



**SUPPLEMENTARY  
EUROPEAN SEARCH REPORT**

Application Number  
EP 09 72 6113

<b>DOCUMENTS CONSIDERED TO BE RELEVANT</b>			
Category	Citation of document with indication, where appropriate, of relevant passages	Relevant to claim	CLASSIFICATION OF THE APPLICATION (IPC)
	<p>No further relevant documents disclosed -----</p>		<p>INV. C07D339/08 C07D319/06 C07D301/03 C07D303/32 C07D403/08 A61K31/336 A61P35/00</p>
			<p><b>TECHNICAL FIELDS SEARCHED (IPC)</b></p>
			<p>C07D</p>
<p>The supplementary search report has been based on the last set of claims valid and available at the start of the search.</p>			
Place of search	Date of completion of the search	Examiner	
<b>Munich</b>	<b>30 June 2011</b>	<b>Cortés, José</b>	
<p><b>CATEGORY OF CITED DOCUMENTS</b></p>			
<p>X : particularly relevant if taken alone Y : particularly relevant if combined with another document of the same category A : technological background O : non-written disclosure P : intermediate document</p>		<p>T : theory or principle underlying the invention E : earlier patent document, but published on, or after the filing date D : document cited in the application L : document cited for other reasons ..... &amp; : member of the same patent family, corresponding document</p>	

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EPO FORM 1503 03.82 (P04/C04)

### CLAIMS INCURRING FEES

The present European patent application comprised at the time of filing claims for which payment was due.

- Only part of the claims have been paid within the prescribed time limit. The present European search report has been drawn up for those claims for which no payment was due and for those claims for which claims fees have been paid, namely claim(s):
- No claims fees have been paid within the prescribed time limit. The present European search report has been drawn up for those claims for which no payment was due.

### LACK OF UNITY OF INVENTION

The Search Division considers that the present European patent application does not comply with the requirements of unity of invention and relates to several inventions or groups of inventions, namely:

see sheet B

- All further search fees have been paid within the fixed time limit. The present European search report has been drawn up for all claims.
- As all searchable claims could be searched without effort justifying an additional fee, the Search Division did not invite payment of any additional fee.
- Only part of the further search fees have been paid within the fixed time limit. The present European search report has been drawn up for those parts of the European patent application which relate to the inventions in respect of which search fees have been paid, namely claims:
- None of the further search fees have been paid within the fixed time limit. The present European search report has been drawn up for those parts of the European patent application which relate to the invention first mentioned in the claims, namely claims:
- The present supplementary European search report has been drawn up for those parts of the European patent application which relate to the invention first mentioned in the claims (Rule 164 (1) EPC).

The Search Division considers that the present European patent application does not comply with the requirements of unity of invention and relates to several inventions or groups of inventions, namely:

1. claims: 1-7(partially)

compounds of formulae X, X', X'', XI

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2. claims: 1-7(partially)

compounds of formula XI'

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3. claims: 8-10

compounds of formula I

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4. claims: 11, 12

compounds of formula V

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5. claims: 13, 14

compounds of formula VI

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6. claims: 15, 16

compounds of formula VIII

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The present claims 1, 8, 11, 13 and 15 refer to different compounds groups defined by different generic formulae.

In the present claim 1 five different compounds groups are defined with five different generic formulae.

The problem of the invention was the provision of new compounds for the treatment of cancer.

Compounds of the present formula XI' of claim 1 are already known from e.g. W09959987 (D5) and DEUKJ00N ET AL; CHEM. PHARM. BULL., 2004, Vol. 52, p. 447-450 (D7), both cited in the ISR, for the same medical use.

The compounds of formulae X, X', X'' and XI share as a common structural feature, that the carbamoyl group in 6-position of the 5-demethoxyfumagillol is not substituted by a chloroacetyl group as in the prior art compound 5-demethoxy-6-0-chloroacetylcarbamoylfumagillol disclosed in D5 and D7.

The other compound groups lack a common structural feature, which could represent a contribution to the prior art, i.e. they lack a common inventive concept.