### **PCT**

## WORLD INTELLECTUAL PROPERTY ORGANIZATION International Bureau

# COMPIG

### INTERNATIONAL APPLICATION PUBLISHED UNDER THE PATENT COOPERATION TREATY (PCT)

(51) International Patent Classification 5:

A61K 9/48

(11) International Publication Number: WO 94/18954

(43) International Publication Date: 1 September 1994 (01.09.94)

(21) International Application Number: PCT/US94/01985

(22) International Filing Date: 22 February 1994 (22.02.94)

(30) Priority Data:

08/023,698 22 February 1993 (22.02.93) US 08/035,150 26 March 1993 (26.03.93) US

(60) Parent Applications or Grants

(63) Related by Continuation

US 08/023,698 (CIP)
Filed on 22 February 1993 (22.02.93)
US 08/035,150 (CIP)
Filed on 26 March 1993 (26.03.93)

(71) Applicant (for all designated States except US): CLOVER CONSOLIDATED, LIMITED [CH/CH]; 37, avenue de Rumini, CH-1002 Lausanne (CH).

(72) Inventors; and

(75) Inventors/Applicants (for US only): GRINSTAFF, Mark, W. [US/US]; 330 South Mentor, #231, Pasadena, CA 91106 (US). SOON-SHIONG, Patrick [US/US]; 11755 Chenault Street, Los Angeles, CA 90049 (US). WONG, Michael [US/US]; 601 Crescent, #16, Champagne, IL 61820 (US).

SANDFORD, Paul, A. [US/US]; 2822 Overland Avenue, Los Angeles, CA 90064 (US). SUSLICK, Kenneth, S. [US/US]; 63 Chestnut Court, Champagne, IL 61821 (US). DESAI, Neil, P. [IN/US]; 847 Alandele Avenue, Los Angeles, CA 90036 (US).

(74) Agent: REITER, Stephen, E.; Pretty, Schroeder, Brueggemann & Clark, 444 South Flower Street, Los Angeles, CA 90071 (US).

(81) Designated States: AT, AU, BB, BG, BR, BY, CA, CH, CN, CZ, DE, DK, ES, FI, GB, HU, JP, KP, KR, KZ, LK, LU, LV, MG, MN, MW, NL, NO, NZ, PL, PT, RO, RU, SD, SE, SK, UA, US, UZ, VN, European patent (AT, BE, CH, DE, DK, ES, FR, GB, GR, IE, IT, LU, MC, NL, PT, SE), OAPI patent (BF, BJ, CF, CG, CI, CM, GA, GN, ML, MR, NE, SN, TD, TG).

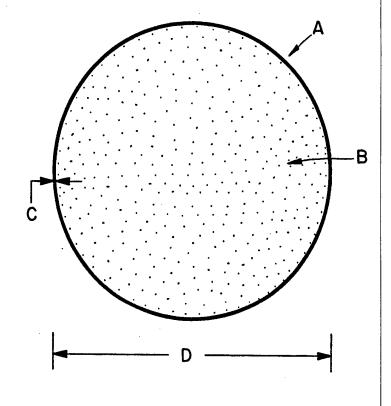
**Published** 

With international search report.

(54) Title: METHODS FOR IN VIVO DELIVERY OF BIOLOGICS AND COMPOSITIONS USEFUL THEREFOR

#### (57) Abstract

In accordance with the present invention, there are provided compositions useful for the *in vivo* delivery of a biologic, wherein the biologic is associated with a polymeric shell formulated from a biocompatible material. The biologic can be associated with the polymeric shell itself, and/or the biologic, optionally suspended/dispersed in a biocompatible dispersing agent, can be encased by the polymeric shell. In another aspect, the biologic associated with polymeric shell is administered to a subject, optionally dispersed in a suitable biocompatible liquid.





### FOR THE PURPOSES OF INFORMATION ONLY

Codes used to identify States party to the PCT on the front pages of pamphlets publishing international applications under the PCT.

| AT | Austria                  | GB | United Kingdom               | MR | Mauritania               |
|----|--------------------------|----|------------------------------|----|--------------------------|
| AU | Australia                | GE | Georgia                      | MW | Malawi                   |
| -  |                          | _  | •                            |    |                          |
| BB | Barbados                 | GN | Guinea                       | NE | Niger                    |
| BE | Belgium .                | GR | Greece                       | NL | Netherlands              |
| BF | Burkina Faso             | HU | Hungary                      | NO | Norway                   |
| BG | Bulgaria                 | IE | Ireland                      | NZ | New Zealand              |
| BJ | Benin                    | IT | Italy .                      | PL | Poland                   |
| BR | Brazil                   | JP | Japan                        | PT | Portugal                 |
| BY | Belarus                  | KE | Кепуа                        | RO | Romania                  |
| CA | Canada                   | KG | Kyrgystan                    | RU | Russian Federation       |
| CF | Central African Republic | KP | Democratic People's Republic | SD | Sudan                    |
| CG | Congo                    |    | of Korea                     | SE | Sweden                   |
| CH | Switzerland              | KR | Republic of Korea            | SI | Slovenia                 |
| CI | Côte d'Ivoire            | KZ | Kazakhstan                   | SK | Slovakia                 |
| CM | Cameroon                 | LI | Liechtenstein                | SN | Senegal                  |
| CN | China                    | LK | Sri Lanka                    | TD | Chad                     |
| CS | Czechoslovakia           | LU | Luxembourg                   | TG | Togo                     |
| CZ | Czech Republic           | LV | Latvia                       | TJ | Tajikistan               |
| DE | Germany                  | MC | Monaco                       | TT | Trinidad and Tobago      |
| DK | Denmark                  | MD | Republic of Moldova          | UA | Ukraine                  |
| ES | Spain                    | MG | Madagascar                   | US | United States of America |
| FI | Finland                  | ML | Mali                         | UZ | Uzbekistan               |
| FR | France                   | MN | Mongolia                     | VN | Vict Nam                 |
| GA | Gabon                    |    | -                            |    |                          |



1

# METHODS FOR IN VIVO DELIVERY OF BIOLOGICS AND COMPOSITIONS USEFUL THEREFOR

### FIELD OF THE INVENTION

The present invention relates to in vivo delivery of biologics. In one aspect, biologic is associated with a polymeric shell formulated from a biocompatible material.

5 The biologic can be associated with the polymeric shell itself, and/or the biologic, optionally suspended/dispersed in a biocompatible dispersing agent, can be encased by the polymeric shell. In another aspect, the biologic associated with polymeric shell is administered to a subject, optionally dispersed in a suitable biocompatible liquid.

### BACKGROUND OF THE INVENTION

Microparticles and foreign bodies present in the blood are generally cleared from the circulation by the 'blood filtering organs', namely the spleen, lungs and liver. The particulate matter contained in normal whole blood comprises red blood cells (typically 8 microns in diameter), white blood cells (typically 6-8 microns in diameter), and platelets (typically 1-3 microns in diameter). The microcirculation in most organs and tissues allows the free passage of these blood cells. When microthrombii (blood clots) of size greater than 10-15 microns are present in circulation, a risk of infarction or blockage of the capillaries results, leading to ischemia or oxygen deprivation and possible tissue death. Injection



into the circulation of particles greater than 10-15 microns in diameter, therefore, must be avoided. A suspension of particles less than 7-8 microns, is however, relatively safe and has been used for the delivery of pharmacologically active agents in the form of liposomes and emulsions, nutritional agents, and contrast media for imaging applications.

The size of particles and their mode of delivery determines their biological behavior. Strand et al. [in 10 Microspheres-Biomedical Applications, ed. A. Rembaum, pp 193-227, CRC Press (1988)] have described the fate of particles to be dependent on their size. Particles in the size range of a few nanometers (nm) to 100 nm enter the lymphatic capillaries following interstitial injection, and phagocytosis may occur within the lymph nodes. intravenous/intraarterial injection, particles less than about 2 microns will be rapidly cleared from the blood stream by the reticuloendothelial system (RES), also known as the mononuclear phagocyte system (MPS). Particles larger than about 7 microns will, after intravenous injection, be trapped in the lung capillaries. intraarterial injection, particles are trapped in the first capillary bed reached. Inhaled particles are trapped by the alveolar macrophages.

25 Pharmaceuticals that are water-insoluble or poorly water-soluble and sensitive to acid environments in the stomach cannot be conventionally administered (e.g., by intravenous injection or oral administration). parenteral administration of such pharmaceuticals has been 30 achieved by emulsification of oil solubilized drug with an aqueous liquid (such as normal saline) in the presence of surfactants or emulsion stabilizers to produce stable microemulsions. These emulsions may be intravenously, provided the components of the emulsion are 35 pharmacologically inert. For example, US Patent No.



4,073,943 describes the administration of water-insoluble pharmacologically active agents dissolved in oils and emulsified with water in the presence of surfactants such as egg phosphatides, pluronics (copolymers of polypropylene glycol and polyethylene glycol), polyglycerol oleate, etc. PCT International Publication No. W085/00011 describes pharmaceutical microdroplets of an anaesthetic coated with a phospholipid, such as dimyristoyl phosphatidylcholine, having suitable dimensions for intradermal or intravenous injection.

Protein microspheres have been reported in the literature as carriers of pharmacological or diagnostic agents. Microspheres of albumin have been prepared by either heat denaturation or chemical crosslinking. Heat denatured microspheres are produced from an emulsified mixture (e.g., albumin, the agent to be incorporated, and a suitable oil) at temperatures between 100°C and 150°C. The microspheres are then washed with a suitable solvent and stored. Leucuta et al. [International Journal of Pharmaceutics Vol. 41:213-217 (1988)] describe the method of preparation of heat denatured microspheres.

The procedure for preparing chemically crosslinked microspheres involves treating the emulsion with glutaraldehyde to crosslink the protein, followed by washing and storage. Lee et al. [Science Vol. 213:233-235 (1981)] and U.S. Patent No. 4,671,954 teach this method of preparation.

The above techniques for the preparation of protein microspheres as carriers of pharmacologically active agents, although suitable for the delivery of water-soluble agents, are incapable of entrapping water-insoluble ones. This limitation is inherent in the technique of preparation which relies on crosslinking or heat denaturation of the protein component in the aqueous phase



# DOCKET

# Explore Litigation Insights



Docket Alarm provides insights to develop a more informed litigation strategy and the peace of mind of knowing you're on top of things.

# **Real-Time Litigation Alerts**



Keep your litigation team up-to-date with **real-time** alerts and advanced team management tools built for the enterprise, all while greatly reducing PACER spend.

Our comprehensive service means we can handle Federal, State, and Administrative courts across the country.

### **Advanced Docket Research**



With over 230 million records, Docket Alarm's cloud-native docket research platform finds what other services can't. Coverage includes Federal, State, plus PTAB, TTAB, ITC and NLRB decisions, all in one place.

Identify arguments that have been successful in the past with full text, pinpoint searching. Link to case law cited within any court document via Fastcase.

### **Analytics At Your Fingertips**



Learn what happened the last time a particular judge, opposing counsel or company faced cases similar to yours.

Advanced out-of-the-box PTAB and TTAB analytics are always at your fingertips.

### API

Docket Alarm offers a powerful API (application programming interface) to developers that want to integrate case filings into their apps.

### **LAW FIRMS**

Build custom dashboards for your attorneys and clients with live data direct from the court.

Automate many repetitive legal tasks like conflict checks, document management, and marketing.

### **FINANCIAL INSTITUTIONS**

Litigation and bankruptcy checks for companies and debtors.

### **E-DISCOVERY AND LEGAL VENDORS**

Sync your system to PACER to automate legal marketing.

