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Drug combination of beta 2 agonist and a progestin for the treatment of muscle loss

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(56) Related Art
WO 2007/095497 A2
GOMEZ, F et al. CLINICAL AND DIAGNOSTIC LABORATORY IMMUNOLOGY, 2002. Vol.9(3): pages 583-587
TOMISKA, M et al. NEOPLASMA, 2003. Vol. 50(3): pages 227-233
MANTOVANI G et al. EUROPEAN JOURNAL OF CANCER, 1997. Vol.33(4): pages 602-607
US 7101 576 B2
RYALL, J et al. BRITISH JOURNAL OF PHARMACOLOGY, 2006. Vol.147, no.6: pages 587-595
WO 2006/003222 A1
HARCOURT, L et al. NEUROMUSCULAR DISORDERS, Feb 2007. Vol. 17, no. 1: pages 47-55
BUSQUETS, S et al. CANCER RESEARCH, 2004. Vol. 64: pages 6725-6731

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(54) Title: DRUG COMBINATION AND ITS USE IN THE TREATMENT OF MUSCLE LOSS

(57) Abstract: The present invention is a product comprising a β 2 agonist and a progestin, as a combined preparation for separate, simultaneous or sequential use in the treatment or prevention of muscle loss. The present invention is also a β 2 agonist selected from R,R-formoterol, indacaterol or ritodrine, for use in the treatment or prevention of muscle loss.

DRUG COMBINATION AND ITS USE IN THE TREATMENT OF MUSCLE LOSS

Field of the Invention

This invention relates to the treatment of diseases and conditions in
5 which a loss of muscle mass occurs.

Background to the invention

Patients with cancer commonly develop a wasting syndrome termed the anorexia/cachexia syndrome. It increases in prevalence with advancing disease and occurs in more than 80% of patients with advanced cancer. It is an
10 incompletely understood condition that is believed to have multifactorial causality. There are no strict diagnostic criteria but the condition is commonly recognised to include weight loss, anorexia, fatigue/weakness, chronic nausea, decreased performance status and psychological stress from changes in body image. It is refractory to nutritional intervention. The syndrome results in
15 increased morbidity, and is estimated to account for 10%-20% of cancer deaths. Cancer cachexia involves more than just deficiency of calorie intake.

Weight loss that occurs in cancer patients differs from that in starvation, where there is a preferential loss of bodyweight from fat accounting to 75% of the weight loss, the residual occurring from muscle. This is in contrast to cancer
20 patients where weight loss is due equally to fat and muscle. It is thought that a combination of tumour by-products and host cytokine release that occur in cancer cachexia/anorexia combine to produce metabolic abnormalities. In cancer, TNF, IL1, IL6 and interferon gamma are particularly, though not exclusively thought to be involved. In addition the tumour can produce
25 substances which produce cachexia. Significant muscle mass is lost in cachexia but metabolic changes also occur. These include excess lactate production and preferential atrophy of the type 2 muscle fibres which are responsible for high anaerobic glycolytic metabolism.

Current treatments for cancer cachexia include the use of progestational
30 agents, megestrol acetate and medroxyprogesterone acetate, and corticosteroids including dexamethasone, methylprednisolone and prednisolone. Potential treatments include the use of COX-2 inhibitors, for example celecoxib, nimesulide, ketorolac, indomethacin, ibuprofen, etodolac and diclofenac; cannabinoids for example dronabinol; antidepressants such as mirtazapine and

olanzapine; cytokine modulators such as thalidomide; pentoxifylline; metabolic inhibitors such as hydrazine sulphate; anabolic agents such as oxandrolone, nandrolone decanoate and fluoxymesterone; angiotensin converting inhibitors; angiotensin II antagonists; and renin inhibitors.

5 Megestrol acetate has been most studied in the class of progestational agents (progestins). It has been shown to produce a weight gain of greater than 5% in 15% of cancer patients treated and there is evidence that a significant component of the gain is due to fat. Its mechanism of action is unclear and could be related to anabolic glucocorticoid activity, effects on cytokine release, and
10 inhibition of IL1 and IL6 as well as TNF. It has a stimulatory effect on appetite. In several clinical trials megestrol acetate or medroxy-progesterone acetate (MPA) have been found to improve appetite, calorie intake and nutritional status. Megestrol has demonstrated benefit from doses ranging from 160 mg (40 mg orally four times per day) to 1600 mg on appetite, calorie intake, body weight
15 gain (mainly fat) and sensation of well-being, with an optimal dose of 800 mg/day. It is recommended that a patient be started on the lowest dose (160 mg/day) and the dose be titrated upwards, according to the clinical response.

Adverse effects are related to drug dosage. These effects include, also
20 for medroxyprogesterone acetate, thromboembolism, increased peripheral oedema, hypertension, hyperglycaemia, alopecia, Cushing's syndrome, adrenal suppression, and adrenal insufficiency if they are suddenly discontinued. Progestins are recommended for patients with an expected survival time of greater than 4 weeks.

25 Corticosteroids have marked symptomatic effects and increase appetite, food intake, sensation of well-being and performance status. This effect is however limited to a few weeks. Due to the significant side effects of long-term treatment and their short duration of action for cachexia, they are more appropriately used in patients with a short expected survival time and where
30 weight gain is not an expected outcome.

In addition to cancer cachexia, a severe loss of muscle mass and strength, often in association with loss of fat mass, is associated with a number of other conditions and diseases including dystrophy, sepsis, AIDS, burn injury,

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chronic obstructive pulmonary disease (COPD) and congestive heart failure (CHF).

It has recently been shown (*Busquets et al* 2004, *Cancer Res* 64:6725-6731) that administration of the $\beta 2$ agonist racemic formoterol to both rats and mice bearing highly cachectic tumors, resulted in a reversal of the muscle-wasting process. The anti-wasting effects of the drug were based on both an activation of the rate of protein synthesis and an inhibition of the rate of muscle proteolysis. Northern blot analysis revealed that formoterol treatment resulted in a decrease in the mRNA content of ubiquitin and proteasome subunits in gastrocnemius muscles; this, together with the decreased proteasome activity observed, suggest that the main anti-proteolytic action of the drug may be based on an inhibition of the ATP-ubiquitin-dependent proteolytic system. Interestingly, formoterol was also able to diminish the increased rate of muscle apoptosis (measured as DNA laddering as well as caspase-3 activity) present in tumor-bearing animals. These authors concluded from their study that formoterol exerted a selective powerful protective action on heart and skeletal muscle by antagonising the enhanced protein degradation that characterises cancer cachexia; in addition, formoterol also had a protective action against the apoptotic effects of skeletal muscle. They also concluded that "conversely to what is found with other $\beta 2$ agonists that have numerous side effects and considerable toxicity in humans, formoterol could be revealed as a potential therapeutic tool in pathological states wherein muscle protein hypercatabolism is a critical feature, such as cancer cachexia or other wasting diseases."

Ritodrine is currently used to produce uterine relaxation in pregnant women. As reported in US5449694, (-)-ritodrine is the more potent enantiomer.

Indacaterol, also known as QAB-149 or 5-[(R)-2-(5,6-diethylindan-2-ylamino)-1-hydroxyethyl]-8-hydroxy-1H-quinolin-2-one, is an adrenergic $\beta 2$ agonist. It is a long acting bronchodilator being developed as a potential once daily treatment for asthma and COPD.

Administration for these respiratory conditions is conducted using a multidose dry powder inhaler.

SUMMARY OF THE INVENTION

In a first aspect, the present invention provides a product comprising a $\beta 2$ agonist and a progestin, and which does not include a macrolide, as a combined preparation when used for separate, simultaneous or sequential use in the treatment or prevention of muscle loss. In an embodiment, the progestin is megestrol. In an embodiment, the megestrol is the acetate salt.

In a second aspect, the present invention provides a product comprising a $\beta 2$ agonist and medroxyprogesterone acetate, as a combined preparation when used for separate, simultaneous or sequential use in the treatment or prevention of muscle loss.

In an embodiment of the first or second aspect, the $\beta 2$ agonist is formoterol. In an embodiment, the $\beta 2$ agonist is ritodrine.

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In a third aspect, the present invention provides a product comprising R,R-formoterol and a progestin, as a combined preparation when used for separate, simultaneous or sequential use in the treatment or prevention of muscle loss.

In an embodiment of the first, second or third aspects, the muscle loss is in association with cancer cachexia. In an embodiment, the muscle loss is in association with COPD, dystrophy, CHF, AIDS or a burn injury.

In an embodiment, the product is for oral administration.

In an embodiment, the product additionally comprises a corticosteroid.

In a fourth aspect, the present invention provides a use of a $\beta 2$ agonist for the manufacture of a medicament for use in the treatment or prevention of muscle loss, wherein the subject of treatment is also treated with a progestin but not with a macrolide.

In a fifth aspect, the present invention provides a use of a progestin for the manufacture of a medicament for use in the treatment or prevention of muscle loss, wherein the subject of treatment is also treated with a $\beta 2$ agonist but not with a macrolide.

In an embodiment of the first or second aspect, the progestin is megestrol. In an embodiment, the megestrol is the acetate salt.

In a sixth aspect, the present invention provides a method of treating or preventing muscle loss in a subject, comprising administering to the subject separately, simultaneously or sequentially the product of the first, second or third aspects.

0 DESCRIPTION OF THE INVENTION

As used herein, the term $\beta 2$ agonist means a $\beta 2$ -adrenoreceptor agonist.

Examples of $\beta 2$ agonists suitable for use in the invention are albuterol, salmeterol, bitolterol, pirbuterol, formoterol, indacaterol or ritodrine. In a preferred embodiment, the $\beta 2$ agonist is formoterol, ritodrine or indacaterol. If the $\beta 2$ agonist is a chiral molecule, it may be used as a racemate, as a non-racemic mixture or as a substantially single enantiomer. In one embodiment, the $\beta 2$ agonist is racemic formoterol. In another embodiment, the $\beta 2$ agonist is R,R-formoterol. In yet another embodiment, the $\beta 2$ agonist is substantially single enantiomer(-)-ritodrine. In a further embodiment, the $\beta 2$ agonist is racemic ritodrine.

Each active agent may be used, according to the invention, in any appropriate form, e.g. as a salt, hydrate or prodrug. For example, if R,R-formoterol is used, it may be in the form of a common salt.

As used herein, indacaterol is 5-[(R)-2-(5,6-diethylindan-2-ylamino)-1-hydroxyethyl]-8-hydroxy-1H-quinolin-2-one. Formoterol and ritodrine may be racemic, or may be a substantially single enantiomer. In one embodiment the formoterol is the R,R-enantiomer fumarate salt, i.e. (\pm) -N-[2-Hydroxy-5-[1(R*)]-hydroxy-2-[1(R')]-methyl-2-(4-methoxyphenyl)ethylamino]ethyl]phenyl]formamide fumarate (2:1) monohydrate. In another

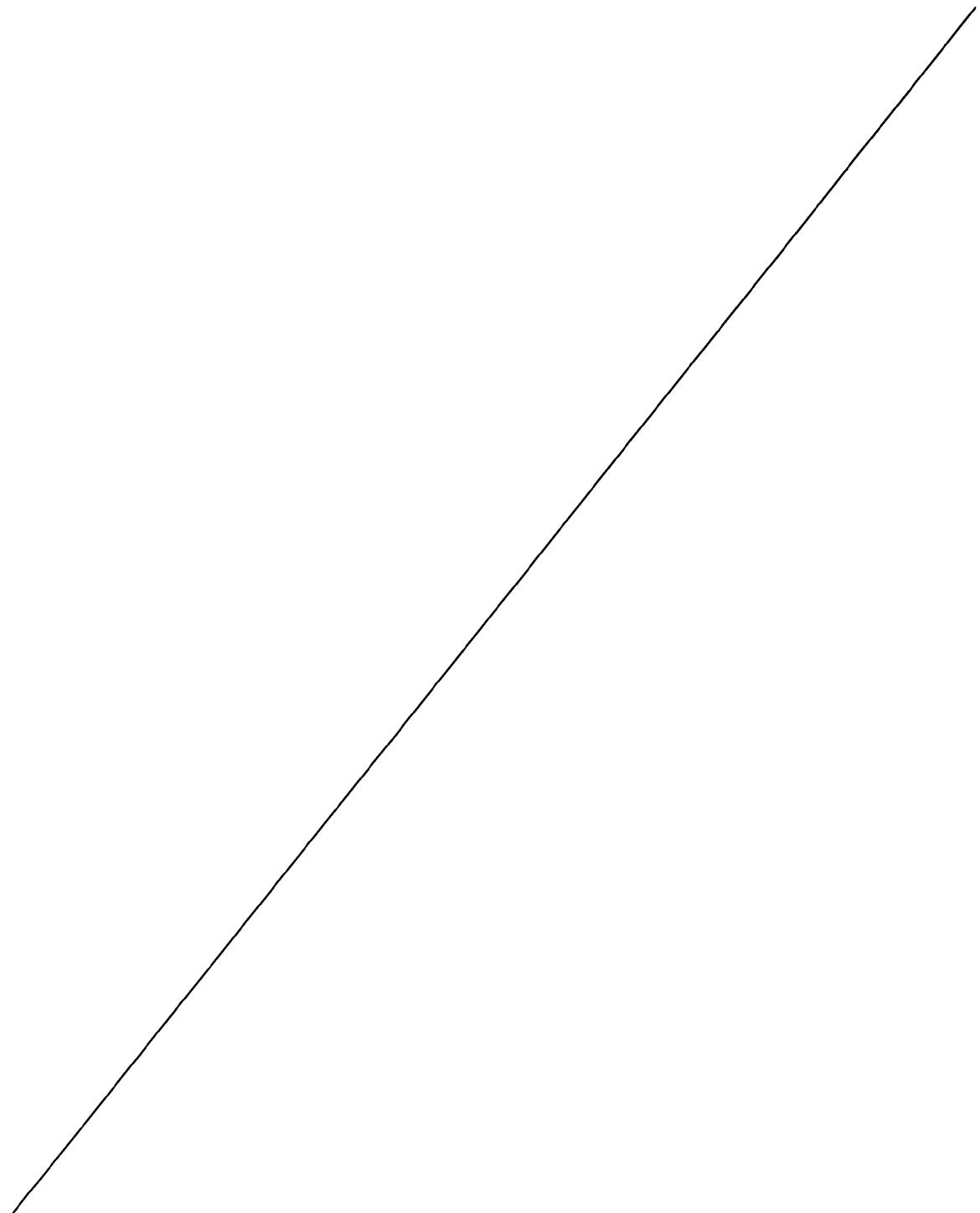
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embodiment, the ritodrine is the S,R-enantiomer hydrochloride salt, i.e. 4-[1(S)-Hydroxy-2(R)-[2-(4-hydroxyphenyl)ethylamino]propyl]phenol hydrochloride.

According to the second aspect of the invention, a product comprising a $\beta 2$ agonist selected from R,R-formoterol, indacaterol or ritodrine, is useful in the treatment or prevention of muscle loss. In one embodiment, that product does not comprise a macrolide. In a preferred embodiment, only when that product comprises ritodrine, the product does not also comprise a macrolide.

Each of the listed $\beta 2$ agonists may be used independently, or in combination with each other.



Examples of progestins that can be used in the invention are megestrol and medroxy-progesterone acetate (MPA). Preferably, the progestin is megestrol. More preferably, the megestrol is the acetate salt.

According to one aspect, the invention is a product comprising a β 2 agonist and a progestin, for use in the treatment or prevention of muscle loss. In a preferred embodiment, that product does not comprise a macrolide. In one embodiment, only when the β 2 agonist is formoterol and the progestin is megestrol acetate, the product of the invention does not include a macrolide. In another embodiment, only when the β 2 agonist is formoterol or ritodrine, and the progestin is megestrol acetate, the product of the invention does not include a macrolide.

In a further preferred embodiment, only when the β 2 agonist is racemic formoterol and the progestin is megestrol acetate, the product of the invention does not include a macrolide (i.e. when the β 2 agonist is anything other than racemic formoterol and the progestin is anything other than megestrol acetate, a macrolide may be included in the product of the invention). In another preferred embodiment, only when the β 2 agonist is racemic formoterol or racemic ritodrine, and the progestin is megestrol acetate, the product of the invention does not include a macrolide (i.e. when the β 2 agonist is anything other than racemic formoterol or racemic ritodrine, and the progestin is anything other than megestrol acetate, a macrolide may be included in the product of the invention).

For the purpose of the present invention, the product is preferably administered by the oral route (this includes buccal and sublingual administration). For the oral route, capsules, tablets including fast dissolving tablets, solutions, suspensions, gums, meltabs or any other oral formulation which one skilled in the art is aware of may be used. Many such types of formulation are known to those skilled in the art and may be used to practise this invention. For example, immediate release and control release tablets may be used to administer a product of the invention.

Alternatively, the product of the invention may be administered by a parenteral route. Immediate release and controlled release injection technologies are available to those skilled in the art and may be used to practise the invention when parenteral delivery is used.

Appropriate dosage levels may be determined by any suitable method known to one skilled in the art. It will be understood, however, that the specific dose level for any particular patient will depend upon a variety of factors including the activity of the specific compound employed, the age, body weight, 5 general health, sex, diet, time of administration, route of administration, rate of excretion, drug combination and the severity of the condition to be treated.

For a product of the invention that comprises more than one active agent. The respective active agents may be formulated together in a single dosage form. Alternatively, they may be formulated separately and packaged together, 10 or they may be administered independently. In certain cases, a patient may be receiving one drug for the treatment of another indication; this invention then comprises administering the other drug.

It may be advantageous to combine or co-administer a product of the invention with other classes of drug. Drugs which may be co-administered with 15 a product of the invention include, but are not limited to, corticosteroids, prokinetic agents, cannabinoids, eicosapentaenoic acid and non-steroidal anti-inflammatory agents. The respective drugs may be administered simultaneously, separately or sequentially.

A product of the invention is useful for the treatment and prevention of 20 muscle loss. Preferably, the loss of muscle occurs in association with a loss of fat mass.

In a preferred embodiment, the muscle loss is in association with cancer cachexia/anorexia. In other embodiments, the muscle loss is associated with one or more conditions selected from COPD, dystrophy, sepsis, AIDS, burn 25 injury, CHF, diabetes, an immobilisation state, aging, liver cirrhosis, renal failure, rheumatoid arthritis, a nutrition disorder, a fatigue condition and Alzheimer's disease.

The following study may provide evidence of the utility of the present invention.

30 Study

This study involves the use of the Yoshida AH-130 rat ascites hepatoma model, which is a particularly suitable model system for studying the mechanisms involved in the establishment of cachexia. Its growth in the host causes rapid and progressive loss of bodyweight and tissue wasting, particularly

in skeletal muscle. This study examines the effects of the β 2 agonists racemic formoterol, R,R-formoterol, racemic ritodrine, single enantiomer(-)-ritodrine and indacaterol on tissue wasting caused by the tumour. Co-administration of each of these β 2 agonists with the progestin, megestrol acetate, is also investigated.

5 Wistar rats weighing about 100 g are used (*Busquets et al* 2004, *Cancer Res* 64:6725-6731). The animals are maintained on a regular light-dark cycle (light from 08.00 am to 8.00 pm) with free access to food and water. Their diet consists of 54% carbohydrate, 17% protein and 5% fat, and the food intake is measured daily. Rats are given an intraperitoneal inoculum of 10^8 AH-130
10 10 Yoshida ascites hepatoma cells obtained from exponential tumours.

The animals were divided into groups: those receiving the test drugs and those receiving vehicle. Drug administration is by subcutaneous injection. Seven days after tumour transplantation, the animals are weighed and anaesthetised with a ketamine/xylacine mixture. The tumour is harvested from
15 the peritoneal cavity, and its volume and cellularity evaluated. Cells are then separated from the ascetic fluid by centrifugation at 100 g for 10 min. Tissues are rapidly excised, weighed and frozen in liquid nitrogen.

The measurements taken are: initial body weight, final bodyweight, bodyweight increase, carcass weight, total food intake, total water intake, muscle
20 weights including tibialis, EDL, gastrocnemius and soleus, adipose weights including white adipose tissue (dorsal and pregenital) and brown adipose tissue, organ weights including liver, heart, kidneys and spleen, tumour volume and cellularity.

This study is designed to show that racemic formoterol, R,R-formoterol,
25 racemic ritodrine, single enantiomer(-)-ritodrine and indacaterol inhibit loss of skeletal muscle mass caused by the tumour. This should occur with minimal or no increase in heart weight or decrease in food consumption. This study is also designed to show that coadministration of each of the listed β 2 agonists with megestrol acetate gives additional benefit by inhibiting the decrease in muscle
30 and/or fat caused by the tumour and in the selectivity of these effects, and by increasing food consumption.

In an initial experiment, the tumour bearing rats were divided into three groups. The first group were untreated; the second group received 10 μ g/kg/day of racemic formoterol fumarate; and the third group received a combination of 10

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μg/kg/day of racemic formoterol and 100 mg/kg/day of megestrol acetate. The rats were monitored over a 3 day period.

Total food intake for the first (untreated) group at day 3 was 43 ± 1 g/100 g rat (n=10). Total food intake for the second group (racemic formoterol only) at day 3 was 45 ± 2 g/100 g rat (n=9). Total intake for the third group (racemic formoterol plus megestrol acetate) at day 3 was 48 ± 2 g/100 g rat (n=10). The increase in food intake in the animals treated with the combination (third group) was 11.6% and this was statistically significant.

Throughout this specification the word "comprise", or variations such as "comprises" or "comprising", will be understood to imply the inclusion of a stated element, integer or step, or group of elements, integers or steps, but not the exclusion of any other element, integer or step, or group of elements, integers or steps.

All publications mentioned in this specification are herein incorporated by reference. Any discussion of documents, acts, materials, devices, articles or the like which has been included in the present specification is solely for the purpose of providing a context for the present invention. It is not to be taken as an admission that any or all of these matters form part of the prior art base or were common general knowledge in the field relevant to the present invention as it existed in Australia or elsewhere before the priority date of each claim of this application.

It will be appreciated by persons skilled in the art that numerous variations and/or modifications may be made to the invention as shown in the specific embodiments without departing from the spirit or scope of the invention as broadly described. The present embodiments are, therefore, to be considered in all respects as illustrative and not restrictive.

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THE CLAIMS DEFINING THE INVENTION ARE AS FOLLOWS:

1. A product comprising a $\beta 2$ agonist and a progestin, and which does not include a macrolide, as a combined preparation when used for separate, simultaneous or sequential use in the treatment or prevention of muscle loss.

2. A product according to claim 1, wherein the progestin is megestrol.

3. A product according to claim 2, wherein the megestrol is the acetate salt.

4. A product comprising a $\beta 2$ agonist and medroxyprogesterone acetate, as a combined preparation when used for separate, simultaneous or sequential use in the treatment or prevention of muscle loss.

5. 5. A product according to any one of the preceding claims, wherein the $\beta 2$ agonist is formoterol.

6. A product comprising R,R-formoterol and a progestin, as a combined preparation when used for separate, simultaneous or sequential use in the treatment or prevention of muscle loss.

0 7. A product according to any one of claims 1 to 4, wherein the $\beta 2$ agonist is ritodrine.

8. A product according to any one of the preceding claims, wherein the muscle loss is in association with cancer cachexia.

25 9. A product according to any one of claims 1 to 7, wherein the muscle loss is in association with COPD, dystrophy, CHF, AIDS or a burn injury.

10. A product according to any one of the preceding claims, for oral administration.

30 11. A product according to any one of the preceding claims, additionally comprising a corticosteroid.

35 12. Use of a $\beta 2$ agonist for the manufacture of a medicament for use in the treatment or prevention of muscle loss, wherein the subject of treatment is also treated with a progestin but not with a macrolide.

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13. Use of a progestin for the manufacture of a medicament for use in the treatment or prevention of muscle loss, wherein the subject of treatment is also treated with a $\beta 2$ agonist but not with a macrolide.
- 5 14. Use according to claim 12 or claim 13, wherein the progestin is megestrol.
15. Use according to claim 14, wherein the megestrol is the acetate salt.
- 0 16. A method of treating or preventing muscle loss in a subject, comprising administering to the subject separately, simultaneously or sequentially the product of any one of claims 1 to 11.