZW.
- (84) Designated States (regional): ARIPO patent (GH, GM, KE, LS, MW, MZ, SD, SL, SZ, TZ, UG, ZM, ZW), Eurasian patent (AM, AZ, BY, KG, KZ, MD, RU, TJ, TM), European patent (AT, BE, CH, CY, DE, DK, ES, FI, FR, GB, GR, IE, IT, LU, MC, NL, PT, SE, TR), OAPI patent (BF, BJ, CF, CG, CI, CM, GA, GN, GQ, GW, ML, MR, NE, SN, TD, TG).

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- of inventorship (Rule 4.17(iv)) for US only

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For two-letter codes and other abbreviations, refer to the "Guidance Notes on Codes and Abbreviations" appearing at the beginning of each regular issue of the PCT Gazette.

ational Application No PCT/US 01/49487

A. CLASSIFICATION OF SUBJECT MATTER IPC 7 C12N15/11 C12N C12N15/63 C12N9/00 A61K31/713 C12N5/10 A61K48/00 C12M3/00 C12Q1/68 A61P31/18 According to International Patent Classification (IPC) or to both national classification and IPC **B. FIELDS SEARCHED** Minimum documentation searched (classification system followed by classification symbols) IPC 7 C12N A61K C12Q C12M A61P Documentation searched other than minimum documentation to the extent that such documents are included in the fields searched Electronic data base consulted during the international search (name of data base and, where practical, search terms used) C. DOCUMENTS CONSIDERED TO BE RELEVANT Relevant to claim No. Category Citation of document, with indication, where appropriate, of the relevant passages 1-9.14.X WO OO 63364 A (AMERICAN HOME PRODUCTS CORP. (US); PACHUK CATHERINE; 15, 21-41. SATISHCHANDRAN C.) 45-54. 26 October 2000 (2000-10-26) 59-66 the whole document 1-9,14,WO OO 44914 A (MEDICAL COLLEGE OF GEORGIA χ RESEARCH INSTITUTE (US); LI; FARRELL; 15, 21-27 KIRBY) 3 August 2000 (2000-08-03) 29-38. 41, 45-54 59-66 the whole document -/--Patent family members are listed in annex. Х Further documents are listed in the continuation of box C. ° Special categories of cited documents: *T* later document published after the international filing date or priority date and not in conflict with the application but cited to understand the principle or theory underlying the *A* document defining the general state of the art which is not considered to be of particular relevance invention "E" earlier document but published on or after the international "X" document of particular relevance; the claimed invention cannot be considered novel or cannot be considered to filing date document which may throw doubts on priority claim(s) or which is cited to establish the publication date of another citation or other special reason (as specified) involve an inventive step when the document is taken alone "Y" document of particular relevance; the claimed invention cannot be considered to involve an inventive step when the document is combined with one or more other such documents, such combination being obvious to a person skilled in the set. "O" document referring to an oral disclosure, use, exhibition or other means in the art. document published prior to the international filing date but later than the priority date claimed "&" document member of the same patent family Date of mailing of the international search report Date of the actual completion of the international search 16/04/2003 2 April 2003 Name and mailing address of the ISA Authorized officer European Patent Office, P.B. 5818 Patentlaan 2 NL – 2280 HV Rijswijk Tel. (+31–70) 340–2040, Tx. 31 651 epo nl, Fax: (+31–70) 340–3016 Macchia, G

rnational Application No
PCT/US 01/49487

| A (NOVARTIS AG (CH); INDUNGEN VERWALTUNGS GMBH mber 1999 (1999-12-02) cument | 1-10,14, 15,17, 21-25, 30-34, 37,41, 42, 46-54, 59-66 |
|------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| INDUNGEN VERWALTUNGS GMBH mber 1999 (1999-12-02) cument I AL.: "Methods of | 15,17, 21-25, 30-34, 37,41, 42, 46-54, 59-66 |
| T AL.: "Methods of | |
| | |
| ded RNA-mediated gene in Arabidopsis and their use essential gene in methionine LAR BIOLOGY, 6, December 2000 (2000-12), 5, XP001148825 | 1,3-10, 14,15, 21-25, 30-32, 34,41, 47, 49-52, 54, 59-62,66 |
| cument | |
| A (CENTRUM VOOR ELINGS- EN NDERZOEK CPRO-DLO (NL)) 999 (1999-12-02) cument | 1,3-10, 14,15, 17,21, 22,24, 25, 30-34, 41,42, 46,47, 49-52, 54, 59-62,66 |
| ND BELOTE J.M.: -dependent gene silencing by inverted repeat in JOURNAL OF GENETICS AND 4, April 2000 (2000-04), 4, XP002939525 | 1,3-9, 14,15, 17, 21-25, 30-32, 34,37, 41,42, 47-52, 54,55, 60-62,64 |
| ZERICKA-GOETZ M.: "Specific with gene function by ded RNA in early mouse BIOLOGY, uary 2000 (2000-02), pages 138445 cument | 1,2,21, 23-26, 34-37, 60,62,64 |
| | 4, April 2000 (2000-04), 1, XP002939525 cument 2 ZERICKA-GOETZ M.: "Specific with gene function by ded RNA in early mouse BIOLOGY, Jary 2000 (2000-02), pages 138445 |

national Application No
PCT/US 01/49487

| | | PC1/US 01/4948/ |
|---------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------|
| C.(Continua Category ° | ktion) DOCUMENTS CONSIDERED TO BE RELEVANT Citation of document, with indication, where appropriate, of the relevant passages | Relevant to claim No. |
| Category | Citation of document, with indication, where appropriate, or the relevant passages | Tions and to state 140. |
| χ | KENNERDELL J.R. AND CARTHEW R.W.: "Heritable gene silencing in Drosophila using double-stranded RNA" NATURE BIOTECHNOLOGY, vol. 18, no. 8, August 2000 (2000-08), pages 896-898, XP002184279 ISSN: 1087-0156 | 1,3-9, 14,15, 21,22, 24,25, 30-32, 34,37, 41, 46-54, 60,62 |
| | the whole document | |
| А | TURNER M. AND SCHUCH W.: "Post-transcriptional gene-silencing and RNA interference: genetic immunity, mechanisms and applications" JOURNAL OF CHEMICAL TECHNOLOGY AND BIOTECHNOLOGY, vol. 75, no. 10, October 2000 (2000-10), pages 869-882, XP001149829 | |
| Х | WO 99 32619 A (CARNEGIE INST WASHINGTON MASSACHUSETS UNIV; FIRE; XU; MONTGOMERY ET AL) 1 July 1999 (1999-07-01) | 1-9,14, 15, 21-39, 41, 45-54, 58,60, 62-65 |
| | the whole document | |
| X | FIRE A. ET AL.: "Potent and specific genetic interference by double-stranded RNA in Caenorhabditis elegans" NATURE, vol. 391, no. 6669, 19 February 1998 (1998-02-19), pages 806-811, XP002199982 ISSN: 0028-0836 cited in the application the whole document | 1-3,24, 34,37, 60,62 |
| A | TIMMONS L. AND FIRE A.: "Specific interference by ingested dsRNA" NATURE, vol. 395, no. 6705, 29 October 1998 (1998-10-29), page 854 XP002103601 ISSN: 0028-0836 the whole document | |
| | | |

national Application No
PCT/US 01/49487

| 0./0 | ALL A DOUBLE TO DOUGLE FOR TO BE DELEVANT | PC1/US 01/4 | |
|------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------|------------------------------------------------------------------------------------|
| | citation) DOCUMENTS CONSIDERED TO BE RELEVANT Citation of document, with indication, where appropriate, of the relevant passages | 10. | elevant to claim No. |
| Category ° | onation of document, with indication, where appropriate, or the relevant passages | 110 | S.S. Alit to oralli 110. |
| А | MONTGOMERY M.K. AND FIRE A.: "Double-stranded RNA as a mediator in sequence-specific genetic silencing and co-suppression" TRENDS IN GENETICS, vol. 14, no. 7, 1 July 1998 (1998-07-01), pages 255-258, XP004124680 ISSN: 0168-9525 | | |
| A | DING SF. ET AL.: "Co-packaging of sense and antisense RNAs: a novel strategy for blocking HIV-1 replication" NUCLEIC ACIDS RESEARCH, vol. 26, no. 13, 1998, pages 3270-3278, XP002236827 page 3278, left-hand column | | |
| А | SULLENGER B.A. AND CECH T.R.: "Tethering ribozymes to a retroviral packaging signal for destruction of viral RNA" SCIENCE, vol. 262, 3 December 1993 (1993-12-03), pages 1566-1569, XP000567869 ISSN: 0036-8075 | | |
| X | WO 99 53050 A (COMMONWEALTH SCIENTIFIC INDUSTRIAL RES ORG (AU) WATERHOUSE WANG GRAHAM) 21 October 1999 (1999-10-21) | | 1-9,14, 15, 21-25, 30-32, 34,41, 42,46, 47, 49-54, 60-62 |
| | the whole document | | |
| P,X | WO 01 12824 A (COMMONWEALTH SCIENTIFIC INDUSTRIAL RESEARCH ORG (AU); WANG; WATERHOUSE) 22 February 2001 (2001-02-22) | | 1,3-9, 12-17, 19-25, 30-32, 34, 41-44, 46,47, 49-57, 60-62 |
| | the whole document | | |

nternational application No. PCT/US 01/49487

| Box I Observations where certain claims were found unsearchable (Continuation of item 1 of first sheet) | |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----|
| This International Search Report has not been established in respect of certain claims under Article 17(2)(a) for the following reasons: | |
| 1. X Claims Nos.: because they relate to subject matter not required to be searched by this Authority, namely: | |
| Although claims 34-45, 47-58, 60 and 62 are directed to a method of treatme of the human/animal body, the search has been carried out and based on the alleged effects of the compound/composition. | nt |
| Claims Nos.: because they relate to parts of the International Application that do not comply with the prescribed requirements to such an extent that no meaningful International Search can be carried out, specifically: | |
| | |
| 3. Claims Nos.: because they are dependent claims and are not drafted in accordance with the second and third sentences of Rule 6.4(a). | |
| Box II Observations where unity of invention is lacking (Continuation of item 2 of first sheet) | |
| This International Searching Authority found multiple inventions in this international application, as follows: | |
| | |
| see additional sheet | |
| | |
| | |
| As all required additional search fees were timely paid by the applicant, this International Search Report covers all searchable claims. | |
| 2. X all searchable claims could be searched without effort justifying an additional fee, this Authority did not invite payment of any additional fee. | |
| | |
| 3. As only some of the required additional search fees were timely paid by the applicant, this International Search Report covers only those claims for which fees were paid, specifically claims Nos.: | |
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| | , |
| 4. No required additional search fees were timely paid by the applicant. Consequently, this International Search Report is restricted to the invention first mentioned in the claims; it is covered by claims Nos.: | |
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| | |
| Remark on Protest The additional search fees were accompanied by the applicant's protest. | |
| No protest accompanied the payment of additional search fees. | |
| | |

FURTHER INFORMATION CONTINUED FROM PCT/ISA/ 210

This International Searching Authority found multiple (groups of) inventions in this international application, as follows:

1. Claims: 12, 13, 16, 18-20, 43, 44, 56, 57 all totally; 1-9, 14, 15, 17, 21-42, 45-55, 58-66 all partially

A double-stranded RNA complex/molecule as claimed in claims 1-9 and 12-20 (i.e. further comprising at least one ribozyme).

Related products, methods, compositions, apparatus and uses.

2. Claims: 10, 11 all totally; 1-9, 14, 15, 17, 21-42, 45-55, 58-66 all partially

A double-stranded RNA complex/molecule as claimed in claims 1-11, 14, 15 and 17 (i.e. further comprising an additional RNA portion encoding a protein).
Related products, methods, compositions, apparatus and uses.

Information on patent family members

national Application No
PCT/US 01/49487

| Patent document cited in search report | | Publication date | | Patent family member(s) | Publication date |
|----------------------------------------|---|------------------|----------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------|
| WO 0063364 | A | 26-10-2000 | AU BR CN EP JP WO | 4472100 A 0009884 A 1375004 T 1171586 A2 2002542263 T 0063364 A2 | 10-12-2002 |
| WO 0044914 | A | 03-08-2000 | AU CA EP WO US | 2634800 A 2361201 A1 1147204 A1 0044914 A1 2002114784 A3 | 1 24-10-2001 1 03-08-2000 |
| WO 9961631 | A | 02-12-1999 | AU AU BR CA CN WO EP HU JP PL TR | 751409 B2 4368399 A 9910729 A 2328058 A3 1307641 T 9961631 A3 1080208 A3 0102103 A2 2002516112 T 344312 A3 200003481 T2 | 13-12-1999 13-02-2001 1 02-12-1999 08-08-2001 1 02-12-1999 1 07-03-2001 2 28-09-2001 04-06-2002 1 22-10-2001 |
| WO 9961632 | Α | 02-12-1999 | EP AU WO | 0959133 A 4172599 A 9961632 A | 13-12-1999 |
| WO 9932619 | A | 01-07-1999 | US AU CA EP JP WO US | 6506559 B 743798 B 1938099 A 2311999 A 1042462 A 2002516062 T 9932619 A 2003056235 A 2003055020 A | 2 07-02-2002 12-07-1999 1 01-07-1999 1 11-10-2000 04-06-2002 1 01-07-1999 1 20-03-2003 |
| WO 9953050 | A | 21-10-1999 | AU CA CN EP WO JP | 2951499 A 2325344 A 1306571 T 1068311 A 9953050 A 2002511258 T | 1 21-10-1999 01-08-2001 1 17-01-2001 1 21-10-1999 |
| WO 0112824 | A | 22-02-2001 | US AU EP WO | 6423885 B 6586300 A 1208211 A 0112824 A | 13-03-2001 1 29-05-2002 |