

SUPERINTENDENCIA DE INDUSTRIA Y COMERCIO



No. 07-110959- -00002-0000

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Act. 444 RESPUESTAREQUE Folios: 34

Señora

Alix Carmenza Céspedes de Vergel

Jefe de División de Nuevas Creaciones

SUPERINTENDENCIA DE INDUSTRIA Y COMERCIO

E. _____ S. _____ D. _____

Referencia: Expediente No. 07.110.959

Solicitud de Patente de Invención titulada: "Derivados de cromeno y cromano y sus usos"

Solicitante: Wyeth

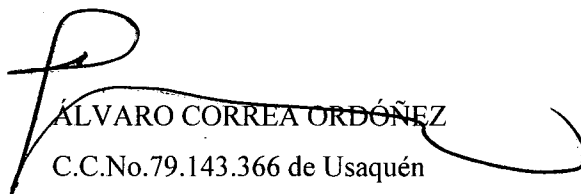
RESPUESTA AL AUTO NOTIFICADO POR FIJACIÓN EN LISTA NO. 410

DEL 9 DE NOVIEMBRE DE 2007, OFICIO NO. 14195 (EXAMEN DE FONDO)

ÁLVARO CORREA ORDÓÑEZ, mayor de edad y vecino de Bogotá D.C., identificado tal como aparece al pie de mi firma, en mi carácter de apoderado de la sociedad en referencia, doy respuesta al auto emanado por ese Despacho dentro del término legal:

1. Presento copia debidamente legalizada del documento en que consta la cesión del derecho a la patente a la entidad solicitante.
2. Presento copia debidamente legalizada del poder de abogado así como copia del Certificado de Existencia y Representación Legal.

Atentamente,


ÁLVARO CORREA ORDÓÑEZ
C.C.No.79.143.366 de Usaquén

T.P.20.281

Anexos: Poder de Abogado
Certificado de Existencia y Representación legal
Documento de Cesión de Inventores

TRADUCCIÓN OFICIAL N° 261007 al español de un documento escrito en inglés, efectuada por Jaime Armando Garavito Burgos, c.c. N° 19.130.702 de Bogotá, Traductor e Intérprete Oficial inglés-español-inglés según Resolución N° 034 de enero 11 de 1983 expedida por el Ministerio de Justicia de la República de Colombia

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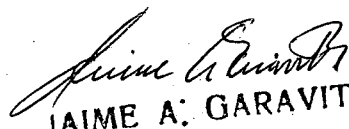
PODER OTORGADO POR WYETH
(Solicitud de Patente – PCT/US2006/015208
“DERIVADOS DE CROMENO Y CROMANO Y SUS USOS.”)

APOSTILLA

1. PAÍS: ESTADOS UNIDOS DE AMÉRICA
2. ESTE DOCUMENTO PÚBLICO HA SIDO FIRMADO POR:
MICHELLE L MC GOWAN
3. QUIEN ACTÚA EN CALIDAD DE NOTARIO PÚBLICO DE NUEVA JERSEY
4. LLEVA EL SELLO DE MICHELLE L MC GOWAN, NOTARIO

CERTIFICADO

5. EN TRENTON, NUEVA JERSEY
6. EL 18 DE MAYO DE 2007
7. PO: Bradley Abelow, TESORERO DE NUEVA JERSEY
8. N° A292103
9. SELLO (APARECE ADHERIDO SELLO DORADO)
10. FIRMA (FIRMADO) Bradley Abelow


JAIME A. GARAVITO B.
TRADUCTOR E INTERPRETE OFICIAL
Res 034 de Enero 11 de 1983
MINISTERIO DE JUSTICIA

[No se traduce el texto del poder por estar en inglés y en español]

[Firmado el 14 de septiembre de 2007 por William H. Calnan, Subsecretario]

[No se traduce la Certificación Notarial por estar en inglés y en español]

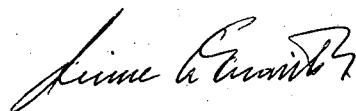
(Firmado) Michelle L. McGowan, Notario Público

TRADUCCIÓN OFICIAL N° 261007 al español de un documento escrito en inglés, efectuada por Jaime Armando Garavito Burgos, c.c. N° 19.130.702 de Bogotá, Traductor e Intérprete Oficial inglés-español-inglés según Resolución N° 034 de enero 11 de 1983 expedida por el Ministerio de Justicia de la República de Colombia

(Sello en tinta que dice: "Michelle L. McGowan, Notario Público, Estado de Nueva Jersey. No. 2108903. Calificado en el Condado de Morris. Comisión vence el 09 de febrero de 2011")

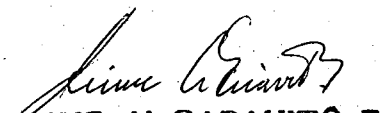
[Sello notarial realizado que dice: "Michelle L. McGowan, Notario Público, Nueva Jersey"]

La anterior es traducción fiel y completa de la cual se deja copia en esta oficina para su confrontación.



Jaime Armando Garavito Burgos
c.c. N° 19.130.702 de Bogotá
Traductor e Intérprete Oficial según Resolución N° 034 de enero 11 de 1983 expedida por el Ministerio de Justicia

BOGDM5 # 93283



JAIME A. GARAVITO B
TRADUCTOR E INTERPRETE OFICIAL
Res 034 de Enero 11 de 1983
MINISTERIO DE JUSTICIA

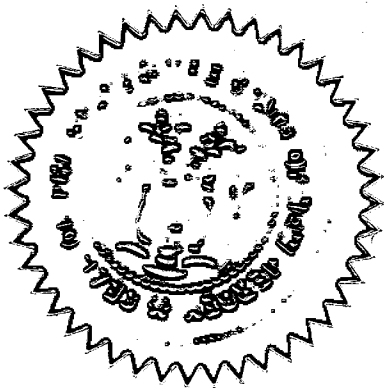
APOSTILLE

(CONVENTION DE LA HAYE DU 5 OCTOBRE 1961)

1. COUNTRY: UNITED STATES OF AMERICA
2. THIS PUBLIC DOCUMENT HAS BEEN SIGNED BY:
MICHELLE L MC GOWAN
3. ACTING IN THE CAPACITY OF:
NOTARY PUBLIC OF NEW JERSEY
4. BEARS THE SEAL/STAMP OF:
MICHELLE L MC GOWAN, NOTARY

CERTIFIED

5. AT TRENTON, NEW JERSEY
6. THE 18TH DAY OF MAY 2007
7. BY: Bradley Abelow, NEW JERSEY TREASURER
8. NO. A292103
9. SEAL/STAMP:
10. SIGNATURE



Bradley Abelow

Raisbeck, Lara, Rodríguez & Rueda
Av. 82 No. 10 - 62 6th Floor
Bogotá, Colombia

NIT: 860.068.840-3
Tel: +57 1 634 1500
Fax: +57 1 376 2211
www.bakernet.com

000005

POWER OF ATTORNEY

The undersigned.

WYETH

with offices at

Five Giralda Farms, Madison, NJ 07940,
United States of America

declares that it hereby grants to

**ALVARO CORREA-ORDOÑEZ and/or
OLGA GEORGETTE OTERO and/or
RICARDO METKE and/or
JUAN PABLO CONCHA**

all members of the law firm Raisbeck, Lara, Rodríguez & Rueda, with domicile at Av. 82 No. 10 – 62, 6Th floor, of Bogotá D. C., Colombia, and for so long as they remain members of the law firm, a full and sufficient power of attorney with respect to Colombian patent application(s) based on PCT/US2006/015208 and entitled “CHROMANE AND CHROMENE DERIVATIVES AND USES THEREOF” and to obtain patent protection thereof, for which purpose I (we) authorize the said attorneys to represent me (us) before any authorities or persons, with or without jurisdiction, specially those administrative, administrative contentious and judicial, as well as before Arbitration Court, in all matters concerning the following: a) Obtainment of a patent(s) based upon said patent application(s), including filing of assignments, change of name or address, voluntary cancellation; and defending oppositions, cancellations, nullity, writ mandamus, and in general the civil, penal, an administrative processes relating to those rights.

I hereby ratify all lawful actions previously taken on behalf of this company by the aforementioned attorneys with respect to the mentioned matters.

Done and subscribed in

On the 16th day of May 2007

Signature of the person issuing the Power

WYETH


William H. Calnan
Assistant Secretary

PODER DE ABOGADO

La abajo firmada,

WYETH

con oficinas en

Five Giralda Farms, Madison, NJ 07940,
Estados Unidos de América

declara por el presente que otorga a

**ALVARO CORREA-ORDOÑEZ y/o
OLGA GEORGETTE OTERO y/o
RICARDO METKE y/o
JUAN PABLO CONCHA**

Todos miembros de la firma de abogados Raisbeck, Lara, Rodríguez & Rueda, con domicilio en la Av. 82 No. 10 – 62 Piso 6 en Bogotá D. C., Colombia, y hasta tanto ellos continúen siendo miembros de la firma, poder especial amplio y suficiente con respecto a la solicitud(es) de patente en Colombia basada(s) en PCT/US2006/015208 y titulada “DERIVADOS DE CROMENO Y CROMANO Y SUS USOS”

”, y para obtener la protección de patente de la misma, a cuyo efecto autorizo (amos) a los dichos apoderados para que me (nos) representen ante cualesquiera autoridades o personas, ejerzan o no jurisdicción, especialmente ante las del orden administrativo, contencioso-administrativo y judicial, así como los tribunales de arbitramento, en todo lo concerniente a los siguientes asuntos: a) Obtención de la(s) patente(s) de invención basada(s) en la mencionada solicitud de patente, incluyendo presentación de traspasos, cambio de nombre o dirección, cancelación voluntaria; y defensa en oposiciones, cancelaciones, nulidades, la tutela, y en general procesos civiles, penales, administrativos relacionados con estos derechos.

Igualmente, ratifico todo lo actuado en derecho hasta el momento en nombre de esta compañía por cualquiera de los mencionados apoderados en los casos mencionados.

Dado y firmado en

A los 16 días del mes de Mayo de 2007

Firma de la persona que firma el Poder

000006

NOTARIAL CERTIFICATION

On this 16th day of May
2007, the undersigned Notary

CERTIFIES

1. That **William H. Calnan**

set his hand on the foregoing document.

2. That the grantor is to me personally known and that he/she has legal capacity to execute the instrument.

3. That the grantor has executed the foregoing document as

Assistant Secretary

of the judicial person **WYETH**

4. That the judicial person **WYETH**
having its home office in

Five Giralda Farms, Madison, NJ 07940,
United States of America

is duly organized, has present legal existence and that the purposes for which the power of attorney is granted are within the scope of its corporate purposes.

5. That the grantor has in fact the referred to authority and that his/her representation is legal.

6. That I have based certifications 3, 4 and 5 above on the following authentic documents for such purpose exhibited to me and which I mention specifically, giving their dates and their origin or source:

Minutes of the Board of Directors Meeting held on April 26, 2006.

CERTIFICACION NOTARIAL

A los 16 días del mes de **Mayo**
de 2007, el suscrito Notario

DA FE

1. Que **William H. Calnan**

suscribió de su puño y letra el documento que antecede.

2. Que conozco al otorgante y que éste tiene capacidad legal para el otorgamiento.

3. Que el otorgante ha suscrito el referido documento en su carácter de

Subsecretario

de la persona jurídica **WYETH**

4. Que la persona jurídica **WYETH**
con sede en

Five Giralda Farms, Madison, NJ 07940,
Estados Unidos de América

está legalmente constituida, que tiene existencia legal actual y que el acto para el cual se otorga el poder está comprendido entre los que constituyen su objeto social.

5. Que el otorgante tiene efectivamente la representación que ostenta y que ésta es legítima.

6. Que he basado las certificaciones 3, 4 y 5 anteriores en los siguientes documentos auténticos que al efecto se me exhibieron y que menciono específicamente con expresión de sus fechas y de su origen o procedencia:

Actas de la reunión de la Junta Directiva
celebrada el 26 de abril de 2006

Michelle L. McGowan
Notary Public

MICHELLE L. MCGOWAN
Notary Public, State of New Jersey

No. 2108903

Qualified in Morris County
Commission Expires Feb. 9, 2011

El Notario Público

CESIÓN DEL INVENTOR
AL SOLICITANTE

000007
TRADUCCIÓN OFICIAL N° 2610071 al español de un documento escrito en inglés, efectuada por Jaime Armando Garavito Burgos, c.c. N° 19.130.702 de Bogotá, Traductor e Intérprete Oficial inglés-español-inglés según Resolución N° 034 de enero 11 de 1983 expedida por el Ministerio de Justicia de la República de Colombia

**DECLARACIÓN JURAMENTADA SOBRE CESIÓN A WYETH
DERIVADOS DE CROMENO Y CROMANO Y SUS USOS**

APOSTILLA

1. País: Estados Unidos de América
- Este documento público
2. Ha sido firmado por JULIANNE DECKER
3. Quien actúa en calidad de NOTARIO PÚBLICO DE NUEVA JERSEY
4. Lleva el sello de JULIANNE DECKER, NOTARIO

Certificado

5. En TRENTON, NUEVA JERSEY
6. EL 23 DE MAYO DE 2007
7. Por Bradley Abelow, TESORERO DE NUEVA JERSEY
8. N° A292573
9. Sello (Aparece adherido sello dorado)
10. Firma (firmado) Bradley Abelow

Jaime A. Garavito B
JAIME A. GARAVITO B
TRADUCTOR E INTERPRETE OFICIAL
Des. 034 de Enero 11 de 1983
MINISTERIO DE JUSTICIA

AM102017 L1

DECLARACIÓN JURAMENTADA

Yo, Michelle L. McGowan, Asociado de Legalizaciones de Wyeth, por medio del presente certifico que la copia anexa ha sido comparada con la Cesión original (para U.S.S.N. 60/673.820 y cualquier equivalente legal de la misma en un país extranjero, para la invención titulada: "DERIVADOS DE CROMENO Y CROMANO Y SUS USOS") de fecha julio 07, 2005 de Gary Paul Stack,

nnnnn9

TRADUCCIÓN OFICIAL N° 2610071 al español de un documento escrito en inglés, efectuada por Jaime Armando Garavito Burgos, c.c. N° 19.130.702 de Bogotá, Traductor e Intérprete Oficial inglés-español-inglés según Resolución N° 034 de enero 11 de 1983 expedida por el Ministerio de Justicia de la República de Colombia

“Cesión de Invención
Solicitud Provisional”)

Cesión de Invención

En consideración del pago por la CESIONARIA a la CEDENTE de una contraprestación válida y suficiente cuyo recibo se acusa por medio del presente, los CEDENTES:

- (1) Nombre Completo del Inventor: Gary Paul Stack
Residencia: Ambler, PA
Ciudadanía: Estados Unidos
- (2) Nombre Completo del Inventor: Jonathan Laird Gross
Residencia: Cranbury, NJ
Ciudadanía: Estados Unidos
- (3) Nombre Completo del Inventor: Gavin David Heffernan
Residencia: Florence, NJ
Ciudadanía: Taiwan, R.O.C.
- (4) Nombre Completo del Inventor: Dahui Zhou
Residencia: East Brunswick, NJ
Ciudadanía: Estados Unidos
- (5) Nombre Completo del Inventor: Hong Gao
Residencia: Belle Mead, NJ
Ciudadanía: República Popular China


JAIME A. GARAVITO B
TRADUCTOR E INTERPRETE OFICIAL
Res 034 de Enero 11 de 1983
MINISTERIO DE JUSTICIA

por medio del presente venden, ceden y transfieren a la CESIONARIA:

Wyeth
Five Giralda Farms
Madison, New Jersey 07940

y los sucesores, CESIONARIOS y representantes legales de la CESIONARIA, la totalidad del derecho, título e intereses para los Estados Unidos y sus

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TRADUCCIÓN OFICIAL N° 2610071 al español de un documento escrito en inglés, efectuada por Jaime Armando Garavito Burgos, c.c. N° 19.130.702 de Bogotá, Traductor e Intérprete Oficial inglés-español-inglés según Resolución N° 034 de enero 11 de 1983 expedida por el Ministerio de Justicia de la República de Colombia

posiciones territoriales y en todos los países extranjeros, incluyendo todos los derechos a reivindicar prioridad con respecto a la invención titulada:

DERIVADOS DE CROMENO Y CROMANO Y SUS USOS

E inventada por el CEDENTE y los siguientes inventores adicionales, si los hubiere:

Y la cual se encuentra en la Solicitud Provisional de los EE.UU. N° 60/673.820 presentada el 22 de abril de 2005

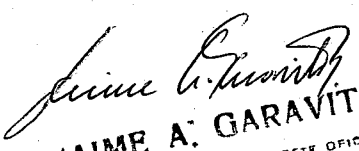
[] Yo/nosotros los CEDENTES abajo firmantes, por medio del presente autorizamos y solicitamos insertar arriba el número de la solicitud y la fecha de presentación, cuando se conozcan.

[Verificar también si se está(n) cediendo solicitud(es) extranjera(s)]

[X] y cualquier equivalente legal de la misma en un país extranjero,

incluyendo el derecho a invocar prioridad, incluyendo todas y cada una de las mejoras divulgadas en la misma y en todas las patentes que se obtengan para la mencionada invención a través de la anterior solicitud y cualquier solicitud provisional, no provisional, continuación, divisional, renovación o sustitución de la misma presentada posteriormente y en cuanto a la patente, cualquier re-expedición o nuevo examen de la misma.

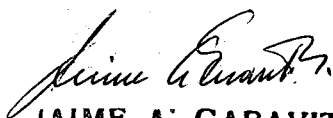
Los CEDENTES por medio del presente acuerdan que no se ha hecho ni se hará o suscribirá ninguna cesión, venta, acuerdo o gravamen que pueda estar en conflicto con esta cesión.


JAIME A. GARAVITO B.
TRADUCTOR E INTERPRETE OFICIAL
Res 034 de Enero 11 de 1983
MINISTERIO DE JUSTICIA

TRADUCCIÓN OFICIAL N° 2610071 al español de un documento escrito en inglés, efectuada por Jaime Armando Garavito Burgos, c.c. N° 19.130.702 de Bogotá, Traductor e Intérprete Oficial inglés-español-inglés según Resolución N° 034 de enero 11 de 1983 expedida por el Ministerio de Justicia de la República de Colombia

Los CEDENTES autorizan a la CESIONARIA para que haga solicitudes y para que reciban patentes para la mencionada invención en cualquiera de los mencionados países en su propio nombre, o en el nombre de los CEDENTES o a su elección.

Los CEDENTES acuerdan suscribir u obtener cualquier seguridad adicional necesaria del título a dicha invención y cualquier patente que pueda ser expedida para la misma y a entregar en cualquier momento y a solicitud y expensas de la CESIONARIA cualquier testimonio en cualquier derecho preexistente que impida el patentamiento de la invención, litigio o procedimiento relacionado y a suscribir todos los documentos que puedan ser necesarios o convenientes para perfeccionar el título a dicho invento o cualquier patente que pueda ser otorgada para el mismo a la CESIONARIA, sus sucesores, CESIONARIOS u otros representantes legales y a suscribir, en cualquier momento, a solicitud y expensas de la CESIONARIA, cualquier continuación, continuación parcial, divisional, renovación o sustitución de la misma y en cuanto a patentes a re-expedir o re-examinar las mismas, o cualesquier otras solicitudes adicionales de patentes para dicho invento o cualquier parte del mismo, todas las cuales y cualquier patente que se expida se ceden por medio del presente a la CESIONARIA y prestará todos los juramentos legales o declaraciones y hará todos los actos legales requeridos para adquirirlos, sin compensación adicional, pero a expensas de la CESIONARIA, sus sucesores, cesionarios u otros representantes legales.


JAIME A. GARAVITO B 5
TRADUCTOR E INTERPRETE OFICIAL
Res 034 de Enero 11 de 1983
MINISTERIO DE JUSTICIA

TRADUCCIÓN OFICIAL N° 2610071 al español de un documento escrito en inglés, efectuada por Jaime Armando Garavito Burgos, c.c. N° 19.130.702 de Bogotá, Traductor e Intérprete Oficial inglés-español-inglés según Resolución N° 034 de enero 11 de 1983 expedida por el Ministerio de Justicia de la República de Colombia

Los CEDENTES autorizan y solicitan al Comisionado de Patentes expedir todas y cada una de las patentes de los Estados Unidos para la mencionada invención, que resulte de cualquiera de las solicitudes a su CESIONARIA.

(Firmado)
Gary Paul Stack

Julio 7, 2005
Fecha

RECONOCIMIENTO

Estado de Nueva Jersey)

Declaración juramentada

Condado de Middlesex)

El 07 de julio de 2005, compareció personalmente ante mí Gary Paul Stack, a quien conozco como la persona descrita en el anterior documento y quien firmó el mismo y reconoció haberlo firmado en forma libre y espontánea para los fines consignados en él.

[Firmado] Barbara L. Lences, Notario Público

[Sello en tinta que dice: "Barbara L. Lences. Notario Público de Nueva Jersey. Mi comisión vence el 14 de diciembre de 2007"]

(Firma ilegible)
Jonathan Laird Gross

Julio 7, 2005
Fecha

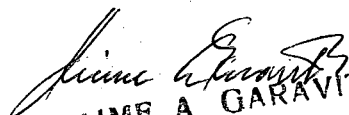
RECONOCIMIENTO

Estado de Massachusetts)

Declaración juramentada

Condado de Middlesex)

El 07 de julio de 2005, compareció personalmente ante mí Jonathan Laird Gross, a quien conozco como la persona descrita en el anterior documento y


JAIME A. GARAVITO B⁶
TRADUCTOR E INTERPRETE OFICIAL
034 de Enero 11 de 1983
MINISTERIO DE JUSTICIA

00013

[Sello en tinta que dice: "Barbara L. Lences. Notario Público de Nueva Jersey. Mi comisión vence el 14 de diciembre de 2007"]

(Firmado)
Gavin David Heffernan

Julio 11, 2005
Fecha

RECONOCIMIENTO

Estado de Pensilvania)

Declaración juramentada

Condado de Montgomery)

El 11 de julio de 2005, compareció personalmente ante mí Gavin David Heffernan, a quien conozco como la persona descrita en el anterior documento y quien firmó el mismo y reconoció haberlo firmado en forma libre y espontánea para los fines consignados en él.

[Firmado] Bubinea D. Owens, Notario Público

[Sello que dice: "Bubinea D. Owens. Notario Público. Upper Providence, Twp., Condado de Montgomery. Mi comisión vence el 07 de abril de 2007"]

[Firmado]
Dahui Zhou

Julio 07, 2005
Fecha

RECONOCIMIENTO

Estado de Nueva Jersey)

Declaración juramentada

Condado de Middlesex)


JAIME A. GARAVITO B
 DICTADOR E INTERPRETE OFICIAL
 24 de Enero 11 de 1983
 TRIBUNAL DE JUSTICIA

00014

TRADUCCIÓN OFICIAL N° 2610071 al español de un documento escrito en inglés, efectuada por Jaime Armando Garavito Burgos, c.c. N° 19.130.702 de Bogotá, Traductor e Intérprete Oficial inglés-español-inglés según Resolución N° 034 de enero 11 de 1983 expedida por el Ministerio de Justicia de la República de Colombia

El 07 de julio de 2005, compareció personalmente ante mí Dahui Zhou, a quien conozco como la persona descrita en el anterior documento y quien firmó el mismo y reconoció haberlo firmado en forma libre y espontánea para los fines consignados en él.

[Firmado] Barbara L. Lences, Notario Público

[Sello en tinta que dice: "Barbara L. Lences. Notario Público de Nueva Jersey. Mi comisión vence el 14 de diciembre de 2007"]

(Firmado)
Hong Gao

Julio 07, 2005
Fecha

RECONOCIMIENTO

Estado de Nueva Jersey)

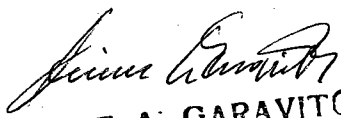
Declaración juramentada

Condado de Middlesex)

El 07 de julio de 2005, compareció personalmente ante mí Hong Gao, quien demostró mediante evidencia satisfactoria de identidad, a quien conozco como la persona descrita en el anterior documento y quien firmó el mismo y reconoció haberlo firmado en forma libre y espontánea para los fines consignados en él.

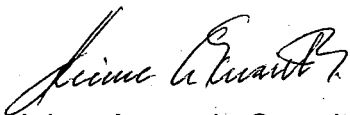
[Firmado] Barbara L. Lences, Notario Público

[Sello en tinta que dice: "Barbara L. Lences. Notario Público de Nueva Jersey. Mi comisión vence el 14 de diciembre de 2007"]


JAIME A. GARAVITO B
TRADUCTOR E INTERPRETE OFICIAL
Res 034 de Enero 11 de 1983
MINISTERIO DE JUSTICIA

TRADUCCIÓN OFICIAL N° 2610071 al español de un documento escrito en inglés, efectuada por Jaime Armando Garavito Burgos, c.c. N° 19.130.702 de Bogotá, Traductor e Intérprete Oficial inglés-español-inglés según Resolución N° 034 de enero 11 de 1983 expedida por el Ministerio de Justicia de la República de Colombia

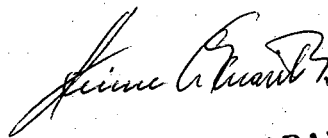
La anterior es traducción fiel y completa de la cual se deja copia en esta oficina para su confrontación.



Jaime Armando Garavito Burgos
c.c. N° 19.130.702 de Bogotá

Traductor e Intérprete Oficial según Resolución N° 034 de enero 11 de 1983 expedida por el Ministerio de Justicia

BOGDM5 # 93290



JAIME A. GARAVITO B
TRADUCTOR E INTERPRETE OFICIAL
Res 034 de Enero 11 de 1983
MINISTERIO DE JUSTICIA

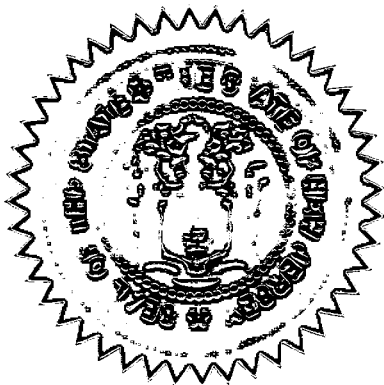
APOSTILLE

(CONVENTION DE LA HAYE DU 5 OCTOBRE 1961)

1. COUNTRY: UNITED STATES OF AMERICA
2. THIS PUBLIC DOCUMENT HAS BEEN SIGNED BY:
JULIANNE DECKER
3. ACTING IN THE CAPACITY OF:
NOTARY PUBLIC OF NEW JERSEY
4. BEARS THE SEAL/STAMP OF:
JULIANNE DECKER, NOTARY

CERTIFIED

5. AT TRENTON, NEW JERSEY
6. THE 23RD DAY OF MAY 2007
7. BY: Bradley Abelow, NEW JERSEY TREASURER
8. NO. A292573
9. SEAL/STAMP:
10. SIGNATURE

*Bradley Abelow*

00017

AM102017 L1

AFFIDAVIT

I, Michelle L. McGowan, Legalization Associate, Wyeth, do hereby certify that the attached copy has been compared with the original Assignment (for U.S.S.N. 60/673,820 and any legal equivalent thereof in a foreign country, for the invention entitled: "CHROMANE AND CHROMENE DERIVATIVES AND USES THEREOF") dated July 7, 2005 from Gary Paul Stack, Jonathan Laird Gross, Dahui Zhou, and Hong Gao and dated July 11, 2005 from Gavin David Heffernan to Wyeth and that the said copy is a true copy of the original.

Dated this 14th day of May, 2007, at Madison, New Jersey, United States of America.

Wyeth

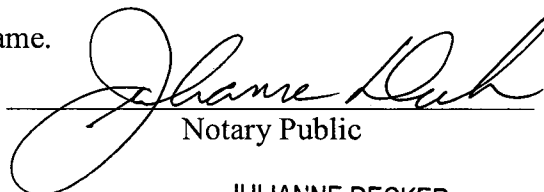

Michelle L. McGowan
Legalization Associate

TO BE USED IN COLUMBIA

ACKNOWLEDGMENT

State of New Jersey)
)
County of Morris)

On this 14th day of May, 2007, before me personally appeared Michelle L. McGowan, Legalization Associate of Wyeth, to me known and known to me to be the individual described in and who executed the foregoing instrument, and she acknowledged to me that she executed the same.


Notary Public

JULIANNE DECKER
NOTARY PUBLIC OF NEW JERSEY
MY COMMISSION EXPIRES OCT. 22, 2008

000018

Assignment of Invention

In consideration of the payment by ASSIGNEE to ASSIGNOR of good and valuable consideration, the receipt of which is hereby acknowledged,
ASSIGNOR:

- (1) Full Name of Inventor: Gary Paul Stack
Residence: Ambler, PA
Citizenship: United States

- (2) Full Name of Inventor: Jonathan Laird Gross
Residence: Cranbury, NJ
Citizenship: United States

- (3) Full Name of Inventor: Gavin David Heffernan
Residence: Florence, NJ
Citizenship: United States

- (4) Full Name of Inventor: Dahui Zhou
Residence: East Brunswick, NJ
Citizenship: United States

- (5) Full Name of Inventor: Hong Gao
Residence: Belle Mead, NJ
Citizenship: People's Republic of China

hereby sells, assigns and transfers to ASSIGNEE:

Wyeth
Five Giralda Farms
Madison, NJ 07940

and the successors, assigns and legal representatives of the ASSIGNEE the entire right, title and interest for the United States and its territorial possessions and in all foreign countries, including all rights to claim priority, in and to the invention entitled:

CHROMANE AND CHROMENE DERIVATIVES AND USES THEREOF

and invented by ASSIGNOR and the following additional inventors, if any:

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and which is found in U.S. Provisional Application No. 60/673,820 filed on: April 22, 2005

☐ I/we the ASSIGNOR signing below, hereby authorize and request insertion above of the application number and filing date, when they become known,

[also check if foreign application(s) is(are) also being assigned]

☒ and any legal equivalent thereof in a foreign country,

including the right to claim priority, including any and all improvements disclosed therein, and in and to all Letters Patent to be obtained for said invention by the above application or any subsequently filed provisional, nonprovisional, continuation, divisional, renewal, or substitute thereof, and as to Letters Patent any reissue or re-examination thereof.

ASSIGNOR hereby covenants that no assignment, sale, agreement or encumbrance has been or will be made or entered into which would conflict with this assignment.

ASSIGNOR authorizes ASSIGNEE to make applications for and to receive Letters patent for said invention in any of said countries in its own name, or in ASSIGNOR's name, at its election.

ASSIGNOR covenants and agrees to execute or procure any further necessary assurance of the title to said invention and any Letters Patent which may issue therefore and to, at any time, upon the request and at the expense of ASSIGNEE deliver any testimony in any interference, litigation or proceeding related thereto and execute all papers that may be necessary or desirable to perfect the title to said invention or any Letters Patent which may be granted therefore in ASSIGNEE, its successors, assigns or other legal representatives, and that to, at any time, upon the request and at the expense of ASSIGNEE execute any continuation, continuation-in-part, divisional, renewal or substitute thereof, and as to Letters Patent and reissue or re-examination thereof, or any other additional applications of Letters Patent for said invention or any part thereof, all of which applications and any Letters Patent issuing thereon are hereby assigned to ASSIGNEE, and will make all rightful oaths or declarations, and do all lawful acts requisite for procuring the same therein, without further compensation, but at the expense of ASSIGNEE, its successors, assigns or other legal representatives.

ASSIGNOR authorizes and requests the Commissioner of Patents to issue any and all Letters Patent of the United States for said invention, resulting from any of the aforesaid applications to its ASSIGNEE.

Gary Paul Stack
Gary Paul Stack

July 7, 2005
Date

00020

ACKNOWLEDGMENT

State of New Jersey }

ss: Monmouth Jt.

County of Middlesex }

On the 7th day of July, 2005, Gary Paul Stack personally appeared before me, known by me to be the same person described in and who executed the foregoing instrument, and acknowledged that he/she executed the same, of his/her own free will and for the purposes set forth.

Barbara L. Lences
Notary Public
BARBARA L. LENCES

NOTARY PUBLIC OF NEW JERSEY
My Commission Expires Dec. 14, 2007

Jonathan Laird Gross
Jonathan Laird Gross

JULY 7, 2005
Date

ACKNOWLEDGMENT

State of New Jersey }

ss: Monmouth Jt.

County of Middlesex }

On the 7th day of July, 2005, Jonathan Laird Gross personally appeared before me, known by me to be the same person described in and who executed the foregoing instrument, and acknowledged that he/she executed the same, of his/her own free will and for the purposes set forth.

Barbara L. Lences
Notary Public

BARBARA L. LENCES
NOTARY PUBLIC OF NEW JERSEY
My Commission Expires Dec. 14, 2007

Gavin David Heffernan

Gavin David Heffernan

July 11, 2005

Date

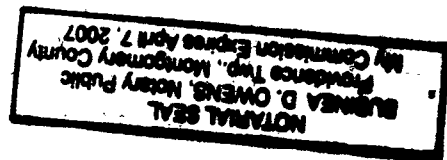
00021

ACKNOWLEDGMENT

State of Pennsylvania }

ss:

County of Montgomery }



On the 11th day of July 2005, Gavin David Heffernan personally appeared before me, known by me to be the same person described in and who executed the foregoing instrument, and acknowledged that he/she executed the same, of his/her own free will and for the purposes set forth.

Barbara D. Owens
Notary Public

Dahui Zhou
Dahui Zhou

July 7, 2005
Date

ACKNOWLEDGMENT

State of New Jersey }

ss:

County of Middlesex }

Monmouth Jt.

On the 7th day of July 2005, Dahui Zhou personally appeared before me, known by me to be the same person described in and who executed the foregoing instrument, and acknowledged that he/she executed the same, of his/her own free will and for the purposes set forth.

Barbara L. Lences
Notary Public

BARBARA L. LENCES
NOTARY PUBLIC OF NEW JERSEY
My Commission Expires Dec. 14, 2007

Hong Gao

July 7, 2005 00022
Date

ACKNOWLEDGMENT

State of New Jersey

County of Monmouth

ss:

On the 7th day of July, 2005, Hong Gao personally appeared before me, known by me to be the same person described in and who executed the foregoing instrument, and acknowledged that he/she executed the same, of his/her own free will and for the purposes set forth.

Barbara L. Lences
Notary Public

BARBARA L. LENCES
NOTARY PUBLIC OF NEW JERSEY
My Commission Expires Dec. 14, 2007

From the INTERNATIONAL SEARCHING AUTHORITY

PCT

00023

To:

CHOATE, HALL & STEWART LLP
Attn. Robidoux, Andrea L.C.
2 International Place
Boston MA 02110

ETATS UNIS D'AMERIQUE

Amend Claims
Docketed

Due

11.06.06

NOTIFICATION OF TRANSMITTAL OF
THE INTERNATIONAL SEARCH REPORT AND
THE WRITTEN OPINION OF THE INTERNATIONAL
SEARCHING AUTHORITY, OR THE DECLARATION

(PCT Rule 44.1)

Date of mailing
(day/month/year)

06/09/2006

Applicant's or agent's file reference

2004658-0195 ✓

FOR FURTHER ACTION

See paragraphs 1 and 4 below

International application No.

PCT/US2006/015208

International filing date
(day/month/year)

21/04/2006

Applicant

WYETH

1. ☒ The applicant is hereby notified that the international search report and the written opinion of the International Searching Authority have been established and are transmitted herewith.

Filing of amendments and statement under Article 19:

The applicant is entitled, if he so wishes, to amend the claims of the International Application (see Rule 16)

When? The time limit for filing such amendments is normally two months from the date of transmittal of the International Search Report.

Where? Directly to the International Bureau of WIPO, 34 chemin des Colombettes
1211 Geneva 20, Switzerland, Facsimile No.: (41-22) 338.82.70

For more detailed instructions, see the notes on the accompanying sheet.

2. ☐ The applicant is hereby notified that no international search report will be established and that the declaration under Article 17(2)(a) to that effect and the written opinion of the International Searching Authority are transmitted herewith.

3. ☐ With regard to the protest against payment of (an) additional fee(s) under Rule 40.2, the applicant is notified that:

- ☐ the protest together with the decision thereon has been transmitted to the International Bureau together with the applicant's request to forward the texts of both the protest and the decision thereon to the designated Offices.
☐ no decision has been made yet on the protest; the applicant will be notified as soon as a decision is made.

4. Reminders

Shortly after the expiration of **18 months** from the priority date, the international application will be published by the International Bureau. If the applicant wishes to avoid or postpone publication, a notice of withdrawal of the international application, or of the priority claim, must reach the International Bureau as provided in Rules 90bis.1 and 90bis.3, respectively, before the completion of the technical preparations for international publication.

The applicant may submit comments on an informal basis on the written opinion of the International Searching Authority to the International Bureau. The International Bureau will send a copy of such comments to all designated Offices unless an international preliminary examination report has been or is to be established. These comments would also be made available to the public but not before the expiration of 30 months from the priority date.

Within **19 months** from the priority date, but only in respect of some designated Offices, a demand for international preliminary examination must be filed if the applicant wishes to postpone the entry into the national phase **until 30 months** from the priority date (in some Offices even later); otherwise, the applicant must, **within 20 months** from the priority date, perform the prescribed acts for entry into the national phase before those designated Offices.

In respect of other designated Offices, the time limit of **30 months** (or later) will apply even if no demand is filed within 19 months.

See the Annex to Form PCT/IB/301 and, for details about the applicable time limits, Office by Office, see the *PCT Applicant's Guide*, Volume II, National Chapters and the WIPO Internet site.

Name and mailing address of the International Searching Authority

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

Authorized officer

Dominique Hundt

These Notes are intended to give the basic instructions concerning the filing of amendments under article 19. The Notes are based on the requirements of the Patent Cooperation Treaty, the Regulations and the Administrative Instructions under that Treaty. In case of discrepancy between these Notes and those requirements, the latter are applicable. For more detailed information, see also the *PCT Applicant's Guide*, a publication of WIPO.

In these Notes, "Article", "Rule", and "Section" refer to the provisions of the PCT, the PCT Regulations and the PCT Administrative Instructions, respectively.

INSTRUCTIONS CONCERNING AMENDMENTS UNDER ARTICLE 19

The applicant has, after having received the international search report and the written opinion of the International Searching Authority, one opportunity to amend the claims of the international application. It should however be emphasized that, since all parts of the international application (claims, description and drawings) may be amended during the international preliminary examination procedure, there is usually no need to file amendments of the claims under Article 19 except where, e.g. the applicant wants the latter to be published for the purposes of provisional protection or has another reason for amending the claims before international publication. Furthermore, it should be emphasized that provisional protection is available in some States only (see *PCT Applicant's Guide*, Volume I/A, Annexes B1 and B2).

The attention of the applicant is drawn to the fact that amendments to the claims under Article 19 are not allowed where the International Searching Authority has declared, under Article 17(2), that no international search report would be established (see *PCT Applicant's Guide*, Volume I/A, paragraph 296).

What parts of the international application may be amended?

Under Article 19, only the claims may be amended.

During the international phase, the claims may also be amended (or further amended) under Article 34 before the International Preliminary Examining Authority. The description and drawings may only be amended under Article 34 before the International Examining Authority.

Upon entry into the national phase, all parts of the international application may be amended under Article 28 or, where applicable, Article 41.

When?

Within 2 months from the date of transmittal of the international search report or 16 months from the priority date, whichever time limit expires later. It should be noted, however, that the amendments will be considered as having been received on time if they are received by the International Bureau after the expiration of the applicable time limit but before the completion of the technical preparations for international publication (Rule 46.1).

Where not to file the amendments?

The amendments may only be filed with the International Bureau and not with the receiving Office or the International Searching Authority (Rule 46.2).

Where a demand for international preliminary examination has been/is filed, see below.

How?

Either by cancelling one or more entire claims, by adding one or more new claims or by amending the text of one or more of the claims as filed.

A replacement sheet must be submitted for each sheet of the claims which, on account of an amendment or amendments, differs from the sheet originally filed.

All the claims appearing on a replacement sheet must be numbered in Arabic numerals. Where a claim is cancelled, no renumbering of the other claims is required. In all cases where claims are renumbered, they must be renumbered consecutively (Section 205(b)).

The amendments must be made in the language in which the international application is to be published.

What documents must/may accompany the amendments?

Letter (Section 205(b)):

The amendments must be submitted with a letter.

The letter will not be published with the international application and the amended claims. It should not be confused with the "Statement under Article 19(1)" (see below, under "Statement under Article 19(1)").

The letter must be in English or French, at the choice of the applicant. However, if the language of the international application is English, the letter must be in English; if the language of the international application is French, the letter must be in French.

INTERNATIONAL SEARCH REPORT

(PCT Article 18 and Rules 43 and 44)

Applicant's or agent's file reference 2004658-0195	FOR FURTHER ACTION see Form PCT/ISA/220 as well as, where applicable, item 5 below.	
International application No. PCT/US2006/015208	International filing date (day/month/year) 21/04/2006	(Earliest) Priority Date (day/month/year) 22/04/2005
Applicant WYETH		

This international search report has been prepared by this International Searching Authority and is transmitted to the applicant according to Article 18. A copy is being transmitted to the International Bureau.

This international search report consists of a total of 4 sheets.

☒ It is also accompanied by a copy of each prior art document cited in this report.

1. Basis of the report

a. With regard to the **language**, the international search was carried out on the basis of:

- ☒ the international application in the language in which it was filed
☐ a translation of the international application into _____, which is the language of a translation furnished for the purposes of international search (Rules 12.3(a) and 23.1(b))

b. ☐ With regard to any **nucleotide and/or amino acid sequence** disclosed in the international application, see Box No. I.

2. ☒ **Certain claims were found unsearchable** (See Box No. II)

3. ☐ **Unity of invention is lacking** (see Box No. III)

4. With regard to the **title**,

- ☒ the text is approved as submitted by the applicant
☐ the text has been established by this Authority to read as follows:

5. With regard to the **abstract**,

- ☒ the text is approved as submitted by the applicant
☐ the text has been established, according to Rule 38.2(b), by this Authority as it appears in Box No. IV. The applicant may, within one month from the date of mailing of this international search report, submit comments to this Authority

6. With regard to the **drawings**,

- a. the figure of the **drawings** to be published with the abstract is Figure No. _____
☐ as suggested by the applicant
☐ as selected by this Authority, because the applicant failed to suggest a figure
☐ as selected by this Authority, because this figure better characterizes the invention
- b. ☐ none of the figures is to be published with the abstract

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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)
 C07D

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)

EPO-Internal, WPI Data, BEILSTEIN Data, CHEM ABS Data

C. DOCUMENTS CONSIDERED TO BE RELEVANT

Category*	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
Y	WO 03/029238 A (WYETH) 10 April 2003 (2003-04-10) examples	1-37
Y	WO 03/029239 A (WYETH) 10 April 2003 (2003-04-10) examples	1-37
Y	WO 03/031439 A (WYETH) 17 April 2003 (2003-04-17) examples	1-37
P, A	WO 2005/044812 A (WYETH A CORPORATION OF THE STATE OF DELAWARE; GROSS, JONATHAN, LAIRD;) 19 May 2005 (2005-05-19) examples	1-37

☐ Further documents are listed in the continuation of Box C.

☒ See patent family annex.

* Special categories of cited documents:

- *A* document defining the general state of the art which is not considered to be of particular relevance
- *E* earlier document but published on or after the international filing date
- *L* 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)
- *O* document referring to an oral disclosure, use, exhibition or other means
- *P* document published prior to the international filing date but later than the priority date claimed

- *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 invention
- *X* document of particular relevance; the claimed invention cannot be considered novel or cannot be considered to 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 art.
- *&* document member of the same patent family

Date of the actual completion of the international search

30 August 2006

Date of mailing of the international search report

06/09/2006

Name and mailing address of the ISA/

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

Authorized officer

Menegaki, F

Box II Observations where certain claims were found unsearchable (Continuation of item 2 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. ☒ Claims Nos.:
because they relate to subject matter not required to be searched by this Authority, namely:

Although claims 22-35 are directed to a method of treatment of the human/animal body, the search has been carried out and based on the alleged effects of the compound/composition.
2. ☐ 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 III Observations where unity of invention is lacking (Continuation of item 3 of first sheet)

This International Searching Authority found multiple inventions in this international application, as follows:

1. ☐ As all required additional search fees were timely paid by the applicant, this International Search Report covers all searchable claims.
2. ☐ As 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.:
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.:

Remark on Protest

- ☐ The additional search fees were accompanied by the applicant's protest.
- ☐ No protest accompanied the payment of additional search fees.

Patent document cited in search report		Publication date	Patent family member(s)	Publication date
WO 03029238	A	10-04-2003	BR 0213094 A	13-10-2004
			CA 2461381 A1	10-04-2003
			CN 1561338 A	05-01-2005
			EP 1432696 A1	30-06-2004
			JP 2005505586 T	24-02-2005
			MX PA04003087 A	06-09-2004
WO 03029239	A	10-04-2003	NONE	
WO 03031439	A	17-04-2003	NONE	
WO 2005044812	A	19-05-2005	AU 2004287809 A1	19-05-2005
			CA 2542878 A1	19-05-2005
			EP 1675840 A1	05-07-2006
			US 2005261347 A1	24-11-2005
			US 2005143452 A1	30-06-2005

PCT

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To:

see form PCT/ISA/220

WRITTEN OPINION OF THE
INTERNATIONAL SEARCHING AUTHORITY
(PCT Rule 43bis.1)

Date of mailing
(day/month/year) see form PCT/ISA/210 (second sheet)

Applicant's or agent's file reference
see form PCT/ISA/220

FOR FURTHER ACTION
See paragraph 2 below

International application No.
PCT/US2006/015208

International filing date (day/month/year)
21.04.2006

Priority date (day/month/year)
22.04.2005

International Patent Classification (IPC) or both national classification and IPC
INV. C07D401/04 C07D311/04 C07D311/20 C07D313/08 A61K31/353 A61P25/24

Applicant
WYETH

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

- ☒ Box No. I Basis of the opinion
- ☐ Box No. II 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 Rule 43bis.1(a)(i) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement
- ☒ Box No. VI Certain documents cited
- ☐ Box No. VII Certain defects in the international application
- ☐ Box No. VIII Certain observations on the international application

2. FURTHER ACTION

If a demand for international preliminary examination is made, this opinion will usually 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 66.1bis(b) that written opinions of this 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 PCT/ISA/220 or before the expiration of 22 months from the priority date, whichever expires later.

For further options, see Form PCT/ISA/220.

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

Name and mailing address of the ISA:



European Patent Office
D-80298 Munich
Tel. +49 89 2399 - 0 Tx: 523656 epmu d
Fax: +49 89 2399 - 4465

Date of completion of
this opinion

see form
PCT/ISA/210

Authorized Officer

Menegaki, F

Telephone No. +49 89 2399-8277



00030

Box No. I Basis of the opinion

1. With regard to the **language**, this opinion has been established on the basis of:
 - ☒ the international application in the language in which it was filed
 - ☐ a translation of the international application into , which is the language of a translation furnished for the purposes of international search (Rules 12.3(a) and 23.1 (b)).
2. With regard to any **nucleotide and/or amino acid sequence** disclosed in the international application and necessary to the claimed invention, this opinion has been established on the basis of:
 - a. type of material:
 - ☐ a sequence listing
 - ☐ table(s) related to the sequence listing
 - b. format of material:
 - ☐ on paper
 - ☐ in electronic form
 - c. time of filing/furnishing:
 - ☐ contained in the international application as filed.
 - ☐ filed together with the international application in electronic form.
 - ☐ furnished subsequently to this Authority for the purposes of search.
3. ☐ In addition, in the case that more than one version or copy of a sequence listing and/or table relating thereto has been filed or furnished, the required statements that the information in the subsequent or additional copies is identical to that in the application as filed or does not go beyond the application as filed, as appropriate, were furnished.
4. Additional comments:

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

The questions whether the claimed invention appears to be novel, to involve an inventive step (to be non obvious), or to be industrially applicable have not been examined in respect of

- ☐ the entire international application
- ☒ claims Nos. 22-35

because:

- ☒ the said international application, or the said claims Nos. 22-35 relate to the following subject matter which does not require an international search (*specify*):

see separate sheet
- ☐ the description, claims or drawings (*indicate particular elements below*) or said claims Nos. are so unclear that no meaningful opinion could be formed (*specify*):
- ☐ the claims, or said claims Nos. are so inadequately supported by the description that no meaningful opinion could be formed (*specify*):
- ☐ no international search report has been established for the whole application or for said claims Nos.
- ☐ a meaningful opinion could not be formed without the sequence listing; the applicant did not, within the prescribed time limit:
 - ☐ furnish a sequence listing on paper complying with the standard provided for in Annex C of the Administrative Instructions, and such listing was not available to the International Searching Authority in a form and manner acceptable to it.
 - ☐ furnish a sequence listing in electronic form complying with the standard provided for in Annex C of the Administrative Instructions, and such listing was not available to the International Searching Authority in a form and manner acceptable to it.
 - ☐ pay the required late furnishing fee for the furnishing of a sequence listing in response to an invitation under Rules 13~~ter~~.1(a) or (b).
- ☐ a meaningful opinion could not be formed without the tables related to the sequence listings; the applicant did not, within the prescribed time limit, furnish such tables in electronic form complying with the technical requirements provided for in Annex C-*bis* of the Administrative Instructions, and such tables were not available to the International Searching Authority in a form and manner acceptable to it.
- ☐ the tables related to the nucleotide and/or amino acid sequence listing, if in electronic form only, do not comply with the technical requirements provided for in Annex C-*bis* of the Administrative Instructions.
- ☐ See Supplemental Box for further details

00002

Box No. V Reasoned statement under Rule 43bis.1(a)(i) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement

1. Statement

Novelty (N)	Yes: Claims	1-37
	No: Claims	
Inventive step (IS)	Yes: Claims	
	No: Claims	1-37
Industrial applicability (IA)	Yes: Claims	1-21,36,37
	No: Claims	

2. Citations and explanations

see separate sheet

Box No. VI Certain documents cited

1. Certain published documents (Rules 43bis.1 and 70.10)

and /or

2. Non-written disclosures (Rules 43bis.1 and 70.9)

see form 210

00033

(III)

Claims 22-35 are directed to a method of treatment of the human/animal body and therefore no preliminary examination is required (Rule 67.1(iv) PCT).

Moreover, it is noted by the IPEA that for the assessment of Claims 22-35 on the question whether their subject-matter is industrially applicable, no unified criteria exist in the PCT. The patentability under national patent laws can also be dependent on the formulation of the claims. The EPO, e.g., does not recognize the subject-matter of claims to the use of a compound in medical treatment as being industrially applicable, but will allow, however, claims to a known compound for the manufacture of a medicament for a new medical treatment.

(V)

Having regard to the International Search Report the subject-matter claimed differs from document

D1: WO 03/029238 A (WYETH) 10 April 2003 (2003-04-10)
specifically disclosing 7-sulfonamido substituted chroman analogue compounds;

D2: WO 03/029239 A (WYETH) 10 April 2003 (2003-04-10)
in view of the present "Ar" substituent group;

D3: WO 03/031439 A (WYETH) 17 April 2003 (2003-04-17)
due to the 2-piperidinomethyl substituent compared with present R3/R4 in the
2-aminomethyl group;

Document D4: WO 2005/044812 A (WYETH A CORPORATION OF THE STATE OF
DELAWARE; GROSS, JONATHAN, LAIRD;) 19 May 2005 (2005-05-
19),

which is a P-document not relevant at this stage, discloses benzofuran analogue
compounds, differing due to present "n" other than zero.

The requirements of Art.33(2) PCT appear to be fulfilled.

The problem to be solved appears to be the provision of novel 5-HT_{2c} receptor
inhibitors of present formula (I) useful as antidepressants. Documents (D1) to (D3)
disclose 2-aminoalkyl substituted chroman/-ene analogue compounds differing mainly
due to the substitution on the benzo ring. In particular the general definition of the
antidepressive compounds in (D2); which is considered to represent the nearest prior
art, appears to overlap with present formula (I), since the substituents on the benzo ring

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include an 8-aryl group, although the specific examples therein bear no 8-aryl substituent. Moreover, the disclosure in (D1)/(D2) leads to the conclusion that the size and/or saturation of the hetero ring is not essential for the qualitative properties. Accordingly it is considered that the skilled man would have expected that the introduction of group 8-Ar would lead to compounds having similar pharmacological activity. The Applicant has substantiated the claimed activity per se or vis a vis structurally irrelevant prior art 5-HT_{2c} inhibitors, without showing any unexpected advantage over (D2).

The requirements of Art.33(3) PCT do not appear to be fulfilled.

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2020
Bogotá D.C.,

Doctor(a)
CORREA ORDOÑEZ ALVARO
Apoderado(a) y/o Representante de
WYETH

REFERENCIA	Radicación No.	07 110959
	Solicitud internacional	PCT/US2006/015208
	Fecha inicio fase nacional	22/11/2007
	Trámite	11
	Evento	378
	Actuación	416
	Oficio No.	13447
	Folios	1

Teniendo en cuenta que la solicitud de privilegio de patente que se tramita bajo el expediente indicado en la referencia, reúne los requisitos de forma establecidos en la Decisión 486 de la Comisión de la Comunidad Andina, el Tratado de Cooperación en Materia de Patentes (PCT), el Reglamento y la Circular Única de la Superintendencia de Industria y Comercio, se envía el extracto de la solicitud a la Oficina de Comunicaciones para efecto de su publicación en la Gaceta de Propiedad Industrial.

Cúmplase
Dado en Bogotá DC,



JOSE LUIS SALAZAR LOPEZ
Director de Nuevas Creaciones (C)

jfernand

17 JUN. 2011