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# (12) United States Patent Cypes et al.

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#### (54) PHOSPHORIC ACID SALT OF A DIPEPTIDYL PEPTIDASE-IV INHIBITOR

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U.S.C. 154(b) by 657 days.

(21) Appl. No.: 10/874,992

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(65) Prior Publication Data

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#### Related U.S. Application Data

- (60) Provisional application No. 60/482,161, filed on Jun. 24, 2003.
- (51) **Int. Cl.**A61K 31/495 (2006.01)

  C07D 471/04 (2006.01)
- (52) **U.S. Cl.** ...... 514/249; 544/350

### (56) References Cited

#### U.S. PATENT DOCUMENTS

#### FOREIGN PATENT DOCUMENTS

WO WO 2005/072530 A1 8/2005 WO WO 2006/033848 A1 3/2006

#### OTHER PUBLICATIONS

Edmondson, S.D., Drug Data Report, vol. 25, No. 3, pp. 245-246 (2003).

Database Prous DDR Online—Database Accession No. 2003: 3561.

\* cited by examiner

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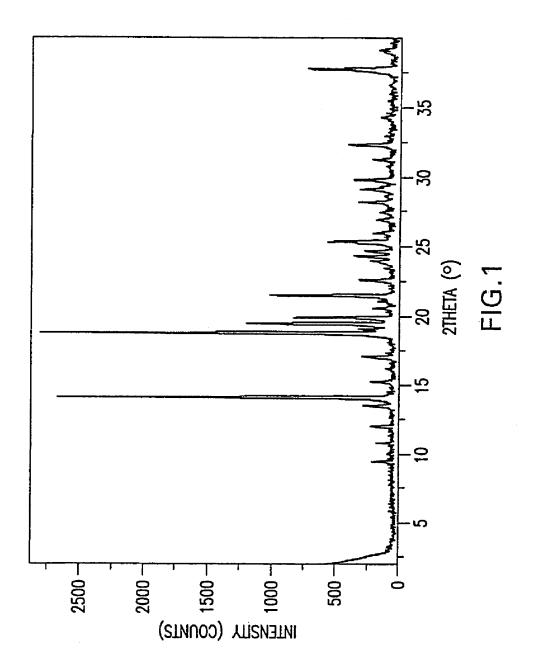
#### (57) ABSTRACT

The dihydrogenphosphate salt of 4-oxo-4-[3-(trifluoromethyl)-5,6-dihydro [1,2,4]triazolo[4,3-a]pyrazin-7(8H)-yl]-1-(2,4,5-trifluorophenyl)butan-2-amine is a potent inhibitor of dipeptidyl peptidase-IV and is useful for the prevention and/or treatment of non-insulin dependent diabetes mellitus, also referred to as type 2 diabetes. The invention also relates to a crystalline monohydrate of the dihydrogenphosphate salt as well as a process for its preparation, pharmaceutical compositions containing this novel form and methods of use for the treatment of diabetes, obesity, and high blood pressure.

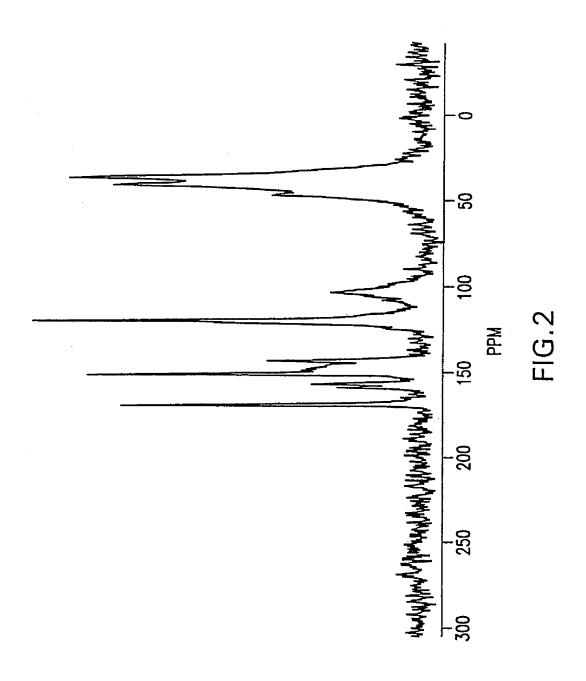
#### 24 Claims, 5 Drawing Sheets



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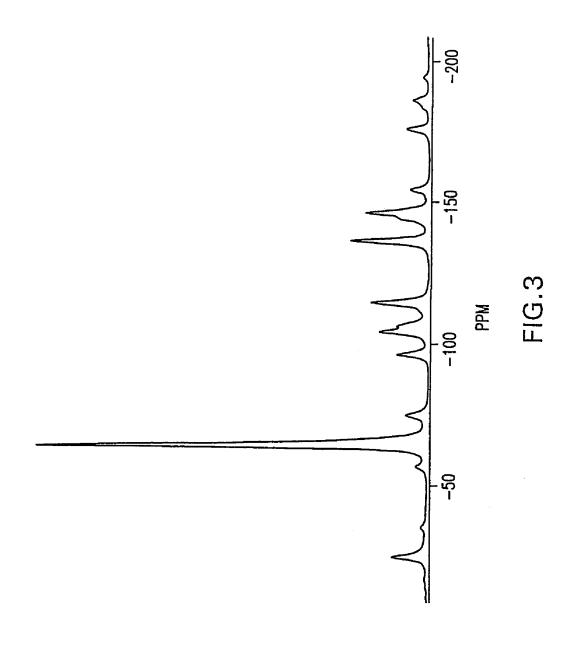


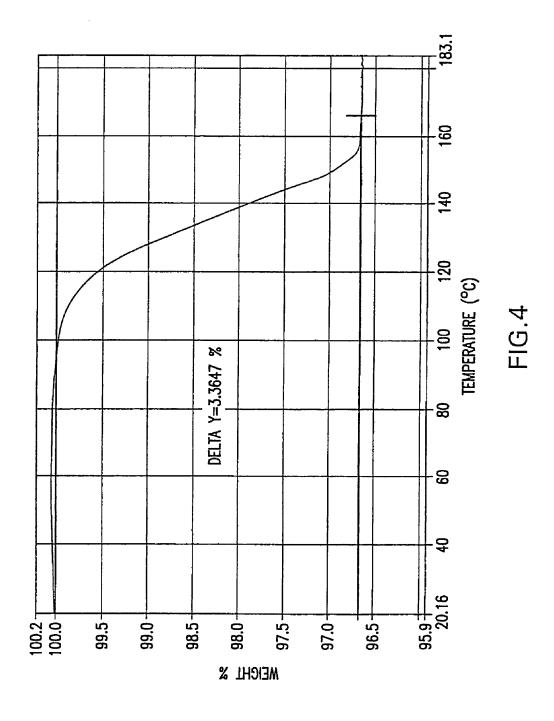
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