



US00RE43423E

(19) **United States**
 (12) **Reissued Patent**
 Yan et al.

(10) **Patent Number:** **US RE43,423 E**
 (45) **Date of Reissued Patent:** ***May 29, 2012**

(54) **CRUDE EXTRACTS FROM ANDROGRAPHIS PANICULATA**
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CN	1628764 A	6/2005
JP	2000-034233	2/2000
JP	2000034233	2/2000
JP	2001-058969 A	3/2001
JP	2001-58969 A *	3/2001
JP	20001058969	3/2001
JP	2004-75638	3/2004
KR	1020050067951 A	7/2005
WO	WO 2005/087223 A1	3/2005
WO	WO 2005/104722 A2	11/2005
WO	WO 2007/098686 A1	9/2007
WO	WO 2009/059158 A1	5/2009

(*) Notice: This patent is subject to a terminal disclaimer.

(21) Appl. No.: **13/189,444**

(22) Filed: **Jul. 22, 2011**

Related U.S. Patent Documents

Reissue of:

(64) Patent No.: **7,341,748**
 Issued: **Mar. 11, 2008**
 Appl. No.: **11/116,678**
 Filed: **Apr. 27, 2005**

U.S. Applications:

(62) Division of application No. 12/717,260, filed on Mar. 4, 2010, now Pat. No. Re. 42,718.

(60) Provisional application No. 60/566,477, filed on Apr. 28, 2004.

(51) **Int. Cl.**
A61K 36/00 (2006.01)

(52) **U.S. Cl.** **424/725**

(58) **Field of Classification Search** None
 See application file for complete search history.

(56) **References Cited**

U.S. PATENT DOCUMENTS

6,358,526 B1	3/2002	Mergens et al.
7,341,748 B2	3/2008	Yan et al.
7,625,945 B2	12/2009	Yan et al.
2002/0068098 A1	6/2002	Babish et al.
2003/0059471 A1	3/2003	Compton et al.
2003/0091517 A1	5/2003	Rojanapanthu et al.
2003/0101076 A1	5/2003	Zaleski
2003/0104076 A1	6/2003	Berkulin et al.
2004/0053858 A1	3/2004	Berg
2004/0151792 A1	8/2004	Tripp et al.
2005/0215628 A1	9/2005	Yan et al.
2006/0246156 A1	11/2006	Yan et al.
2007/0202164 A1	8/2007	Wang et al.
2007/0218114 A1	9/2007	Duggan et al.
2009/0117209 A1	5/2009	Duan et al.
2009/0117210 A1	5/2009	Duan et al.

FOREIGN PATENT DOCUMENTS

CN	1042077	5/1990
CN	148 837 6	4/2004
CN	1626076 A	6/2005

OTHER PUBLICATIONS

Bhan et al., "Screening and optimization of *Andrographis paniculata* (Burm.f.) Nees for total andrographolide content, yield and its components," *Scientia Horticulturae*, 107: 386-391 (2006).

Melchior et al., "Double-blind, placebo-controlled pilot and phase III study of activity of standardized *Andrographis paniculata* Herba Nees extract fixed combination (Kan jang) in the treatment of uncomplicated upper-respiratory tract infection," *Phytomedicine*, 7(5): 341-350 (2000).

Panossian et al., "Effect of *Andrographis paniculata* extract on progesterone in blood plasma of pregnant rats," *Phytomedicine*, 6(3): 157-161 (1999).

Communication pursuant to Article 94(3) EPC in European Patent Application No. 05742174.5, dated Sep. 27, 2011.

Achike et al., "Nitric Oxide, Human Diseases and the Herbal Products that Effect the Nitric Oxide Signalling Pathway," *Clinical & Experimental Pharmacology & Physiology*, 30: 605-615 (2003).

Akbarsha et al., "Antifertility effect of *Andrographis paniculata* (nees) in male albino rat," *Indian Journal of Experimental Biology*, 28:421-426 (1990).

Balmain et al., "Minor Diterpenoid Constituents of *Andrographis paniculata* Nees," *J. Chem. Soc. Perkin. Trans. I* (1973): 1247-1251.

Basak et al., "Implication of the protein convertases furin, PC5 and PC7 in the cleavage of surface glycoproteins of Hong Kong, Ebola and respiratory syncytial viruses: a comparative analysis with fluorogenic peptides," *Biochem J.*, 353:537-545 (2001).

Burgos et al., "Testicular toxicity assessment of *Andrographis paniculata* dried extract in rats," *J. Ethnopharmacol.*, 58(3): 219-224 (1997).

Calabrese et al., "A Phase I Trial of Andrographolide in HIV Positive Patients and Normal Volunteers," *Phytother Res.*, 14:333-338 (2000).

(Continued)

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(57) **ABSTRACT**

This invention relates to a method of inhibiting TNF α or IL-1 β expression with an extract of *Andrographis paniculata*. The extract contains andrographolide, 14-deoxy-andrographolide, 14-deoxy-11,12-dehydrogen-andrographolide, and neoandrographolide.

6 Claims, No Drawings

OTHER PUBLICATIONS

- Chang et al., "Dehydroandrographolide succinic acid monoester as an inhibitor against the human immunodeficiency virus," *Proc. Soc. Exp. Biol. Med.*, 197(1): 59-66 (1991).
- Chen et al., "Nine new *ent*-labdane diterpenoids from the aerial parts of *Andrographis paniculata*," *Helvetica Chimica Acta*, 89:2654-2664 (2006).
- Chen et al., "Studies on flavonoids of *Andrographis paniculata*," *China J. Chinese Materia Medica.*, 31(5):391-395 (2006), Abstract only.
- Chen et al., "Studies on diterpenoids from *Andrographis paniculata*," *China J. Chinese Materia Medica.*, 31(19):1594-1597 (2006), Abstract only.
- Coon et al., "*Andrographis paniculata* in the Treatment of Upper Respiratory Tract Infections: A Systematic Review of Safety and Efficacy," *Planta Med.*, 70(4): 293-298 (2004).
- Deng et al., *Chinese Pharm. Bull.*, 17:195-198 (1982), Abstract only.
- Fujita et al., "On the diterpenoids of *Andrographis paniculata*: x-ray Crystallographic analysis of andrographolide and structure determination of new minor diterpenoids," *Chem. Pharm. Bull.*, 32(6):2117-2125 (1984).
- George et al., "Investigations on plant antibiotics. Part IV. Further search for antibiotic substances in Indian medicinal plants," *Indian Journal of Medical Research*, (37): 169-181 (2004).
- Ghosh et al., "Isolation of *Andrographis paniculata* leaf protein with antifungal property," *Acto. Phytopathologica et Entomologica Hungarica*, 39(4):377-381 (2004).
- Gupta et al., "Flavonoids of *Andrographis paniculata*," *Phytochemistry*, 22(1):314-315 (1983).
- Gupta et al., "Antidiarrheal activity of diterpenes of *Andrographis paniculata* (kalmegh) against *Escherichia coli* enterotoxin in in vivo models," *International Journal of Crude Drug Research*, (28): 273-283 (1990).
- Gupta et al., "Antisecretory (antidiarrhoeal) activity of Indian medicinal plants against *Escherichia coli* enterotoxin-induced secretion in rabbit and guinea pig ileal loop models," *Intl. J. Pharmacog.*, 31(3):198-204 (1993).
- Gupta et al., "Flavonoid glycoside of *Andrographis paniculata*," *Indian J. Chem.*, 35 B:512-513 (1996).
- Habtemariam, "Andrographolide inhibits the tumour necrosis Factor- α -induced upregulation of ICAM-1 expression and endothelial-monocyte adhesion," *Phytotherapy Research*, 12:37-40 (1998).
- Habtemariam, "Natural Inhibitors of Tumor Necrosis Factor- α Production, Secretion and Function," *Planta Medica*, 66:303-313 (2000).
- Herbs, *Andrographis paniculata's wide range of medicinal Powers*, (2002).
- Jalal et al., "Formation of three new Flavones by differentiating callus cultures of *Andrographis paniculata*," *Phytochemistry*, 18:149-151 (1979).
- Jantan et al., "Ent-14 β -Hydroxy-8(17),12-Labdadien-16,15-Olide-3 β ,19 Oxide: a Diterpene from the aerial parts of *Andrographis paniculata*," *Phytochemistry*, 37(5):1477-1479 (1994).
- Kakrani et al., "Traditional treatment of gastro-intestinal tract disorders in Kutch district, Gujarat state, India," *Journal of Natural Remedies*, 2/1: 71-75 (2002).
- Kleipool, "Constituents of *Andrographis paniculata nees*," *Nature*, 169(4288):33-34 (1952).
- Kumar et al., "Anticancer and immunomodulatory potential of DRF-3188, an analogue of andrographolide," *Novel Compounds from Natural Products in the New Millenium*, 205-216, (2004). (Abstract).
- Madav et al., "Analgesic, antipyretic and antiulcerogenic effects of andrographolide," *Indian J. Pharm. Sci.*, 57(3):121-125 (1995).
- Madav et al., "Anti-inflammatory activity of andrographolide," *Fitoterapia*, 67:452-458, (1996).
- Mahadevan et al., "Safety of selective cyclooxygenase-2 inhibitors in inflammatory bowel disease," *Am. J. Gastroenterology*, 97(4): 910-4 (2002) (Abstract).
- Matsuda et al., "Studies on the cell differentiation induces of *Andrographis paniculata*," *Tennen Yuki Kagobutsu Toronkai Koen Yoshishu*, 33:433-440 (1991) (Abstract).
- Matsuda et al., "Cell differentiation-inducing diterpenes from *Andrographis paniculata* Nees," *Chem. Pharm. Bull.*, 42(6):1216-1225 (1994).
- Mishra et al., "*Andrographis paniculata* (Kalmegh): A Review," *Pharmacognosy Reviews*, 1(2):283-298 (2007).
- Misra et al., "Antimalarial activity of traditional plants against erythrocytic stages of *Plasmodium berghei*," *International Journal of Pharmacognosy*, (29): 19-23 (1991).
- Nazimudeen et al., "Effect of *Andrographis paniculata* on snake venom-induced death and its mechanism," *Indian Journal of Pharmaceutical Sciences*, (40):132-133 (1978).
- Otake et al., "Screening of Indonesian plant extracts for anti-human immunodeficiency virus type 1 (HIV-1) activity," *Phytotherapy Research*, (9): 6-10 (1995).
- Panossian et al., "Effect of *Andrographis paniculata* extract on progesterone in blood plasma of pregnant rats," *Phytomedicine*, 6(3):157-161 (1999). (Abstract).
- Panossian et al., "Effect of andrographolide and Kan Jang—fixed combination of extract SHA-10 and extract SHE-3—on proliferation of human lymphocytes, production of cytokines and immune activation markers in the whole blood cells culture," *Phytomedicine*, 9(7):598-605 (2002). (Abstract).
- Peng et al., "Modulation of Lianbizi injection (andrographolide) on some immune functions," *Zhongguo Zhongyao Zazhi*, 27(2):147-150 (2002) (Abstract).
- Poolsup et al., "*Andrographis paniculata* in the symptomatic treatment of uncomplicated upper respiratory tract infection: systematic review of randomized controlled trials," *J. Clin. Pharm. Ther.*, 29(1): 37-45 (2004).
- Pramanick et al., "Andropanolide and isoandrographolide, minor diterpenoids from *Andrographis paniculata*: structure and X-ray crystallographic analysis," *J. Nat. Prod.*, 69: 403-405 (2006).
- Puri et al., "Immunostimulant agents from *Andrographis Paniculata*," *Journal of National Products*, 56(7):995-999 (1993).
- Qian et al., "A comparison of pharmacological effects between CXL extract and CXL compound prescription," *Journal of Luzhou Medical School*, 11(3): 189-191 (1988), Abstract only.
- Rajagopal et al., "Andrographolide, a potential cancer therapeutic agent isolated from *Andrographis paniculata*," *Journal of Experimental Therapeutics and Oncology*, 3(3):147-158 (2003). (Abstract).
- Rao et al., "Flavonoids and andrographolides from *Andrographis paniculata*," *Phytochemistry*, 65(16):2317-2321 (2004). (Abstract).
- Reddy et al., "A flavone and an unusual 23-carbon terpenoid from *Andrographis paniculata*," *Phytochemistry*, 62:1271-1275 (2003).
- Reddy et al., "A new BIS-Andrographolide ether from *Andrographis paniculata* Nees and evaluation of anti-HIV activity," *Natural Product Research*, 19(3):223-230 (2005).
- Saxena et al., "Phytochemicals from *Andrographis paniculata*," *Indian J. Chem.*, 42B:3159-3163 (2003).
- See et al., "Increased tumor necrosis factor alpha (TNF- α) and natural killer cell (NK) function using an integrative approach in late stage cancers," *Immunological Investigations*, 31(2):137-153 (2002). (Abstract).
- Shen et al., "Andrographolide prevents oxygen radical production by human neutrophils: possible mechanism(s) involve in its anti-inflammatory effect," *British Journal of Pharmacology*, 135:399-406 (2002).
- Shen et al., "*ent*-Labdane diterpenoids from *Andrographis paniculata*," *J. Nat. Prod.*, 69:319-322 (2006).
- Singha et al., "Antimicrobial activity of *Andrographis paniculata*," *Fitoterapia*, 74:692-694 (2003).
- Thamaree et al., "The effect of andrographolide on the production of proinflammatory cytokines by in vitro stimulated human blood cells," *Inflammation Res.*, 46, Suppl. 3, S224, (1997). (Abstract).
- Townsend et al., "Extracts of Chinese Herbs Inhibit IL-1 β and UV-induced MMP Expression in Cultured Human Keratinocytes," *FASEB Journal*, 15(4): A184 (2001).
- Trivedi et al., "Hepatoprotective and antioxidant property of *Andrographis paniculata* (Nees) in BHC induced liver damage in mice," *Indian J. Exp. Biol.*, 39(1):41-6 (2001). (Abstract).
- Vedavathy et al., "Antipyretic activity of six indigenous medicinal plants of Tirumala Hills, Andhra Pradesh, India," *Journal of Ethnopharmacology*, 33(1-2): 193-196 (1991).

- Wang et al., "A Discussion on the effect of the extraction process of Chinese traditional medicine on the quality of the resulting drug," *Heilongjiang Chinese Medicine*, No. 2: 45-46 (1992).
- Wang et al., "Andrographolide reduces inflammation-mediated dopaminergic neurodegeneration in mesencephalic neuron-glia cultures by inhibiting microglial activation," *Journal of Pharmacology and Experimental Therapeutics*, 308(3):915-983 (2004) (Abstract).
- Wang et al., "Chemical constituents from leaves of *Andrographis paniculata*," *J. China Pharma. Univ.*, 36(5):405-407 (2005), Abstract only.
- Xia, "Andrographolide Attenuates Inflammation by Inhibition of NF- κ B Activation Through Covalent Modification of Reduced Cysteine 62 of p50¹," *The Journal of Immunology*, 4207-4217 (2004).
- Yao et al., "Mechanism of inhibition of HIV-1 infection in vitro by a purified extract of *Prunella vulgaris*," *Virology*, 187(1): 56-62 (1992).
- Zhang et al., "Effects of 14-Deoxyandrographolide and 14-Deoxy-11, 12-Didehydroandrographolide on Nitric Oxide Production in Cultured Human Endothelial Cells," *Phytotherapy Research*, 13:157-159 (1999).
- Zhang et al., "Experimental Studies of the destructive actions of *Andrographis paniculata* nees on endotoxin in vitro," *Chinese J. of Integrated Traditional and Western Medicine in Intensive and Critical Care*, 7(4):212-214 (2000), Abstract only.
- Zhang et al., "Antihyperglycaemic and anti-oxidant properties of *andrographis paniculata* in normal and diabetic rats," *Clinical and Experimental Pharmacology and Physiology*, 27:358-363 (2000).
- Zhang et al., "New Diterpenoids from *Andrographis paniculata* (Burm. f.) nees," *J. of Integrative Plant Biology*, 48(9): 1122-1125 (2006).
- Zhong et al., "Three salts of labdanic acids from *Andrographis paniculata* (Acanthaceae)," *Acta Botanica Sinica*, 43:1077-1080 (2001).
- Zhou et al., "Two new *ent*-labdane diterpenoid glycosides from the aerial parts of *Andrographis paniculata*," *Journal of Asian Natural Products Research*, 10(10):939-943 (2008).
- Andrographis Paniculata* Tablets, *The Pharmacopoeia of People's Republic of China* (2000 ed.), vol. I, p. 541 (2000).
- Andrographis Paniculata* Tablets, *The Pharmacopoeia of People's Republic of China* (2005 ed.), vol. I, pp. 549-550 (2005).
- Guidance for Industry Botanical Drug Products*, U.S. Department of Health and Human Services Food and Drug Administration, Center for Drug Evaluation and Research (CDER), Jun. 2004.
- Practical Techniques for National Qualification Examination of Professional Skills in Chinese medication*, Professional Skills, Shanghai Science and Technology Press, China, p. 164 (2003).
- Herba Andrographis*, *World Health Organization (WHO) monographs on selected medicinal plants*, vol. 2. pp. 12-24 (2002).
- Office Action mailed Jul. 7, 2008, in U.S. Appl. No. 11/934,143.
- Amendment in Reply to Non-Final Office Action of Jul. 7, 2008 with Exhibits A & B, filed Nov. 7, 2008, in U.S. Appl. No. 11/934,143.
- Final Office Action mailed Mar. 20, 2009, in U.S. Appl. No. 11/934,143.
- Amendment and Reply Under 37 C.F.R. § 1.114 filed Sep. 18, 2009, in U.S. Appl. No. 11/934,143.
- Office Action mailed Dec. 15, 2009, in U.S. Appl. No. 11/934,143.
- Reply to Office Action filed Mar. 15, 2010, in U.S. Appl. No. 11/934,143.
- Office Action mailed Aug. 1, 2006, in U.S. Appl. No. 11/116,678.
- Amendment in Reply to Action of Aug. 1, 2006 filed Dec. 1, 2006, in U.S. Appl. No. 11/116,678.
- Final Office Action mailed Feb. 21, 2007, in U.S. Appl. No. 11/116,678.
- Reply to Action of Feb. 21, 2007 with Exhibit A, filed May 21, 2007, in U.S. Appl. No. 11/116,678.
- Office Action mailed Jun. 2, 2009, in U.S. Appl. No. 11/674,557.
- Reply to Office Action filed Oct. 1, 2009, in U.S. Appl. No. 11/674,557.
- Final Office Action mailed Jan. 4, 2010, in U.S. Appl. No. 11/674,557.
- PCT Notification of Transmittal of the International Search Report and the Written Opinion of the International Searching Authority, mailed Sep. 13, 2006, in International Application No. PCT/US2005/008317.
- PCT Notification of Transmittal of the International Search Report and the Written Opinion of the International Searching Authority, or the Declaration, mailed Jun. 7, 2007, in International Application No. PCT/CN2007/000616.
- PCT International Preliminary Report on Patentability issued Sep. 2, 2008, in International Application No. PCT/CN2007/000616.
- PCT Notification of Transmittal of the International Search Report and the Written Opinion of the International Searching Authority, or the Declaration, mailed Jan. 26, 2009, in International Application No. PCT/US2008/082022.
- PCT Notification of Transmittal of the International Search Report and the Written Opinion of the International Searching Authority, or the Declaration, mailed Dec. 9, 2005, in International Application No. PCT/US05/14288.
- PCT International Preliminary Report on Patentability mailed Nov. 9, 2006, in International Application No. PCT/US2005/14288.
- Hasko, *Immunology*, 103L 473-478 (2001).
- Assche et al., "Daclizumab, a humanised monoclonal antibody to the interleukin 2 receptor (CD25), for the treatment of moderately to severely active ulcerative colitis: a randomised, double blind, placebo controlled, dose ranging trial," *Gut* 55:1568-1574 (2006).
- Feagan et al., "Omega-3 Free Fatty Acids for the Maintenance of Remission in Crohn Disease," *JAMA*, 299(14):1690-1697 (2008).
- Rutgeerts et al., "Onercept for Moderate-to-Severe Crohn's Disease: A Randomized, Double-Blind, Placebo-Controlled Trial," *Clinical Gastroenterology and Hepatology*, 4:888-893 (2006).
- Sandborn et al., "Anti-CD3 antibody visilizumab is not effective in patients with intravenous corticosteroid-refractory ulcerative colitis," *Gut*, 59: 1485-1492 (2010).
- Tang et al., "Herbal extract HMPL-004 in Active Ulcerative Colitis: A Randomized Comparison with Sustained Release Mesalamine," *American Journal of Gastroenterology* (2010).
- Pre-IND Submission Meeting Briefing Document (Redacted) (2005).
- Slide presented to FDA in Jul. 2010.
- Communication pursuant to Rule 114(2) EPC in EP1996165, dated Apr. 29, 2010, enclosing Third Party Observations.
- William J. Sandborn, "Declaration of William J. Sandborn, M.D., under 37 C.F.R. § 1.132" with Exhibit 1, filed on Dec. 15, 2010, in U.S. Appl. No. 11/934,143.
- Jianguo Ji, "Declaration under 37 C.F.R. § 1.132" with Exhibits 1-4, filed on Dec. 15, 2010, in U.S. Appl. No. 11/934,143.
- Jifeng Duan, "Declaration under 37 C.F.R. § 1.132," filed on Dec. 15, 2010, in U.S. Appl. No. 11/934,143.
- Li Wang, "Declaration under 37 C.F.R. § 1.132," filed on Dec. 15, 2010, in U.S. Appl. No. 11/934,143.
- Zhiming Ma, "Declaration under 37 C.F.R. § 1.132," filed on Dec. 15, 2010, in U.S. Appl. No. 11/934,143.
- Tao Wang, "Declaration under 37 C.F.R. § 1.132," filed on Dec. 15, 2010, in U.S. Appl. No. 11/934,143.
- Wei Han Zhang, "Declaration under 37 C.F.R. § 1.132," filed on Dec. 15, 2010, in U.S. Appl. No. 11/934,143.
- Wei Han Zhang, "First Declaration under 37 C.F.R. § 1.132," filed on Dec. 15, 2010, in U.S. Appl. No. 11/934,143.
- Wei Han Zhang, "Second Declaration under 37 C.F.R. § 1.132," filed on Dec. 15, 2010, in U.S. Appl. No. 11/934,143.
- Xiaoqiang Yan, "Declaration under 37 C.F.R. § 1.132," filed on Dec. 15, 2010, in U.S. Appl. No. 11/934,143.
- Xun Zhang, "Declaration under 37 C.F.R. § 1.132," filed on Dec. 15, 2010, in U.S. Appl. No. 11/934,143.
- Yu Cai, "Declaration under 37 C.F.R. § 1.132," filed on Dec. 15, 2010, in U.S. Appl. No. 11/934,143.
- Yuqing Wang, "Declaration under 37 C.F.R. § 1.132," filed on Dec. 15, 2010, in U.S. Appl. No. 11/934,143.
- Jianguo Ji, "Declaration under 37 C.F.R. § 1.132" with Exhibits 1, dated Dec. 20, 2010.
- Wei Han Zhang, "First Declaration under 37 C.F.R. § 1.132," dated Dec. 21, 2010.

- Weihan Zhang, "Second Declaration under 37 C.F.R. § 1.132," dated Dec. 21, 2010.
- Ex parte Subramanyam* (BPAI, Mar. 29, 2010).
- Final Office Action mailed Jun. 16, 2010, in U.S. Appl. No. 11/934,143.
- Amendment and Reply under 37 U.S.C. § 1.114, filed Dec. 15, 2010, in U.S. Appl. No. 11/934,143.
- Office Action mailed Jun. 16, 2010, in U.S. Appl. No. 11/674,557.
- Bao W., "Determination of Dehydroandrographolide in *Andrographis paniculata* Tablets by FIA," *Chinese Traditional Patent Medicine*, 25(12):976-978 (2003).
- Cai S., et al., "Factors impacting the determination of andrographolide and dehydroandrographolide content in *Andrographis paniculata* tablets," *Chinese Traditional Patent Medicine*, 27(3):361-362 (2005).
- Feng Y., et al., "Determination of deoxyandrographolide content in *Andrographis paniculata* tablets by TLC scanning," *Chinese Traditional Patent Medicine*, 14(5):17-18 (1992).
- Huang P. et al., "Determination of dehydroandrographolide content in *Andrographis paniculata* tablets by HPLC," *Journal of Guangxi Traditional Chinese Medical University*, 7(3):70-71 (2004).
- Jiang Zemin, President of the People's Republic of China, Pharmaceutical Administration Law of the People's Republic of China (2001).
- Weihan Zhang, Third Declaration Under 37 C.F.R. § 1.132, dated Mar. 10, 2011.
- Office Action mailed May 12, 2011, in U.S. Appl. No. 11/934,143.
- Reply to Office filed Jul. 21, 2011, in U.S. Appl. No. 11/934,143.
- Hancke et al., "A double-blind study with a new monodrug: decrease of symptoms and improvement of recovery from common colds," *Phytotherapy Research*, (9): 559-562 (1995).
- Saxena et al., "High-performance thin-layer chromatographic analysis of hepatoprotective diterpenoids from *Andrographis paniculata*," *Phytochem Anal*, 11:34-36 (2000).
- Zhao et al., "Determination of andrographolide, deoxyandrographolide and neoandrographolide in the Chinese herb *Andrographis paniculata* by micellar electrokinetic capillary chromatography," *Phytochem Anal*, 13: 222-227 (2002).
- Communication pursuant to Article 94(3) EPC in EP 1747008, dated Dec. 3, 2009.
- Amendment in reply to Communication pursuant to Article 94(3) EPC of Dec. 3, 2009 filed Jun. 3, 2010, in EP 1747008.
- Communication pursuant to Article 94(3) EPC in EP 1747008, dated Jul. 5, 2010.
- Reply to Communication pursuant to Article 94(3) EPC of Jul. 5, 2010 filed Jan. 14, 2011, in EP 1747008.
- Communication pursuant to Article 94(3) EPC in EP 1747008, dated Feb. 24, 2011.
- Office Action mailed Jun. 23, 2010, in Reissue U.S. Appl. No. 12/717,260.
- Reply to Office Action; filed Dec. 21, 2010, in Reissue U.S. Appl. No. 12/717,260.
- Final Office Action mailed Feb. 9, 2011, in Reissue U.S. Appl. No. 12/717,260.
- Reply to Final Office Action; filed Mar. 10, 2011, in Reissue U.S. Appl. No. 12/717,260.
- Supplementary Reply Under 37 C.F.R. § 1.116, Terminal Disclaimer, and Supplemental Reissue Declaration under 37 C.F.R. § 1.175, filed Apr. 6, 2011, in Reissue U.S. Appl. No. 12/717,260.
- Notice of Allowance and Fee(s) Due mailed Jul. 1, 2011, in Reissue U.S. Appl. No. 12/717,260.
- Restriction Requirement mailed Mar. 21, 2011, in U.S. Appl. No. 12/264,646.
- Amendment and Response to Election Requirement filed Apr. 13, 2011, in U.S. Appl. No. 12/264,646.
- Office Action mailed May 13, 2011, in U.S. Appl. No. 12/264,646.
- Reply to Office Action filed Aug. 15, 2011, in U.S. Appl. No. 12/264,646.
- Final Office Action mailed Oct. 18, 2011, in U.S. Appl. No. 11/934,143.
- Notice of Appeal under 37 C.F.R. § 41.31 and Appeal Brief Under Board Rule § 41.37, both filed Jan. 18, 2012, in U.S. Appl. No. 11/934,143.
- Advisory Action mailed Mar. 25, 2011, in Reissue U.S. Application No. 12/717,260.
- English translation of JP 2000034233 A—2000.*
- Akbarsha et al., "Antifertility effect of *Andrographis paniculata* (nees) in male albino rat, Indian Journal of Experimental Biology, 28:421-426, 1990.
- Basak et al., "Implication of the protein convertases furin, PC5 and PC7 in the cleavage of surface glycoproteins of Hong Kong, Ebola and respiratory syncytial viruses: a comparative analysis with fluorogenic peptides", *Biochem J.*, 353:537-45, 200, abstract.
- Calabrese et al., "A Phase I Trial of Andrographolide in HIV Positive Patients and Normal Volunteers, *Phytother. Res.* 14:333-338, 2000.
- Shen et al., "Andrographolide prevents oxygen radical production by human neutrophils: possible mechanism(s) involve in its anti-inflammatory effect", *British Journal of Pharmacology* 135:349-405, 2002.
- Puri et al., "Immunostimulant Agents from *Andrographis Paniculata*," *Journal of National Products*, vol. 56, No. 7, pp. 995-999 (1993).
- Trivedi et al., "Hepatoprotective and antioxidant property of *Andrographis paniculata* (Nees) in BHC induced liver damage in mice" *Indian J. Exp. Biol.* 39(1):41-6, 2001, abstract.
- Zhang et al., "Antihyperglycaemic and anti-oxidant properties of *Andrographis paniculata* in normal and diabetic rats," *Clinical and Experimental Pharmacology and Physiology*, 27:358-363, (2000).
- Singha et al., "Antimicrobial activity of *Andrographis paniculata*," *Fitoterapia*, 74:692-694, 2003.
- Townsend et al., "Extracts of Chinese Herbs Inhibit IL-1beta- and UV-induced MMP Expression in Cultured Human Keratinocytes," *FASEB Journal*, Mar. 2001, vol. 15, No. 4, p. A184.
- Habtemariam, "Andrographolide Inhibits the Tumor Necrosis Factor-Alpha-Induced Upregulation of ICAM-1 Expression and Endothelial-Monocyte Adhesion" *Phytotherapy Research* (1998) vol. 12, No. 1, pp. 37-40, abstract.
- Rajagopal, et al., "Andrographolide, a potential cancer therapeutic agent isolated from *Andrographis paniculata*" , *Journal of Experimental Therapeutics and Oncology*, 3(3):147-158, 2003, abstract.
- Panossian, et al., "Effect of andrographolide and Kan Jang—fixed combination of extract SHA-10 and extract SHE-3—on proliferation of human lymphocytes, production of cytokines and immune activation markers in the whole blood cells culture", *Phytomedicine*, 9(7):598-605, 2002, abstract.
- See, et al., "Increased tumor necrosis factor alpha (TNF- alpha.) and natural killer cell (NK) function using an integrative approach in late stage cancers", *Immunological Investigations*, 31(2):137-153, 2002, abstract.
- Habtemariam, S., "Andrographolide inhibits the tumor necrosis factor-alpha .-induced upregulation of ICAM-1 expression and endothelial-monocyte adhesion", *Phytotherapy Research*, 12(1):37-40, 1998, abstract.
- Kumar, et al., "Anticancer and immunomodulatory potential of DRF-3188, an analogue of andrographolide", *Novel Compounds from Natural Products in the New Millenium*, 205-216, 2004, abstract.
- Tharmaree, et al., "The effect of andrographolide on the production of proinflammatory cytokines by in vitro stimulated human blood cells", *Inflammation Res.*, 46, Suppl. 3, S224, 1997, abstract.

* cited by examiner

CRUDE EXTRACTS FROM *ANDROGRAPHIS PANICULATA*

Matter enclosed in heavy brackets [] appears in the original patent but forms no part of this reissue specification; matter printed in italics indicates the additions made by reissue.

CROSS REFERENCE TO RELATED APPLICATIONS

[Pursuant to 35 USC § 119(e), this application claims priority to U.S. Provisional Application Ser. No. 60/566,477, filed Apr. 28, 2004, the contents of which are incorporated herein by reference.] *Notice: More than one reissue application has been filed for the reissue of U.S. Pat. No. 7,341,748. The reissue applications are reissue application Ser. No. 12/717,260, and the present application filed herewith. This application is a divisional reissue application of application Ser. No. 12/717,260, filed Mar. 4, 2010, now U.S. Pat. No. Re. 42,718, which is a broadening reissue application of U.S. Pat. No. 7,341,748, which issued, on Mar. 11, 2008, from U.S. application Ser. No. 11/116,678, filed Apr. 27, 2005, and claims the benefit of U.S. Provisional Application No. 60/566,477, filed Apr. 28, 2004, all of which are incorporated herein by reference.*

BACKGROUND

Tumor Necrosis Factor alpha (TNF- α), a mononuclear cytokine, is predominantly produced by monocytes and macrophages. It possesses various biological activities: (1) killing cancer cells or inhibiting growth of cancer cells, (2) enhancing phagocytosis of neutrophilic granulocyte, (3) killing infectious pathogens, and (4) increasing expression of adhesion molecules on vascular endothelial cells during inflammatory responses. Disorders related to expression of TNF- α include, but are not limited to, rheumatoid arthritis, juvenile rheumatoid arthritis, osteoarthritis, spondyloarthropathies, inflammatory bowel disease (including Crohn's disease and ulcerative colitis), chronic heart failure, systemic lupus erythematosus, scleroderma, sarcoidosis, polymyositis/dermatomyositis, psoriasis, multiple myeloma, myelodysplastic syndrome, acute myelogenous leukemia, Parkinson's disease, AIDS dementia complex, Alzheimer's disease, depression, sepsis, pyoderma gangrenosum, hematosepsis, septic shock, Behcet's syndrome, graft-versus-host disease, uveitis, Wegener's granulomatosis, Sjogren's syndrome, chronic obstructive pulmonary disease, asthma, acute pancreatitis, periodontal disease, cachexia, central nervous system injury, cancer (e.g., lung carcinomas, esophagus carcinoma, gastric adenocarcinoma, and prostate carcinoma), viral respiratory disease, and obesity. See, e.g., Ogata H. et al *Curr Pharm Des.* 2003; 9(14): 1107-13; Moller D. R. et al *J Intern Med.* 2003; 253(1): 31-40; Taylor P. C. et al *Curr Pharm Des.* 2003; 9(14): 1095-106; Wilkinson N. et al *Arch Dis Child.* 2003; 88(3): 186-91; Nishimura F. et al *J Periodontol.* 2003; 74(1): 97-102; Weinberg J. M. et al *Cutis.* 2003; 71(1): 41-5; Burnham E. et al *Crit Care Med.* 2001; 29(3): 690-1; Sack M. et al *Pharmacol Ther.* 2002; 94(1-2): 123-35; Barnes P. J. et al *Anna Rev Pharmacol Toxicol.* 2002; 42:81-98; Mageed R. A. et al *Lupus* 2002; 11(12): 850-5; Tsimberidou A. M. et al *Expert Rev Anticancer Ther.* 2002; 2(3): 277-86; Muller T. et al *Curr Opin Investig Drugs.* 2002; 3(12): 1763-7; Calandra T. et al *Curr Clin Top Infect Dis.* 2002; 22:1-23; Girolomoni G et al *Curr Opin Investig Drugs.* 2002; 3(11): 1590-5; Tutuncu Z. et

al *Clin Exp Rheumatol.* 2002; 20(6 Suppl 28): S146-51; Braun J. et al *Best Pract Res Clin Rheumatol.* 2002; 16(4): 631-51; Barnes P. J. et al *Novartis Found Symp.* 2001; 234: 255-67; discussion 267-72; Brady M. et al *Baillieres Best Pract Res Clin Gastroenterol.* 1999; 13(2): 265-89; Goldring M. B. et al *Expert Opin Biol Ther.* 2001; 1(5): 817-29; Mariette X. *Rev Prat.* 2003; 53(5): 507-11; Sharma R. et al *Int J Cardiol.* 2002; 85(1): 161-71; Wang C. X. et al *Prog Neurobiol.* 2002; 67(2): 161-72; Van Reeth K. et al *Vet Immunol Immunopathol.* 2002; 87(3-4): 161-8; Leonard B. E. et al *Int J Dev Neurosci.* 2001; 19(3): 305-12; and Hays S. J. et al *Curr Pharm Des.* 1998; 4(4): 335-48.

Interleukin-1 beta (IL-1 β), a cytokine secreted by cells such as monocytes, macrophages and dendritic cells, mediates a wide range of immune and inflammatory responses. One can modulate IL-1 β production to treat a variety of disorders, such as rheumatoid arthritis, hematosepsis, periodontal disease, chronic heart failure, polymyositis/dermatomyositis, acute pancreatitis, chronic obstructive pulmonary disease, Alzheimer's disease, osteoarthritis, bacterial infections, multiple myeloma, myelodysplastic syndrome, uveitis, central nervous system injury, viral respiratory disease, asthma, depression, and scleroderma. See, e.g., Taylor P. C. et al *Curr Pharm Des.* 2003; 9(14): 1095-106; Dellinger R. P. et al *Clin Infect Dis.* 2003; 36(10): 1259-65; Takashiba S. et al *J Periodontol.* 2003; 74(1): 103-10; Diwan A. et al *Curr Mol Med.* 2003; 3(2): 161-82; Lundberg I. E. et al *Rheum Dis Clin North Am.* 2002; 28(4): 799-822; Makhija R. et al *J Hepatobiliary Pancreat Surg.* 2002; 9(4): 401-10; Chung K. F. et al *Eur Respir J Suppl.* 2001; 34:50s-59s; Hallegua D. S. et al *Ann Rheum Dis.* 2002; 61(11): 960-7; Goldring M. B. et al *Expert Opin Biol Ther.* 2001; 1(5): 817-29; Mrak R. E. et al *Neurobiol Aging.* 2001; 22(6): 903-8; Brady M. et al *Baillieres Best Pract Res Clin Gastroenterol.* 1999; 13(2): 265-89; Van der Meer J. W. et al *Ann N Y Acad Sci.* 1998; 856:243-51; Rameshwar P. et al *Acta Haematol* 2003; 109(1): 1-10; de Kozak Y et al *Int Rev Immunol.* 2002; 21(2-3): 231-53; Wang C. X. et al *Prog Neurobiol.* 2002; 67(2): 161-72; Van Reeth K. et al *Vet Immunol Immunopathol.* 2002; 87(3-4): 161-8; Stirling R. G. et al *Br Med Bull.* 2000; 56(4): 1037-53; Leonard B. E. et al *Int J Dev Neurosci.* 2001; 19(3): 305-12; Allan S. M. et al *Ann NY Acad Sci.* 2000; 917:84-93; and Cafagna D. et al *Minerva Med.* 1998; 89(5): 153-61.

SUMMARY

This invention is based on a surprising discovery that an extract of *Andrographis paniculata* inhibits expression of both TNF α and IL-1 β . The extract, obtained from the aerial part of *Andrographis paniculata*, contains andrographolide, 14-deoxy-andrographolide, 14-deoxy-11,12-dehydrogen-andrographolide, and neoandrographolide. Preferably, the extract contains 2-20% by weight andrographolide, 1-6% by weight 14-deoxy-andrographolide, 1-12% by weight 14-deoxy-11,12-dehydrogen-andrographolide, and 1-5% by weight neoandrographolide. More preferably, the extract contains 3-8% by weight andrographolide, 3-5% by weight 14-deoxy-andrographolide, 7-9% by weight 14-deoxy-11,12-dehydrogen-andrographolide, and 2-4% by weight neoandrographolide. It is particularly preferred that the extract contain 4.2% by weight andrographolide, 4.4% by weight 14-deoxy-andrographolide, 8% by weight 14-deoxy-11,12-dehydrogen-andrographolide, and 2.1% by weight neoandrographolide.

One aspect of this invention relates to a method of inhibiting expression of TNF α or IL-1 β in a subject. The method includes administering to the subject an effective amount of the above-described extract.

Another aspect of this invention relates to a method of treating a disorder related to TNF α or IL-1 β , i.e., inflammatory bowel disease (including Crohn's disease and ulcerative colitis), chronic heart failure, diabetes mellitus, systemic lupus erythematosus, polymyositis/dennatomyositis, psoriasis, acute myelogenous leukemia, AIDS dementia complex, hematossepsis, septic shock, graft-versus-host disease, uveitis, asthma, acute pancreatitis, or periodontal disease. The method includes administering to a subject in need of the treatment an effective amount of the above-described extract.

Also within the scope of this invention is a composition containing the extract of this invention described above for use in treating TNF α related disorders and IL-1 β related disorders as well as the use of such a composition for the manufacture of a medicament for treating these disorders.

Details of several embodiments of the invention are set forth in the description below. Other features, objects, and advantages of the invention will be apparent from the description, and also from the claims.

DETAILED DESCRIPTION

This invention includes methods of inhibiting expression of TNF α or IL- β , treating a TNF α related-disorder, and treating an IL- β -related disorder by administering to a subject in need thereof an effective amount of the above-described extract. The term "an effective amount" refers to the amount of the extract which is required to confer one of the above-described effects in the subject. Effective amounts may vary, as recognized by those skilled in the art, depending on route of administration, excipient usage, and the possibility of co-usage with other agents. The term "treating" refers to administering the extract to a subject that has a TNF α related disorder or an IL- β related disorder, or has a symptom of the disorder, or has a predisposition toward the disorder, with the purpose to cure, heal, alleviate, relieve, alter, remedy, ameliorate, improve, or affect the disorder, the symptoms of the disorder, or the predisposition toward the disorder.

To prepare an extract for use in this invention, one can immerse the aerial part of *Andrographis paniculata* in one or more suitable solvents, e.g., ethanol, methanol, and acetone; separate the liquid from the solid residue; and concentrate the liquid. The extract thus obtained may be further processed. For example, one can remove impurities or modify the ratio of the components by chromatography.

To practice one of the above-described methods, one administers to a subject in need thereof orally, rectally, parenterally, by inhalation spray, or via an implanted reservoir a composition that is either the above-mentioned extract alone or a mixture of the extract and a pharmaceutically acceptable carrier. The term "parenteral" as used herein includes subcutaneous, intracutaneous, intravenous, intramuscular, intraarticular, intraarterial, intrasynovial, intrasternal, intrathecal, intralesional and intracranial injection or infusion techniques.

An oral composition can be any orally acceptable dosage form including, but not limited to, tablets, capsules, emulsions and aqueous suspensions, dispersions and solutions. Commonly used carriers for tablets include lactose and corn starch. Lubricating agents, such as magnesium stearate, are also typically added to tablets. For oral administration in a capsule form, useful diluents include lactose and dried corn starch. When aqueous suspensions or emulsions are admin-

istered orally, the active ingredient can be suspended or dissolved in an oily phase combined with emulsifying or suspending agents. If desired, certain sweetening, flavoring, or coloring agents can be added.

A sterile injectable composition (e.g., aqueous or oleaginous suspension) can be formulated according to techniques known in the art using suitable dispersing or wetting agents (such as, for example, Tween 80) and suspending agents. The sterile injectable preparation can also be a sterile injectable solution or suspension in a non-toxic parenterally acceptable diluent or solvent, for example, as a solution in 1,3-butanediol. Among the acceptable vehicles and solvents that can be employed are mannitol, water, Ringer's solution and isotonic sodium chloride solution. In addition, sterile, fixed oils are conventionally employed as a solvent or suspending medium (e.g., synthetic mono- or di-glycerides). Fatty acids, such as oleic acid and its glyceride derivatives are useful in the preparation of injectables, as are natural pharmaceutically-acceptable oils, such as olive oil or castor oil, especially in their polyoxyethylated versions. These oil solutions or suspensions can also contain a long-chain alcohol diluent or dispersant, or carboxymethyl cellulose or similar dispersing agents.

An inhalation composition can be prepared according to techniques well known in the art of pharmaceutical formulation and can be prepared as solutions in saline, employing benzyl alcohol or other suitable preservatives, absorption promoters to enhance bioavailability, fluorocarbons, and/or other solubilizing or dispersing agents known in the art.

A topical composition can be formulated in form of oil, cream, lotion, ointment and the like. Suitable carriers for the composition include vegetable or mineral oils, white petrolatum (white soft paraffin), branched chain fats or oils, animal fats and high molecular weight alcohols (greater than C12). The preferred carriers are those in which the active ingredient is soluble. Emulsifiers, stabilizers, humectants and antioxidants may also be included as well as agents imparting color or fragrance, if desired. Additionally, transdermal penetration enhancers may be employed in these topical formulations. Examples of such enhancers can be found in U.S. Pat. Nos. 3,989,816 and 4,444,762. Creams are preferably formulated from a mixture of mineral oil, self-emulsifying beeswax and water in which mixture the active ingredient, dissolved in a small amount of an oil, such as almond oil, is admixed. An example of such a cream is one which includes about 40 parts water, about 20 parts beeswax, about 40 parts mineral oil and about 1 part almond oil. Ointments may be formulated by mixing a solution of the active ingredient in a vegetable oil, such as almond oil, with warm soft paraffin and allowing the mixture to cool. An example of such an ointment is one which includes about 30% almond and about 70% white soft paraffin by weight.

A carrier in a pharmaceutical composition must be "acceptable" in the sense of being compatible with the active ingredient of the formulation (and preferably, capable of stabilizing it) and not deleterious to the subject to be treated. For example, solubilizing agents, such as cyclodextrins (which form specific, more soluble complexes with one or more of active compounds of the extract), can be utilized as pharmaceutical excipients for delivery of the active compounds. Examples of other carriers include colloidal silicon dioxide, magnesium stearate, cellulose, sodium lauryl sulfate, and D&C Yellow #10.

A suitable in vitro assay can be used to preliminarily evaluate the efficacy of the above-described extract in inhibiting expression of TNF α or IL-10 expression. The extract can further be examined for its efficacy in treating a TNF α related disorder or an IL-1 β related disorder in vivo assays. For

example, the extract can be administered to an animal (e.g., a mouse model) having a TNF α or IL-1 β related disorder and its therapeutic effects are then accessed. Based on the results, an appropriate dosage range and administration route can also be determined.

Without further elaboration, it is believed that the above description has adequately enabled the present invention. The following specific examples are, therefore, to be construed as merely illustrative, and not limitative of the remainder of the disclosure in any way whatsoever. All of the publications, including patents, cited herein are hereby incorporated by reference in their entirety.

Preparation of an Extract of *Andrographis paniculata*

Dried powder of the aerial part of *Andrographis paniculata* (1 kg) was suspended in 85% ethanol. The suspension was refluxed for two hours and filtered. The residue was extracted with 85% ethanol again. The combined ethanol solutions were cooled and concentrated to afford 105 g of the desired extract. HPLC analysis shows that the extract contained 4.0% andrographolide.

In vitro Assay

An in vitro assay was conducted to evaluate the efficacy of the *Andrographis paniculata* extract in inhibiting expression of TNF α and IL-1 β expression. Peripheral blood monocytes (PBMC) cells were isolated from fresh blood using the Ficoll-Paque Plus (Amersham Bioscience) according to the protocol recommended by the manufacturer. The cells were suspended in RPMI 1640 media containing 10% FBS at a concentration of 1×10^5 cells/ml and seeded in a 96-well plate (1×10^4 cells total in each well). Each reaction was carried out in three wells.

10 μ l of the *Andrographis paniculata* extract in DMSO was added into each well (final concentrations: 0.1, 0.3, 1, 3, 10, and 30 μ g/ml). Wells containing dexamethason (Cal-Biochem.) at the final concentration of 10 μ M were used as positive control. Wells containing 10 μ l of the media were used as negative control. The plate was incubated at 37 $^\circ$ C. under 5% CO $_2$ for 15 minutes. After 10 μ l aliquots of 100 μ g/ml lipopolysaccharide were added to all wells except for the negative control, the plate was incubated at 37 $^\circ$ C. under 5% CO $_2$ overnight.

The plate was spun at 1000 rpm for 15 minutes and the supernatants were collected. Concentrations of TNF α and IL-1 β were measured using the TNF α ELISA (Enzyme Linked Immunosorbent Assay) Kit and IL1- β ELISA Kit (Jingmei Bioengineer Technology).

The inhibition ratio was calculated as follows:

$$\text{Inhibition Ratio (\%)} = \left(1 - \frac{C_{\text{extract}} - C_{\text{Control}}}{C_{\text{LPS}} - C_{\text{Control}}}\right) \times 100$$

where C_{extract} is the concentration of TNF α or IL-1 β in PBMC cells treated with the extract and LPS, C_{LPS} is the concentration of TNF α or IL-1 β in PBMC cells treated with LPS and dexamethason, and C_{Control} is the concentration of TNF α or IL-1 β in PBMC cells without being treated with LPS or the extract.

The results show that the extract significantly inhibited expression of both TNF α and IL-1 β .

In vivo Assays

In vivo assays were conducted to evaluate the efficacy of the *Andrographis paniculata* extract in treating inflammatory bowel disease (IBD).

Balb/c male mice (18-24 g) were anaesthetized with 1% pentobarbital sodium at 0.05 mg/10 g. To induce IBD, 1.5 mg

of 2,4,6-trinitrobenzenesulfonic acid (TNBS; Sigma) in 50% ethanol was administered slowly to each mouse (except blank control mice) via a catheter. Blank control mice only received 0.1 ml of 50% ethanol. The mice were treated with the extract of *Andrographis paniculata* 24 hours and 2 hours prior to the TNBS administration and daily for 5 days after the administration.

The body weight of each mouse was monitored every day before and after the TNBS administration. The mice were sacrificed 24 hours after the last administration of the extract. Colons were removed and weighed. Furthermore, the colon weight to body weight ratio was calculated and adhesion between colon and other organs was also monitored.

Samples of colon tissues located precisely 2 cm above the anal canal were obtained, fixed in 10% buffered phosphate, embedded in paraffin, sectioned, and stained with hematoxylin/eosin. The degree of inflammation on microscopic cross sections was graded from 0 to 4 (0: no signs of inflammation; 1: a very low level of inflammation; 2: a low level of leukocyte infiltration; 3: a high level of leukocyte infiltration, a high vascular density, and a thickened colon wall; and 4: transmural infiltrations, loss of goblet cells, a high vascular density, and a thickened colon wall).

The results show that when mice were treated with 150 mg/kg TNBS alone, they had severe illness characterized by diarrhea, profound and sustained weight losses, a significant increase of the colon weight to body weight ratio, and a mortality rate of 50%. Macroscopic examination indicates that the colon of each of mice had transmural inflammation in all layers of the bowel wall. In contrast, when mice were treated with the extract of *Andrographis paniculata* (500 mg/kg/day) prior to the induction of IBD, they had a reduced overall mortality rate, less severe wasting syndrome, a lower colon weight to body weight ratio, and a lower IBD score. The bowel wall was sleek and was not adhesive with surrounding tissues.

In a separate assay, male Wistar rats were used to evaluate the efficacy of the *Andrographis paniculata* extract in treating IBD following a procedure similar to that described above. To induce IBD, the rats were administered with 2,4-dinitrobenzenesulfonic acid, instead of TNBS.

Similar results were obtained. Specifically, rats treated with the *Andrographis paniculata* extract had a reduced overall mortality rate, less severe wasting syndrome, a lower colon weight to body weight ratio, and a lower IBD score, compared with those not treated with the extract.

OTHER EMBODIMENTS

A number of embodiments of the invention have been described. Nevertheless, it will be understood that various modifications may be made without departing from the spirit and scope of the invention. Accordingly, other embodiments are also within the scope of the following claims.

What is claimed is:

[1. A method of treating an inflammatory bowel disease in a subject in need thereof, comprising administering to the subject an effective amount of an extract of *Andrographis paniculata*, wherein the extract contains 2-20% by weight andrographolide, 1-6% by weight 14-deoxy-andrographolide, 1-12% by weight 14-deoxy-11,12-dehydrogen-andrographolide, and 1-5% by weight neoandrographolide.]

[2. The method of claim 1, wherein the extract contains 3-8% by weight andrographolide, 3-5% by weight 14-deoxy-andrographolide, 7-9% by weight 14-deoxy-11,12-dehydrogen-andrographolide, and 2-4% by weight neoandrographolide.]

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[3. The method of claim 2, wherein the extract contains 4.2% by weight andrographolide, 4.4% by weight 14-deoxy-andrographolide, 8% by weight 14-deoxy-11,12-dehydrogen-andrographolide, and 2.1% by weight neoandrographolide.]

[4. The method of claim 1, wherein the inflammatory bowel disease is Crohn's disease.]

[5. The method of claim 1, wherein the inflammatory bowel disease is ulcerative colitis.]

[6. The method of claim 5, wherein the extract contains 3-8% by weight andrographolide, 3-5% by weight 14-deoxy-andrographolide, 7-9% by weight 14-deoxy-11,12-dehydrogen-andrographolide, and 2-4% by weight neoandrographolide.]

[7. The method of claim 6, wherein the extract contains 4.2% by weight andrographolide, 4.4% by weight 14-deoxy-andrographolide, 8% by weight 14-deoxy-11,12-dehydrogen-andrographolide, and 2.1% by weight neoandrographolide.]

8. *An extract of Andrographis paniculata for treating effectively an inflammatory bowel disease in a subject in recognized need thereof, comprising: 2-20% by weight andrographolide, 1.0-7% by weight 14-deoxy-11,12-dehydrogen-andrographolide, and further comprising in said extract for treating effectively an inflammatory bowel disease, 1-5% by weight neoandrographolide.*

9. *The extract of claim 8, wherein said extract comprises 3-8% by weight andrographolide, 1.0-7% by weight 14-deoxy-11,12-dehydrogen-andrographolide, and 2-4% by weight neoandrographolide.*

10. *An extract of Andrographis paniculata, for treating effectively an inflammatory bowel disease in a subject in*

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recognized need thereof, comprising: 2-20% by weight andrographolide, 14-deoxy-andrographolide, 1.0-7% by weight 14-deoxy-11,12-dehydrogen-andrographolide, and further comprising in said extract for treating effectively an inflammatory bowel disease, 1-5% by weight neoandrographolide.

11. *The extract of claim 10, wherein said extract comprises 3-8% by weight andrographolide, 14-deoxy-andrographolide, 1.0-7% by weight 14-deoxy-11,12-dehydrogen-andrographolide, and 2-4% by weight neoandrographolide.*

12. *A pharmaceutical composition for treating effectively an inflammatory bowel disease in a subject in recognized need thereof, comprising an extract of Andrographis paniculata, comprising: 2-20% by weight andrographolide, 1.0-7% by weight 14-deoxy-11,12-dehydrogen-andrographolide, and 1-5% by weight neoandrographolide and further comprising a pharmaceutical composition for treating effectively an inflammatory bowel disease in a subject in recognized need thereof, a pharmaceutically acceptable carrier.*

13. *A pharmaceutical composition for treating effectively an inflammatory bowel disease in a subject in recognized need thereof, comprising an extract of Andrographis paniculata, comprising: 2-20% by weight andrographolide, 14-deoxy-andrographolide, 1.0-7% by weight 14-deoxy-11,12-dehydrogen-andrographolide, and 1-5% by weight neoandrographolide and further comprising a pharmaceutical composition for treating effectively an inflammatory bowel disease in a subject in recognized need thereof, a pharmaceutically acceptable carrier.*

* * * * *

UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION

PATENT NO. : RE43,423 E
APPLICATION NO. : 13/189444
DATED : May 29, 2012
INVENTOR(S) : Xiaoqiang Yan et al.

Page 1 of 1

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

In claim 12, column 8, lines 16-19 “comprising a pharmaceutical composition for treating effectively an inflammatory bowel disease in a subject in recognized need thereof,” should read --comprising in said pharmaceutical composition for treating effectively an inflammatory bowel disease in a subject in recognized need thereof,-- As corrected, claim 12 would read:

12. A pharmaceutical composition for treating effectively an inflammatory bowel disease in a subject in recognized need thereof, comprising an extract of *Andrographis paniculata*, comprising: 2-20% by weight andrographolide, 1.0-7% by weight 14-deoxy-11,12-dehydrogen-andrographolide, and 1-5% by weight neoandrographolide and further comprising in said pharmaceutical composition for treating effectively an inflammatory bowel disease in a subject in recognized need thereof, a pharmaceutically acceptable carrier.

In claim 13, column 8, lines 26-28 “comprising a pharmaceutical composition for treating effectively an inflammatory bowel disease in a subject in recognized need thereof,” should read --comprising in said pharmaceutical composition for treating effectively an inflammatory bowel disease in a subject in recognized need thereof,-- As corrected, claim 13 would read:

13. A pharmaceutical composition for treating effectively an inflammatory bowel disease in a subject in recognized need thereof, comprising an extract of *Andrographis paniculata*, comprising: 2-20% by weight andrographolide, 14-deoxy-andrographolide, 1.0-7% by weight 14-deoxy-11,12-dehydrogen-andrographolide, and 1-5% by weight neoandrographolide and further comprising in said pharmaceutical

Signed and Sealed this
Fifth Day of March, 2013



Teresa Stanek Rea
Acting Director of the United States Patent and Trademark Office

UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION

PATENT NO. : RE43,423 E
APPLICATION NO. : 13/189444
DATED : May 29, 2012
INVENTOR(S) : Xiaoqiang Yan et al.

Page 1 of 2

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

In the Claims:

In claim 12, column 8, lines 16-19 “comprising a pharmaceutical composition for treating effectively an inflammatory bowel disease in a subject in recognized need thereof,” should read --comprising in said pharmaceutical composition for treating effectively an inflammatory bowel disease in a subject in recognized need thereof,-- As corrected, claim 12 would read:

12. A pharmaceutical composition for treating effectively an inflammatory bowel disease in a subject in recognized need thereof, comprising an extract of *Andrographis paniculata*, comprising: 2-20% by weight andrographolide, 1.0-7% by weight 14-deoxy-11,12-dehydrogen-andrographolide, and 1-5% by weight neoandrographolide and further comprising in said pharmaceutical composition for treating effectively an inflammatory bowel disease in a subject in recognized need thereof, a pharmaceutically acceptable carrier.

In claim 13, column 8, lines 26-28 “comprising a pharmaceutical composition for treating effectively an inflammatory bowel disease in a subject in recognized need thereof,” should read --comprising in said pharmaceutical composition for treating effectively an inflammatory bowel disease in a subject in recognized need thereof,-- As corrected, claim 13 would read:

13. A pharmaceutical composition for treating effectively an inflammatory bowel disease in a subject in recognized need thereof, comprising an extract of *Andrographis paniculata*, comprising: 2-20% by weight andrographolide, 14-deoxy-andrographolide, 1.0-7% by weight

This certificate supersedes the Certificate of Correction issued March 5, 2013.

Signed and Sealed this
Twenty-third Day of April, 2013



Teresa Stanek Rea
Acting Director of the United States Patent and Trademark Office

14-deoxy-11,12-dehydrogen-andrographolide, and 1-5% by weight neoandrographolide and further comprising in said pharmaceutical composition for treating effectively an inflammatory bowel disease in a subject in recognized need thereof, a pharmaceutically acceptable carrier.