CAVELIER ABOGADOS - COLO 09255-841-081-4

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I Espacio reservado para el adhesivo de radicación Industria

Comercio

S U P E R I N T E N D E N C I A

FORMULARIO UNICO DE CORRECCIONES Y MODIFICACIONES 2000-10

0 SOLICITUD DE
El Corrección de Error Material I] Modificación a una solicitud
Nombre: BOEHRINGER INGELHEIM IDENTIFICACION
2 INTERNATIONAL GMBH
sociedad constituida

existente bajo las
SOLICITANTE leyes de Alemania C.C. NIT El
Direcciôn: Binger Strasse 173, C.E. U Otro U
55216 Ingelheim Am Rhein,
Alemania Nümero:

TelØfono: 546 09 70
E-mail: clientes@cavelier.com
Fax: 249 40 70

Domiclllo: Ingelheim Am Rhein,
Alemania
IDENTIFICACION
3 Nombre: Emilio FERRERO

REPRESENTANTE Direcciôn: Carrera 48 No. 72-35 C.C. NIT El
0 APODERADO TelØfono: 3473611 FI
E-mail: caveliertcaveIier.com G.E. U Otro El
Fax: 2179211
Domicillo: Bogota, Colombia NUmero: 438.019 TP 31.929

0 NUmero de expediente: 07.098.454 Clase: C07D 4011004

TItulo del Invento: 2-OXO-1,2,4,5-TETRAHIDRO-1,3-BENZODIAZEPIN-3-IL-PIPERIDINAS
EMPLEADAS COMO ANTAGONISTAS DE CGRP

0 Descripclón de la corrección o modificación solicitada:
Solicito a ese Despacho modificar el titulo NUEVOS ANTAGONISTAS DE CORP per el de 112-OXO-I,2,4,5-TETRAHIDRO-1,3-BENZODIAZEPIN-3-IL-PIPERIDINAS EMPLEADAS COMO ANTAGONISTAS
DE CGRP".

D6 Comprobante de pago No. 08-5,050 Fecha: 21 de enero de 2008

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Anexos:

IEICornprobante de pago de la tasa por concepto de modificación de solicitud en trÆmite.

0 Poderes, Si fuere el caso

UCertificado de existencia

representación legal, cuando el solicitante sea persona jurIdica

1
NOMBRE:EMILIO FERRERO FIRMA: -(-----
CC. 438.019 de Usaquen T.P. 31.929

JGG/ID.1 17154

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3,

CERTWICACION NOTARIAL (INDJVIDUO)

A los dfas del inns de
de 200 -Ante nil, Notario Pdblico de

compareció(eron) personalmente

Case 1-2011
Document 1 of 2

NOTARIAL CERTIFICATION (INDIVIDUAL)

On this 18th day of Septather
2007 before me, a Notary Public of
Basel / Switzerland

personally appeared Dr. Philipp Lustenb’ger
born 1-29-1971, Swiss Citizen,

RP1 / Iit7Pr1afld
A quien(es) doy fe de conocer y rue consta que es(son) la(s) to me known, and known to me to be the person(s) who executed persona(s) firmante(s) dcl documenro que precede, y quien(es) that foregoing document, and who has(have) legal capacity to
tiene(n) capacidad legal para otorgarlo I execute it.
NoTAluo PUBLICO-NOTARY PUBLIC

APOSTILLE

(Convention de La Haye du 5 octobre 1961)

1. Country..
This public document
2. has been signed by...
3. acting in the capacity of..
4. bears the seal/stamp of...

Certified

5. at............................. 6. the.............................
7. by...
8. No..
9. Seal/stamp 10. Signature

' CAVELIER ABOGADOS
WPP0DE01- 374

F

APOSTILLE =

(Hague Convention of October 5th, 1961)
1. Country: Switzerland (Schweiz/Suisse)
Thk official document

2. i. 11ccy...Pi/ c-............................
3. it his/her function as....O .
4, and certified by th seal of the.. L.Ah1.......................

Certified .

9. Sep. 2007
in Base! (Bale)
the State CdntrrBngStadt

9, Cal /starnp:__IO.Sig

r PATENTCOOPERATION TREATY

PCT

INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY

(Chapter I of the Patent Cooperation Treaty)

(Pci’ Rule 44bis)

Applicant’s or agent’s file reference FOR FURTHER ACTION See item 4 below
P01-2011 /WO/1
International application No. International filing date

date (day/month/year)
PCT/EP2006/002557 21 March 2006 (21.03.2006) 23 March 2005 (23.03.2005) International Patent Classification (8th edition unless older edition indicated)
See relevant information in Form PCTIISN237
Applicant
BOEHAINGER INGELHEIM INTERNATIONAL GMBH

1. This international preliminary report on patentability (Chapter I) is issued by the International Bureau on behalf of the
International Searching Authority under Rule 44 bis.1(a).

2. This REPORT consists of a total of 5 sheets, including this cover sheet.

In the attached sheets, any reference to the written opinion of the International Searching Authority should be read as a reference
to the international preliminary report on patentability (Chapter 1) instead.

3. This report contains indications relating to the following items:

Box No. I Basis of the report

[] Box No. 11 Priority

[] Box No. III Non-establishment of opinion with regard to novelty, inventive step and industrial
applicability

[] Box No. IV Lack of unity of invention
Box No. V Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial
applicability; citations and explanations supporting such statement

[]ox No. Vi Certain documents cited

[] Box No. VII Certain defects in the international application

[1] Box No. VIII Certain observations on the international application

4. The International Bureau will communicate this report to designated Offices in accordance with Rules 44bLc.3(c) and 93bis.1 but
not, except where the applicant makes an express request under Article 23(2), before the expiration of 30 months from the priority
date (Rule 44bis.2).

The International Bureau ofWIPO
34, chemin des Colombettes
1211 Geneva 20, Switzerland
IFac1ade No. +4122 338 82 70
Form PCT/1B1373 (January 2004)

Date of issuance of this report
03 October 2007 (03.10.2007)

Authorized officer

Agnes Wittmann-Regis

e-mail: pt06.pct@wipo.mt

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PATENT COOPERATION TREATY From the
INTERNATIONAL SEARCHING AUTHORITY

PCT

WRITTEN OPINION OF THE
INTERNATIONAL SEARCHING AUTHORITY

(PCT Rule 43bis. 1)

Date of mailing See form PCT/ISA/210

Applicant’s or agents file reference FOR FURTHER ACTION P01-2011/WO/1 See paragraph 2 below International application No. International filing date (dav/itswUhfyear) Priority date (dav/nzonthi,vear) PCT/EP2006/002557 21.03.2006 23.03.2005 International Patent Classification (IPC) or both national classification and IPC
C07D401/04 C07D401/14 A61K31/55 A61P25/06

Applicant
BOEBRINGER INGELHEIM INTERNATIONAL GMBH

1. This opinion contains indications relating to the following items:

Box No.1 Basis ofthe opinion

0 Box No. II Priority

C] Box No. III Non-establishment of opinion with regard to novelty, inventive step and industrial applicability C] Box No. IV Lack of unity ofinvention
Box No. v Reasoned statement under Rule 43b1s.l(aXi) with regard to novelty, inventive step or industrial
applicability: citations and explanations supporting such statement

C] Box No. VI Certain documents cited
0 Box No. VII Certain defects in the international application
0 Box No. VIII Certain observations on the international application

2. FURTHER ACTION

If a demand for international preliminary examination is made, this opinion will be considered to be a written opinion of the International Preliminary Examining Authority ("IPEA") except that this does not apply where the applicant chooses an Authority other than this one to be the IPEA and the chosen IPEA has notified the International Bureau under Rule 66.lbis(b) that written opinions of
Us International Searching Authority will not be so considered.
If this opinion is, as provided above, considered to be a written opinion of the IPEA. the applicant is invited to submit to the IPEA a written reply together, where appropriate, with amendments, before the expiration of 3 months from the date of mailing of Form PCI?ISA/220 or before the expiration of 22 months from the priority date, whichever expires later.
For further options, see Form PCF/ISA/220.

3. For further details, see notes to Form PCTIISA/220.

Name and mailing address ofthe ISA/EP Date of completion of this opinion Authorized officer

Facsimile No. Telephone No.

Form PCTIISA/237 (cover shed (April 2005)

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WRITTEN OPINION OF THE International application No.
INTERNATIONAL SEARCHING AUTHORITY PCT/EP200 6/002557
Box No. V Reasoned statement under Rule 43bis.1(a)ft) with regard to novelty, Inventive step or industrial applicability;
citations and explanations supporting such statement
1. Statement

Novelty (N) Claims 1-16 YES

Claims NO

Inventive step (1S) Claims 1-16 YES

Claims NO

Industrial applicability (lA) Claims 1-16 YES

Claims - NO

2. Citations and explanations:

Reference is made to the following documents:
Dl: WO 2004/037810 A (BOEHRINGER INGELHEIM PHARMA GMBH &
CO. KG; RUDOLF, KLAUS; MUELLER, STE) 6 May 2004
(2004-05-06)
D2: WO 2004/037811 A (BOEHRINGER INGELBEIM; RUDOLF, KLAUS; MUELLER, STEPHAN, GEORG; STENKAMP) 6 May 2004
(2004-05-06)

Documents Dl and D2 are considered to be the closest prior art with respect to the subject matter of claim 1. They disclose CGRP antagonists of the general formula I in which "B" is a different group. The substituents are different from those in documents Dl and D2. The subject matter of claims 1-16 is therefore novel (PCT Article 33(2)).

The problem addressed by the present invention can be considered that of providing alternative compounds as CGRP antagonists.

In documents Dl and D2, various "B" groups are employed. There are no indications to the groups which are claimed in claim 1. A person skilled in the art would therefore, proceeding from Dl or D2, not arrive at the solution of the present application.

The solution proposed for this problem in claim 1 of the present application therefore involves an inventive step (PCT Article
33(3)).

Claims 2-11 are dependent upon claim 1 and therefore likewise meet

Form PCT/1SAf237 (Box No. V) (April 2005)

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