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(54) **TOPICAL APPLICATION FOR TREATING TOENAIL FUNGUS**

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(76) Inventor: **James Edward Brehove**, Succasunna, NJ (US)

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Correspondence Address:

Ernest D. Buff
Ernest D. Buff & Associates, LLC
245 South Street
Morristown, NJ 07960 (US)

(57) **ABSTRACT**

A topical applications is used to treat and prevent the spread of nail infections or onychomycosis caused by bacteria, fungi and other pathogens. The topical application has a composition that comprises, as an active ingredient, at least one species selected from the group consisting of 2,2'-(alkyldioxy) bis-(alkyl-1,3,2-dioxaborinane) and 2,2'-oxybis(alkyl-1,3,2-dioxaborinane). More specifically, the composition comprises, as an active ingredient, at least one member selected from the group consisting of 2,2'-(1-methyltrimethylene dioxy) bis-(4-methyl-1, 3, 2-dioxaborinane) and 2,2'-oxybis (4, 4, 6-trimethyl-1, 3, 2-dioxaborinane).

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Related U.S. Application Data

(60) Provisional application No. 60/274,391, filed on Mar. 10, 2001.

CFAD Exhibit 1003

TOPICAL APPLICATION FOR TREATING TOENAIL FUNGUS

CROSS-REFERENCE TO RELATED APPLICATIONS

[0001] This application claims the benefit of U.S. Provisional Patent Application No. 60/274,391, filed Mar. 10, 2001, entitled "Topical Application For Treating Toenail Fungus".

BACKGROUND OF THE INVENTION

[0002] 1. Field of the Invention

[0003] This invention relates to the treatment of human fingernails and toenails; and more particularly, to topical applications and methods to cure or prevent the spread of nail infections, such as onychomycosis, caused by bacteria, fungi and other pathogens.

[0004] 2. Description of the Related Art

[0005] Onychomycosis is a nail disease of the toes and fingers typically caused by the organisms *Candida albicans*, *Trichophyton mentagrophytes*, *Trichophyton rubrum*, or *Epidermophyton floccosum*. The nails become thickened and lusterless, and debris accumulates under the free edge. Nail plates become separated and the nails may be destroyed. It is acknowledged that the therapy of onychomycosis is difficult and protracted. Oral therapy with antimycotics requires months of administration and must be closely monitored for side effects.

[0006] Topical compositions have long been used with the objective of treating onychomycosis. Representative compositions used for this purpose are disclosed by U.S. Pat. Nos. 5,346,692; 5,391,367; 5,464,610; 5,487,776; 5,696,105; 5,760,052; 5,840,283; 5,866,105; 5,874,476; 5,916,545; 5,972,317; and 6,022,549. Such prior art topical applications have been largely unsuccessful because the nail is a difficult barrier for anti-fungal compounds to penetrate. To be effective a topical treatment for onychomycosis should exhibit a powerful potency for pathogens. It must also be permeable through the nail barrier, and safe for patient use. There exists a need in the art for a topical application that combines these traits in high degree.

[0007] Members of the class of organo-boron compounds have long been known to exhibit biocidal activity. Yet, none of the prior art teachings on treatment of onychomycosis discloses use of compositions containing an organo-boron compound for this purpose, or employs a composition that contains an organo-boron compound as a constituent.

[0008] U.S. Pat. No. 3,189,637 to Bengelsdorf et al. describes cycloalkenyl glycol boric acid esters including 2,2'-(alkyldioxy) bis-(alkyl-1, 3, 2-dioxaborinane) derivatives having utility in a variety of applications, including fungicides.

[0009] U.S. Pat. No. 3,877,890 to Maisey et al. describes biocide compositions for controlling and preventing the growth of micro-organisms in jet fuel. The organo-boron compounds of the Maisey et al. patent do not include the dioxaborinane genus of the present invention.

[0010] U.S. Pat. No. 4,718,919 to DeLue et al. discloses an anti-icing and biocidal and fungicidal fuel additive including

the preferred species of the present invention in combination with an ethylene glycol monoalkylether.

[0011] U.S. Pat. No. 4,742,044 to Boden discloses 1,3,2-dioxaborinane derivatives useful in augmenting or enhancing the aroma of perfume compositions, and perfumed articles.

[0012] In none of the references describing dioxaborinane compounds is a use for treatment of onychomycosis disclosed or suggested.

[0013] The safety and non-toxicity of organo-boron compounds has been questioned.

[0014] One reference, "*Sax's Dangerous Properties of Industrial Materials*", Tenth Edition, John Wiley & Sons, New York, 2000. P.546, reports that the "Safety Profile" of "Boron Compounds" is "very toxic", and that "Boron Compounds are therefore considered an industrial poison."

[0015] On the other hand, an article entitled, "Recherches Pharmacologiques Sur Les Derives Organiques Du Bore", *Therapie* (Paris) 15, 791-802 (1960), discusses the toxicity of the compound 2-(p-tolyl)-(5-methyl, 5-propyl)-1,3,2-dioxaborinane (termed I.S. 813). When tested for use as a possible sedative, it was found that the toxicity of I.S. 813 was very low. Finally, a fuel additive Biobor® JF containing a combination of 2,2'-(1-methyltrimethylene dioxy) bis-(4-methyl-1, 3, 2-dioxaborinane) and 2,2'-oxybis (4, 4, 6-trimethyl-1, 3, 2-dioxaborinane) with naphtha is sold commercially by Hammonds Fuel Additive Inc., Houston, Tex. The material safety data sheet for this combination identifies as a hazard "Skin Contact: May cause slight to mild irritation. Prolonged or repeated contact may dry the skin and lead to irritation (i.e. dermatitis)".

[0016] There remains a need in the art for a topical application which can be safely applied to nails of fingers and toes, and which exhibits in combination permeability and potency for pathogens required to effectively cure, or prevent the spread of onychomycosis.

SUMMARY OF THE INVENTION

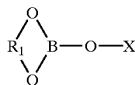
[0017] The present invention provides a topical composition for treatment of nail infections. The composition comprises, as an active ingredient, at least one species selected from the group consisting of 2,2'-(alkyldioxy) bis-(alkyl-1, 3,2-dioxaborinane) and 2,2'-oxybis(alkyl-1,3,2-dioxaborinane). More specifically, the composition comprises, as an active ingredient, at least one member selected from the group consisting of 2,2'-(1-methyltrimethylene dioxy) bis-(4-methyl-1, 3, 2-dioxaborinane) and 2,2'-oxybis (4, 4, 6-trimethyl-1, 3, 2-dioxaborinane). The invention also comprises a method of treating onychomycosis by topical application of a composition containing, as an active ingredient, at least one member selected from the group consisting of 2,2'-(1-methyltrimethylene dioxy) bis-(4-methyl-1, 3, 2-dioxaborinane) and 2,2'-oxybis (4, 4, 6-trimethyl-1, 3, 2-dioxaborinane).

[0018] The compositions and method of the invention provide a unique means for treating onychomycosis. Advantageously, such means provides, in combination, certain characteristics, including safety, effectiveness, convenience, and freedom from toxicity, which have been unavailable heretofore. Through in vitro microbiological tests it is now

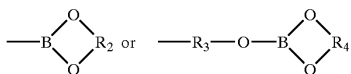
found that a topical formulation containing as active ingredient at least one member selected from the group consisting of 2,2'-(1-methyltrimethylene dioxy) bis-(4-methyl-1, 3, 2-dioxaborinane) and 2,2'-oxybis(4, 4, 6-trimethyl-1, 3, 2-dioxaborinane) has powerful potency against *Candida albicans*. That is to say, it is found in accordance with the invention, that active constituents of certain compositions effectively kill the most common pathogen causing onychomycosis. It is also found by in vivo tests on a volunteer that formulations of the invention achieve efficacy in the treatment of onychomycosis without skin irritation or noticeable side effects. One formulation is conveniently applied nightly in a petroleum jelly or mineral oil base. Dilute compositions of the active compounds in alcohol or acetone base has the ability to deliver concentrated active ingredient as the solvent evaporates. Another formulation is conveniently applied once per week in a cellulose acetate lacquer base. Both formulations are effective in curing the onychomycosis without skin irritation and evident side effects.

DETAILED DESCRIPTION OF THE INVENTION

[0019] In accordance with the present invention, there is provided a topical composition for treatment of nail infections. Generally stated, the composition comprises, as an active ingredient, at least one species selected from the group consisting of 2,2'-(alkyldioxy) bis-(alkyl-1,3,2-dioxaborinane) and 2,2'-oxybis(alkyl-1,3,2-dioxaborinane). The active ingredient in one composition of the invention has the following general formula:



[0020] where R_1 is a primary, or secondary alkyl group having from 3 to 20 carbon atoms, X represents



[0021] and where R_2 , R_3 and R_4 are defined the same as R_1 above and may be the same or different primary, or secondary alkyl groups.

[0022] More specifically, the composition comprises, as an active ingredient, at least one member selected from the group consisting of 2,2'-(1-methyltrimethylene dioxy) bis-(4-methyl-1, 3, 2-dioxaborinane) and 2,2'-oxybis(4, 4, 6-trimethyl-1, 3, 2-dioxaborinane).

[0023] The synthesis of 2,2'-(alkyldioxy) bis-(alkyl-1,3,2-dioxaborinane) and 2,2'-oxybis(alkyl-1,3,2-dioxaborinane) derivatives has been described in U.S. Pat. No. 2,741,548, which description is hereby incorporated by reference; but only to the extent it is not incompatible herewith. Example 2 of U.S. Pat. No. 2,741,548 expressly describes the synthesis of 2,2'-oxybis(4, 4, 6-trimethyl-1, 3, 2-dioxaborinane).

[0024] It is now found by in vitro microbiological tests that a topical formulation containing as active ingredient at least one member selected from the group consisting of 2,2'-(1-methyltrimethylene dioxy) bis-(4-methyl-1, 3, 2-dioxaborinane) and 2,2'-oxybis(4, 4, 6-trimethyl-1, 3, 2-dioxaborinane) is effective against *Candida albicans*. It is also found by in vivo tests on a volunteer that a formulation of the invention is effective in the treatment of onychomycosis without skin irritation or noticeable side effects.

[0025] In one embodiment, the composition of the invention contains as an active ingredient at least one member selected from the group consisting of 2,2'-(1-methyltrimethylene dioxy) bis-(4-methyl-1, 3, 2-dioxaborinane) and 2,2'-oxybis(4, 4, 6-trimethyl-1, 3, 2-dioxaborinane) in combination with at least one member selected from the group consisting of white mineral oil, petroleum jelly and paraffin wax or volatile solvent such as alcohol or acetone. The mineral oil, petroleum jelly and paraffin wax help protect the skin against irritation or drying and serve as a reservoir for the active ingredient permitting extended continuous diffusion and penetration into the nail. The volatile solvents provide more concentrated availability of the active ingredient from dilute solutions as the solvent evaporates.

[0026] In another embodiment, the composition of the invention contains as an active ingredient at least one member selected from the group consisting of 2,2'-(1-methyltrimethylene dioxy) bis-(4-methyl-1, 3, 2-dioxaborinane) and 2,2'-oxybis(4, 4, 6-trimethyl-1, 3, 2-dioxaborinane) in combination with an organic film former. The organic film former serves as a long lasting reservoir for the active ingredient, permitting extended continuous diffusion and penetration into the nail. Many suitable film-forming polymers are known. Among those film formers considered to be suitable are polymers and copolymers of vinyl acetate, polymethyl methacrylate, polyvinyl butyral, polyvinyl pyrrolidone, cellulose acetate, and cellulose butyrate.

[0027] In yet another embodiment, the composition of the invention contains as an active ingredient at least one member selected from the group consisting of 2,2'-(1-methyltrimethylene dioxy) bis-(4-methyl-1, 3, 2-dioxaborinane) and 2,2'-oxybis(4, 4, 6-trimethyl-1, 3, 2-dioxaborinane) in combination with a penetration enhancer. As used herein, the term "penetration enhancer" means a chemical compound that increases the permeability of the skin to a drug. Several different penetration enhancers have been reported, including dimethyl sulfoxide, and N-methyl-2-pyrrolidone.

[0028] The active dioxaborinane ingredient preferably constitutes at least about 0.1 wt. % of a composition of the invention. More preferably, the dioxaborinane ingredient constitutes between about 0.1 wt % and 75 wt % of the composition. Yet more preferably, the dioxaborinane ingredient constitutes between about 0.1 wt % and 50 wt % of the composition. Most preferably, dioxaborinane ingredient constitutes between about 0.1 wt % and 25 wt % of the composition.

[0029] The following examples are presented to provide a more complete understanding of the invention. The specific techniques, conditions, materials, proportions and reported data set forth to illustrate the principles and practice of the invention are exemplary and should not be construed as limiting the scope of the invention.

EXAMPLES

Examples 1-15

[0030] 2,2'-(1-methyltrimethylene dioxy) bis-(4-methyl-1, 3, 2-dioxaborinane) (hereinafter compound S1) and 2,2'-oxybis (4, 4, 6-trimethyl-1, 3, 2-dioxaborinane) (hereinafter compound S2) are each prepared and purified according to the procedures described in U.S. Pat. No. 2,741,548. One or both of the dioxaborinanes is mixed with a sterile U.S.P. grade of white mineral oil in varying proportions as shown in Table I below to form compositions of the invention. The mineral oil is produced by E. R. Squibb & Sons Inc., Princeton, N.J. A control composition consists of the mineral oil alone.

[0031] The compositions are evaluated according to an approved surface carrier disinfection test (Official Methods of Analysis of the Association of Official Analytical Chemists protocol 991.47: Hard surface carrier test method). Cultures of *Candida albicans* are grown for 24 hours at room temperature in trypsin soy broth to a density of approximately McFarland standard #10. Sterile glass cylinders (Belco Cat. #2090-S0012) serve as carriers. The carriers are coated with the test composition or the control composition and subsequently submerged in 5 ml of the stock culture and allowed to remain there for 15 minutes.

[0032] The carriers are aseptically transferred to sterile, dry Whatman #1 filter paper, and excess droplets of the inoculation medium are removed. The carriers are dried at 37° C. for 40 minutes and then aseptically transferred to 5 ml of trypsin soy broth. They are then sonicated for 10 minutes in as water bath at 25° C. Tubes containing the sonicated carriers are vortexed, and a portion of the medium is placed onto trypsin soy agar plates, and incubated overnight at 37° C. Microbial growth is assessed by counting colonies. The results are presented in Table I.

TABLE I

Example	Test Compound	Wt. % Of S1/S2 In Mineral Oil	Colonies Of <i>Candida Albicans</i> Observed
Comparative	Mineral oil (control)	0	1203
1	S1	0.1	8
2	S1	1.0	2
3	S1	10	0
4	S1	25	0
5	S1	50	0
6	S1	75	0
7	S2	0.1	11
8	S2	1.0	1
9	S2	10	0
10	S2	25	0
11	S2	50	0
12	S2	75	0
13	25/75 w/w S1/S2	25	0
14	50/50 w/w S1/S2	25	0
15	75/25 w/w S1/S2	25	0

[0033] The results indicate that each of the formulations in Examples 1-15 of the invention is highly effective in suppressing growth of *Candida albicans* in vitro.

Example 16

[0034] A male volunteer 43 years old has onychomycosis of the toenails on both feet. To the toenails of the left foot

is applied a mixture consisting of 25 wt % of compounds S1 and S2 in 50/50 w/w proportion, and 75 wt. % of low viscosity petroleum jelly. Selection of this composition is based on the examples of 1-15, which indicates that a 25% loading of either S1 or S2 or combinations thereof completely destroys the fungus. The clinical tests are done to evaluate effectiveness and skin reactions, if any. This mixture is reapplied nightly. To the toenails of the right foot is applied a mixture of 25 wt % of compounds S1 and S2 in 50/50 w/w proportion, 70 wt % acetone and 5 wt % cellulose acetate. This mixture is applied once per week after the previous week's application is removed with acetone. At the end of 6 weeks of treatment, the toenails of each foot have a clear, uninfected zone of 2 mm in width. At the end of 12 weeks of treatment, the clear zone is 4 mm in width. At the end of 20 weeks of treatment, the toenails on both feet are free of infected areas. During the progression of the nail growth a ridge in the nail is seen between the newly grown clear nail which is closely attached to the skin below and the infected nail which is more detached from the skin. No skin irritation is seen on either foot and no side effects are evident.

Example 17

[0035] A male volunteer 58 years old has onychomycosis on both feet. At least four toes in each foot are infected. He applies the solution, which has 25% of active ingredients in mineral oil with a 50/50 S1/S2 ratio, to both feet once a day. The application included painting the entire toenail and the cuticle for approximately 3 mm beyond the nail. After 90 days 3 mm of clear infection free nail could be seen. After 125 days, more than three-quarter of the nail is clear, free from infection. The boundary between the infected portion and the clear portion is not smooth and shows structure. In 250 days, the nail is fully-grown, completely free from any infection. No skin irritation is observed.

Example 18

[0036] A female volunteer 35 years old has onychomycosis on big toe of right foot near the top one third of the nail. She applies the solution, which has 25% active ingredients in mineral oil with a 50/50 S1/S2 ratio, to both feet once a day. The application included painting the entire toenail and the cuticle for approximately 3 mm beyond the nail. After 90 days the infection on the top third of the nail cleared away with clear nails. The treatment is continued for a total of 180 days at which time no trace of fungus is seen. No skin irritation is observed.

Example 19

[0037] A male volunteer 85 years old has onychomycosis on left side of big toe of right feet. He applies the solution, which has 12.5% active ingredients in mineral oil with 50/50 S1/S2 ratio, once a day. The diluted composition is selected to establish the lower limit of anti-fungal activity. He applies the solution for 90 days with clear evidence of destruction of fungus. The ease of fungus destruction is attributed to the closeness of the fungus to the left cuticle, which permitted easy penetration of the solution in spite of its lower concentration of the active ingredient. No irritation of the skin is observed.

Example 20

[0038] A female volunteer 50 years old has onychomycosis on big toe and the adjacent toe of left feet. She applies

the solution, which has 25% active ingredients in mineral oil with 50/50 S1/S2 ratio, once a day. She applies the solution for 245 days with clear evidence of destruction of fungus on the big toe and the adjacent toe. Onset of clear nail could be seen as early as 92 days when approximately 2 mm of clear nail is observed. Half of the big toe nail is clear in 125 days. No irritation of the skin is observed.

[0039] Having thus described the invention in rather full detail, it will be understood that such detail need not be strictly adhered to, but that additional changes and modifications may suggest themselves to one skilled in the art, all falling within the scope of the invention as defined by the subjoined claims.

What is claimed is:

1. A topical composition for treatment of nail infections comprising as an active ingredient at least one species selected from the group consisting of 2,2'-(alkyldioxy) bis-(alkyl-1,3,2-dioxaborinane) and 2,2'-oxybis(alkyl-1,3,2-dioxaborinane).

2. A topical composition for treatment of nail infections as recited by claim 1, wherein said active ingredient is at least one member selected from the group consisting of 2,2'-(1-methyltrimethylene dioxy) bis-(4-methyl-1, 3, 2-dioxaborinane) and 2,2'-oxybis (4, 4, 6-trimethyl-1, 3, 2-dioxaborinane).

3. A topical composition for treatment of nail infections as recited by claim 1, wherein said active ingredient is 2,2'-(1-methyltrimethylene dioxy) bis-4-methyl-1, 3, 2-dioxaborinane).

4. A topical composition for treatment of nail infections as recited by claim 1, wherein said active ingredient is 2,2'-oxybis (4, 4, 6-trimethyl-1, 3, 2-dioxaborinane).

5. A topical composition for treatment of nail infections as recited by claim 1, wherein said composition contains at least one member selected from the group consisting of white mineral oil, petroleum jelly and paraffin wax.

6. A topical composition for treatment of nail infections as recited by claim 1, wherein said composition contains volatile solvent

7. A topical composition for treatment of nail infections as recited by claim 1, wherein said composition contains an organic film former.

8. A topical composition for treatment of nail infections as recited by claim 6, wherein said organic film former is selected from the group consisting of polymers and copolymers of vinyl acetate, polymethyl methacrylate, polyvinyl butyral, polyvinyl pyrrolidone, cellulose acetate, and cellulose butyrate.

9. A topical composition for treatment of nail infections as recited by claim 1, wherein said composition contains a penetration enhancer.

10. A topical composition for treatment of nail infections as recited by claim 1, wherein said penetration enhancer is selected from the group consisting of dimethyl sulfoxide and N-methyl-2-pyrrolidone.

11. A topical composition for treatment of nail infections as recited by claim 1, wherein the concentration of the active ingredient is at least about 0.1 wt % of the composition.

12. A topical composition for treatment of nail infections as recited by claim 1, wherein the active ingredient is between 0.1 wt % and 75 wt % of the composition

13. A topical composition for treatment of nail infections as recited by claim 1, wherein the active ingredient is between 0.1 wt % and 50 wt % of the composition.

14. A topical composition for treatment of nail infections as recited by claim 1 wherein the active ingredient is between 0.1 wt % and 25 wt % of the composition.

15. A method for the treatment of nail infections comprising: periodically applying to the infected nail a composition comprising as active ingredient at least one species selected from the group consisting of 2,2'-(alkyldioxy) bis-(alkyl-1,3,2-dioxaborinane) and 2,2'-oxybis(alkyl-1,3,2-dioxaborinane) for a period sufficient to end the infection.

16. A method for the treatment of nail infections as recited by claim 14 wherein the composition applied comprises as active ingredient at least one member selected from the group consisting of 2,2'-(1-methyltrimethylene dioxy) bis-(4-methyl-1, 3, 2-dioxaborinane) and 2,2'-oxybis (4, 4, 6-trimethyl-1, 3, 2-dioxaborinane).

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