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(56) References cited:  
**WO-A1-01/34207 WO-A1-02/072152**  
**WO-A2-96/14873 JP-A- 9 504 000**  
**JP-A- 2001 503 254**

- **MIZU M ET AL: "Thermally induced conformational-transition of polydeoxyadenosine in the complex with schizophyllan and base-length dependence of its stability" CHEMICAL COMMUNICATIONS - CHEMCOM, ROYAL SOCIETY OF CHEMISTRY, GB, no. 5, 7 March 2001 (2001-03-07), pages 429-430, XP002952190 ISSN: 1359-7345**
- **MATSUMOTO T ET AL: "Chemically modified polysaccharide schizophyllan for antisense oligonucleotides delivery to enhance the cellular uptake efficiency" BIOCHIMICA ET BIOPHYSICA ACTA - GENERAL SUBJECTS, ELSEVIER SCIENCE PUBLISHERS, NL, vol. 1670, no. 2, 22 January 2004 (2004-01-22), pages 91-104, XP004485628 ISSN: 0304-4165**
- **SAKURAI K ET AL: "Polysaccharide-polynucleotide complexes. 2. Complementary polynucleotide mimic behavior of the natural polysaccharide schizophyllan in the macromolecular complex with single-stranded RNA and DNA" BIOMACROMOLECULES, vol. 2, no. 3, October 2001 (2001-10), pages 641-650, XP002504242 ISSN: 1525-7797**
- **NUMATA ET AL: "Polysaccharide-polynucleotide complex (15): thermal stability of schizophyllan (SPG)/poly(C) triple strands is controllable by alpha-amino acid modification" BIOORGANIC CHEMISTRY, vol. 31, 25 March 2003 (2003-03-25), pages 163-171, XP002503111**

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**EP 1 625 850 B1**

- KRIEG A M ET AL: "CPG MOTIFS IN BACTERIAL DNA TRIGGER DIRECT B-CELL ACTIVATION" NATURE, NATURE PUBLISHING GROUP, LONDON, UK, vol. 374, 6 April 1995 (1995-04-06), pages 546-549, XP000197060 ISSN: 0028-0836
- ARAMAKI Y. ET AL.: 'NADPH-Oxidase may contribute to IL-12 production in macrophages stimulated with CpG phosphorothioate oligodeoxynucleotides' BIOL. PHARM. BULL. vol. 25, no. 3, March 2002, pages 351 - 355, XP002981428
- ANA L GOMES DOS SANTOS ET AL: "Oligonucleotide-Polyethylenimine Complexes Targeting Retinal Cells: Structural Analysis and Application to Anti-TGF[ $\beta$ ]-2 Therapy", PHARMACEUTICAL RESEARCH, KLUWER ACADEMIC PUBLISHERS-PLENUM PUBLISHERS, NL, vol. 23, no. 4, 6 April 2006 (2006-04-06), pages 770-781, XP019405234, ISSN: 1573-904X, DOI: DOI:10.1007/S11095-006-9748-0
- Masato Ikeda ET AL: "Complex formation between cationic [ $\beta$ ]-1,3-glucan and hetero-sequence oligodeoxynucleotide and its delivery into macrophage-like cells to induce cytokine secretion", Organic & Biomolecular Chemistry, 1 January 2007 (2007-01-01), XP55003423, ISSN: 1477-0520, DOI: 10.1039/b705997c
- Vellón ET AL: "Enhanced uptake of antisense oligonucleotides using cationic liposomes and the apoptotic effect of idarubicin in K-562 cell line", Leukemia Research, vol. 26, no. 7, 1 July 2002 (2002-07-01), pages 669-676, XP55003426, ISSN: 0145-2126, DOI: 10.1016/S0145-2126(01)00191-6
- GURSEL I ET AL: "Sterically stabilized cationic liposomes improve the uptake and immunostimulatory activity of CpG oligonucleotides", JOURNAL OF IMMUNOLOGY, AMERICAN ASSOCIATION OF IMMUNOLOGISTS, US, vol. 167, no. 6, 15 September 2001 (2001-09-15), pages 3324-3328, XP002596618, ISSN: 0022-1767

**Description**Technical Field

5 **[0001]** The present invention belongs to the technical field of an immunostimulating agent (which may also be called an immunostimulant, immunoactivator or immunoaccelerator) and particularly relates to the provision of a safe and efficacious immunostimulating agent obtained by complexing an immunological oligonucleotide with a novel transfection agent.

10 Background Art

**[0002]** An oligonucleotide which is active in stimulating immunoresponse (hereinafter sometimes referred to as an immunostimulating oligonucleotide, immunostimulating nucleic acid or immunostimulating DNA) was discovered by T. Tokunaga and others in 1984 in the course of a search for antitumoral substances against BCG. It was then elucidated that the activity is due to a specific base sequence containing a dinucleotide of cytosine and guanine (5'-CpG-3': the so-called CpG sequence) (Tokunaga, T., et al., J. Natl. Cancer Inst., 72, 955 (1984) : Non-patent Reference 1; Tokunaga, T., et al., J. Natl. Cancer Res., 79, 682 (1988): Non-patent Reference 2).

15 **[0003]** Genome DNAs containing a CpG sequence present in organisms other than vertebrates and plants are also found to have a similar activity. It is considered that a sequence around the CpG core is also important in immunostimulation activity. Particularly, the sequence of 5'-PuPuCpGPYPy-3', in which unmethylated CpG is sandwiched by substituted purines (Pu) and substituted pyrimidines (Py), is recognized as a typical unmethylated CpG motif (Krieg, A., et al., Nature, 374, 576 (1995): Non-patent Reference 3). As well known, a CpG motif is defined as a short nucleotide sequence (generally, a sequence of four to ten nucleotides) containing at least one cytosine (C) -guanine (G) sequence in which the 5' position of the cytosine in the cytosine-guanine sequence is not methylated. Hereinafter, CpG is used to mean unmethylated CpG unless otherwise noted.

20 **[0004]** Examples of useful CpG motifs (hexamers) are given below, wherein A denotes adenine, G guanine, T thymine, and U uracil, respectively:

30 AACGTT, AGCGTT, GACGTT, GGCGTT, AACGTC, AGCGTC, GACGTC,  
GGCGTC, AACGCC, AGCGCC, GACGCC, GGCGCC, AACGCT, AGCGCT,  
GACGCT, GGCGCT

35 **[0005]** An oligonucleotide of 8 to 100 nucleotides containing an above-mentioned sequence has an immunostimulation activity (Japanese Patent Application Publication No.2001-503254: Patent Reference 1)

40 **[0006]** The following are examples of immunostimulating oligonucleotides containing a CpG motif, which have been reported as being effective in activating NK cells, wherein the underlined parts show a CpG motif and the parts with capital letters denote a thiolated DNA (Iho, S., and Yamato, S., Annual Review Immunity, 2001, 137-146 (2002): Non-patent Reference 4):

45 accgataaccggtgccggtgacggcaccacg  
accgataagcgctgccggtgacggcaccacg  
accgatgacgtcgcggtgacggcaccacg  
accgattcgagccggtgacggcaccacg  
gggggggggggcgatggggggggggggg  
gggggggggacgatggggggggggg  
50 gggggggggggaacgtggggggggggggg  
GAGAACGCTCGACCTTCGAT  
TCCATGACGTTCCTGATGCT  
TCTCCAGCGTGCCCAT  
GGggtcaacgttgaGGGGGg

55 **[0007]** There are known several types of sequences as immunostimulating nucleic acids other than CpG motifs. Examples include a T-rich nucleic acid such as 5' TTT 3' which is rich in thymidine, a G-rich nucleic acid such as 5' GGGG 3' which is rich in guanidine, a TG-rich nucleic acid which is rich in thymidine and guanidine, and a C-rich nucleic acid

which is rich in cytidine. Recently these sequences have received considerable attention as non-CpG immunostimulating nucleic acids (Japanese Patent Application Publication No.1996-500738: Patent Reference 2; Japanese Patent Application Publication No.2002-512599: Patent Reference 3; Japanese Patent Application Publication No.2003-51028: Patent Reference 4; Japanese Patent Application No.2003-510290: Patent Reference 5).

5 **[0008]** A characteristic effect of the above-mentioned immunostimulating nucleic acids on immunocytes is that they activate antigen presenting cells. They act directly upon such cells as monocytes, macrophages or dendritic cells to produce immunoenhancing cytokines such as IL-6, TNF- $\alpha$ , IL-12, IFN $\alpha/\beta$ , IL-18 or nitrogen monoxide.

**[0009]** Recently there has been seen an increase in the number of patent applications on nucleic acids for therapeutic purposes or DNA vaccine compositions against immunological diseases. For example, the University of Iowa Research Foundation has proposed a number of sequences based on CpG motifs for use in therapies on adjuvants against diseases or disorders, including immunodeficiencies caused by infections with viruses, bacteria, fungi or parasites, cancers, or acute reduction in the air current due to exposure to lipopolysaccharides or endotoxins (Japanese Patent Application Publication No.1998-506265: Patent Reference 6; Japanese Patent Application Publication No.2001-503267: Patent Reference 7; Japanese Patent Application No.2001-513776: Patent Reference 8).

15 **[0010]** A patent application is found on the use of a CpG motif in DNA vaccines for fishery products (Japanese Patent Application Publication No.1997-285291: Patent Reference 9).

**[0011]** A patent application has also been filed on the use of a CpG motif for preventive purposes against infection with parvovirus in animals (Japanese Patent Application No.2000-509976).

**[0012]** Aside from that set out in Patent Reference 1, a number of sequences exhibiting an immunostimulant activity are also set out in patent applications such as Patent References 11 and 12 (Japanese Patent Application Publication No.2002-517156: Patent Reference 11; Japanese Patent Application No.2002-526425: Patent Reference 12).

20 **[0013]** As in the case of gene therapy using an antisense DNA, an immunostimulating nucleotide is often modified so that the phosphodiester bonds at its phosphoric acid backbone are converted to phosphorothioate bonds so as to be imparted with resistance against nuclease. Besides, it is often a case that an oligonucleotide is used concurrently with a transfection agent such as a liposome, cationic lipid, or cholesterol, for the purpose of enhancing the affinity with cells.

25 **[0014]** Some retroviruses and adenoviruses provided, at the beginning, a promising prospect in vitro as a transfection agent for antisense DNAs in gene therapy. However, their uses are now very limited because of their inflammatory and immunogenic nature as well as the risk of mutagenesis and integration with the genome due to such naturally occurring viruses (Mulligan, Science, 260, 926-932 (1993): Patent Reference 5; Miller, Nature, 357, 455-460 (1992): Patent Reference 6; Crystal, Science, 270, 404-410 (1995): Patent Reference 7).

**[0015]** As an alternative to such natural types of transfection agents for genes, there is proposed an artificial and nonviral carrier, which is easy to handle as compared with viruses and enables assured and efficient introduction of DNAs into cells (Tomlinson and Rolland, J. Contr. Rel., 39, 357-372 (1996): Patent Reference 8).

30 **[0016]** The nonviral, artificial carrier now under extensive studies is polyethyleneimine (PEI). PEI is a cationic polymer, which assumes a three-dimensional branched structure in a variety of adherent cell or suspended cell lines, that can achieve a transfection efficiency above average in some cases (Boussif et al., Gene Therapy, 3, 1074-1080 (1996): Non-patent Reference 9).

35 **[0017]** There have been many patent applications on various types of cationic polymers or cationic lipids, modified with a substituent containing nitrogen atom as in PEI, filed under titles such as gene carrier, transfection agent, pharmaceutical support and the like.

40 **[0018]** However, the present situation is that almost no investigation has been made on the safety of cationic polymers including PEI. While the presence of amino group(s) is generally indispensable in order to render a substance cationic, the substance with amino group(s) is highly bioactive and has a risk of toxicity in the body. As a matter of fact no cationic polymers studied so far have been put into practical use or listed in dictionaries on pharmaceutical additives or the like (The Pharmaceutical Additives Dictionary, Edited by Pharmaceutical Additives Association of Japan, Published by Yaku-jinipposha: Non-patent Reference 11).

45 **[0019]**  $\beta$ -1,3-glucan is a polysaccharide which has been put into clinical use in intramuscular injection. It has been long known that this polysaccharide assumes a triple helix structure as it occurs naturally (Theresa M. McIntire and David A. Brant, J. Am. Chem. Soc., 120, 6909 (1998): Non-patent Reference 12). The in vivo safety of this polysaccharide has already been confirmed since it has been actually put into practice over twenty years as an intramuscular injection in the immunological enhancement treatment against gynaecological cancer (Shimizu et al., Biotherapy, 4, 1390 (1990): Non-patent Reference 13; Hasegawa, Oncology and Chemotherapy, 8, 225 (1992): Non-patent Reference 14).

50 **[0020]** The prior art includes conjugation of  $\beta$ -1,3-glucan with a biomaterial such as DNA for use as a gene carrier. This prior art relates to the preparation of a conjugate of  $\beta$ -1,3-glucan and a bioactive material in which  $\beta$ -1,3-glucan of triple helix structure as it naturally occurs is bonded to the bioactive material through covalent linkage (PCT/US95/14800: Patent Reference 13).

55 **[0021]** Recently, the present inventors and others have discovered that a polysaccharide having  $\beta$ -1,3-bonds in the backbone forms a new type of complex with various nucleic acids when subjected to a specific artificial treatment

(PCT/JP00/07875: Patent Reference 14; PCT/JP02/02228: Patent Reference 15; Sakurai, K., et al., J. Am. Chem. Soc., 122, 4520 (2000): Non-patent Reference 15; Sakurai, K., et al., Chem. Lett., 1242 (2000): Non-patent Reference 16).  
**[0022]** The object of the present invention is to provide an immunostimulating agent in which an immunostimulating oligonucleotide is complexed with a new type of carrier which is safe and has a high transfection efficiency.

### Disclosure of the Invention

**[0023]** The present inventors have discovered that, by the utilization of a polysaccharide having  $\beta$ -1,3-bonds as a carrier (transfection agent), there can be obtained an immunostimulating agent which is safe and serves to increase the function of an immunostimulating oligonucleotide for excellent immunological enhancement.

**[0024]** Thus, according to the present invention there is provided an immunostimulating agent which comprises a complex of an immunostimulating oligonucleotide and a polysaccharide having  $\beta$ -1,3-bonds, wherein the immunostimulating oligonucleotide contains an unmethylated CpG motif, wherein the phosphoric acid backbone of the oligonucleotide is phosphorothioate-modified or phosphorodithioate-modified, wherein the polysaccharide having  $\beta$ -1,3-bonds is  $\beta$ -1,3-glucan or  $\beta$ -1,3-xylan, and wherein the complex of the oligonucleotide and the polysaccharide is of a triple helix structure formed through hydrogen bonds and hydrophobic interactions.

### Brief Description of the Drawings

#### **[0025]**

FIG.1 shows a reaction scheme for synthesizing a modified polysaccharide for use in the present invention, as an example, in which a cationic functional group is introduced into a polysaccharide.

FIG.2 shows the amino acid sequences of R8 peptide and RGD peptide for use in the present invention.

FIG.3 shows an example of the reaction scheme for synthesizing peptide-modified schizophyllan (R8-SPG and RGD-SPG) for use in the present invention.

FIG.4 is an agarose gel electropherogram showing that CpG DNA forms a complex with schizophyllan, amino group-modified schizophyllan, arginine-modified schizophyllan, R8-modified schizophyllan, or RGD-modified schizophyllan to compose an immunostimulating agent according to the present invention.

FIG.5 demonstrates the enhanced production of IL-12 cytokine from mouse-derived intraperitoneal macrophage when stimulated with a complex of CpG DNA and schizophyllan or chemically modified schizophyllan, an immunostimulating agent according to the present invention.

FIG.6 shows the production of IL-12 cytokine from mouse-derived intraperitoneal macrophage when stimulated with a complex of non-CpG DNA (an oligonucleotide not containing any CpG motif) and schizophyllan or chemically modified schizophyllan.

FIG.7 demonstrates the enhanced production of IL-12 cytokine from a mouse-derived macrophage-like cell line J774.A1 when stimulated with a complex of CgG DNA and schizophyllan or chemically modified schizophyllan, an immunostimulating agent according to the present invention.

FIG.8 demonstrates the enhanced production of cytokine IL-6 from mouse-derived spleen cells when stimulated with a complex of CpG DNA and schizophyllan or chemically modified schizophyllan, an immunostimulating agent according to the present invention.

FIG.9 demonstrates the enhanced production of cytokine IL-12 from mouse-derived spleen cells when stimulated with a complex of CpG DNA and schizophyllan or chemically modified schizophyllan, an immunostimulating agent according to the present invention.

FIG.10 shows the production of cytokine IL-6 from mouse-derived spleen cells when stimulated with a complex of non-CpG DNA and schizophyllan or chemically modified schizophyllan.

FIG.11 shows the production of cytokine IL-12 from mouse-derived spleen cells when stimulated with a complex of non-CpG DNA and schizophyllan or the chemically modified schizophyllan.

FIG.12 demonstrates the enhanced production of cytokine IL-6 from mouse-derived spleen cells when stimulated with a complex of CpG DNA (PO) (CpG DNA having phosphodiester bonds) and schizophyllan or chemically modified schizophyllan, an immunostimulating agent according to the present invention.

FIG.13 demonstrates the enhanced production of cytokine IL-12 from mouse-derived spleen cells when stimulated with a complex of CpG DNA(PO) and schizophyllan or chemically codified schizophyllan, an immunostimulating agent according to the present invention.

FIG. 14 shows the production of cytokine IL-6 from mouse-derived spleen cells when stimulated with a complex of non-CpG DNA(PO) (CpG DNA having phosphodiester bonds and not having any CpG motif) and schizophyllan or chemically modified schizophyllan.

FIG.15 shows the production of cytokine IL-12 from mouse-derived spleen cells when stimulated with a complex of

non-CpG DNA(PO) and schizophyllan or chemically modified schizophyllan.

FIG.16 demonstrates the enhanced production of cytokine IL-4 from mouse-derived spleen cells when stimulated with a complex of CpG DNA and schizophyllan or chemically modified schizophyllan, an immunostimulating agent according to the present invention.

5 FIG.17 shows the production of cytokine IL-4 from mouse-derived spleen cells when stimulated with a complex of CpG DNA(PO) and schizophyllan or chemically modified schizophyllan, an immunostimulating agent according to the present invention.

FIG.18 shows the production of cytokine IL-4 from mouse-derived spleen cells when stimulated with a complex of non-CpG DNA and schizophyllan or chemically modified schizophyllan.

10 FIG.19 shows the production of cytokine IL-4 from mouse-derived spleen cells when stimulated with a complex of non-CpG DNA(PO) and schizophyllan or chemically modified schizophyllan.

### Best Mode for Carrying Out the Invention

15 **[0026]** In the present invention an immunostimulating oligonucleotide is used as the main agent. The immunostimulating oligonucleotide for use in the present invention is an oligonucleotide which stimulates the immune response to enhance immunity and contains an unmethylated CpG motif, a variety of which are described in the aforesaid references. These oligonucleotides, when administered, act on immunocytes such as macrophage to enhance immunity through the production of cytokines and other functions.

20 **[0027]** For an increased resistance to nuclease, the phosphoric acid backbone of the oligonucleotide for use in the present invention is modified so that the phosphodiester bonds at the backbone are converted to phosphorothioate or phosphorodithioate bonds. An oligonucleotide having a part of the phosphodiester bonds unconverted may also be utilized.

25 **[0028]** The immunostimulating agent of the present invention comprises a complex of an immunostimulating oligonucleotide according to the claims and a polysaccharide having  $\beta$ -1,3-bonds, in which the polysaccharide serves as a transfection agent. The polysaccharides having  $\beta$ -1,3-bonds for use in the present invention are  $\beta$ -1,3-glucan and  $\beta$ -1,3-xylan. Particularly preferred is  $\beta$ -1,3-glucan selected from among schizophyllan, lentinan, scleroglucan, curdlan, pachyman, grifolan and laminaran. Above all, is preferred  $\beta$ -1,3-glucan having plenty of 1,6-glucopyranoside branches, such as schizophyllan, lentinan or scleroglucan (branching rate: 33-40%).

30 **[0029]** While the polysaccharide for use in the present invention mentioned above may be used as it is native, it is more preferred for the polysaccharide to be modified with nucleic acid-binding and/or cell membrane-affinitive functional groups. By "nucleic acid-binding" is meant the function to interact a nucleic acid so as to enhance the binding between the polysaccharide and the nucleic acid. By "cell membrane-affinitive" is meant affinitive with cell membrane proteins and cell membrane lipids (phospholipids). In the present invention there is preferably used a polysaccharide which is modified with one or both of nucleic acid-binding functional group and cell membrane-affinitive group. Particularly preferred examples of the nucleic acid-binding and/or the cell membrane-affinitive functional groups include a cationic functional group, a steroid-based functional group, a basic amino acid-based functional group, and peptide-based functional group.

35 **[0030]** A cationic functional group is defined by a functional group having positive electric charge (cf. Working Example 2 set out later, for a concrete example). The polysaccharide, when provided with cationic functional groups, has enhanced binding to a nucleic acid through the electrostatic interaction between the positive charge and the negative charge possessed by the nucleic acid such as DNA and RNA. A steroid-based functional group (a concrete example of which is given in Working Example 4) provides the nucleic acid-binding effect by positive charge due to amino acid groups bonded to the steroid ring via a spacer, as well as the cell membrane-affinitive effect due to the steroid ring. A basic amino acid-based functional group, a concrete example of which is given in Working Example 3 set out later, provides the nucleic acid-binding effect by positive charge due to amino groups of the amino acid, as well as the cell membrane-affinitive effect due to the basic amino acid residue. As exemplified by R8 or RGD described in Working Examples 5-7, a peptide-based functional group is a peptide chain containing an amino acid sequence which will promote the transfection of a nucleic acid primarily due to the affinity to cell membrane.

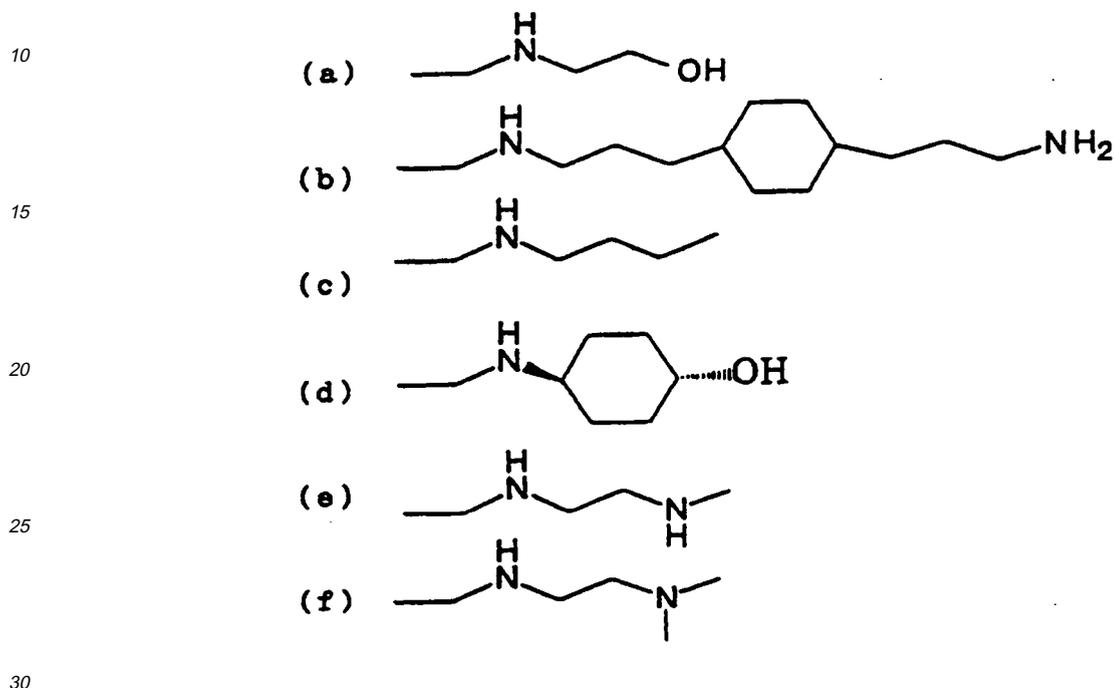
40 **[0031]** The polysaccharides can be modified so as to be introduced with the above-mentioned nucleic acid-binding and/or cell membrane-affinitive functional groups in an ordinary manner known in the field of organic chemistry. Generally, the polysaccharide is subjected to periodate oxidation of its 1,6-glucopyranoside branches, followed by reductive amination (cf. FIG.1). While the details on the reactions are given in PCT/JPO2/02228 (Patent Reference 15) by the present inventors, the following is the substance thereof.

45 **[0032]** In order to obtain the modified polysaccharide composing the immunostimulating agent of the present invention, the polysaccharide is provided with the nucleic acid-binding and/or cell membrane-affinitive functional groups generally by periodate oxidation of the 1,6-glucopyranoside branches followed by reductive amination, as mentioned above.

**[0033]** Thus, the nucleic acid-binding functional group and the cell membrane-affinitive functional group for forming

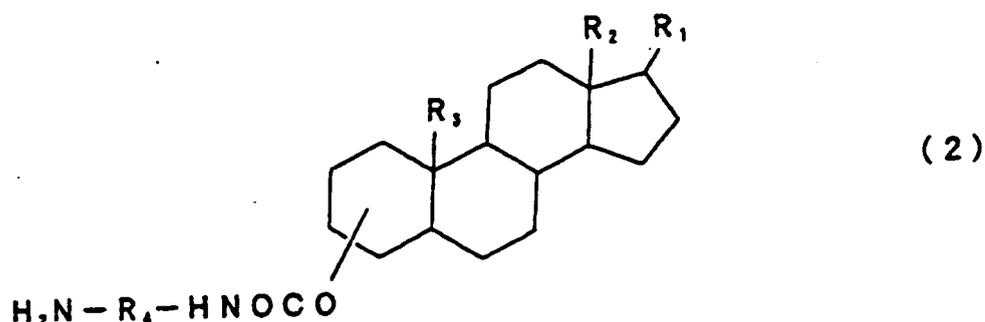
the modified polysaccharide for use in the present invention are derived from compounds having a primary amine, secondary amine or hydrazine moiety, to which reductive amination can be applied.

[0034] For example, preferred examples of the cationic functional group for use in the present invention include those as shown in the following, which are derived from chain or cyclic compounds containing at least one primary or secondary amino group. They can be easily synthesized from commercially available compounds containing an amino group or groups.



[0035] FIG.1 illustrates a process for preparing the cationically modified polysaccharide for use in the present invention, in which a cationic functional group (the above-mentioned (a)) is introduced as the nucleic acid-binding functional group, as an example. In the figure, (i) denotes the step of the oxidation with a periodate, (ii) denotes the step of formation of a Schiff base, (iii) denotes the step of the Schiff base with sodium borohydride. In the case of  $\beta$ -1,3-glucan having branches containing an unreacted hydroxyl group at the 3-position, there are obtained products as expressed by 2.X, 3.X, and 4.X. The reactions occur at the branch or side chain as shown by 5 and 6 in the figure.

[0036] The steroid-based functional groups to be introduced into the polysaccharide for use in the present invention by the reductive amination following the periodate oxidation are preferably those derived from the compounds expressed by the formula (2): a compound having a steroid ring to which an amino group or groups are bonded via a spacer.

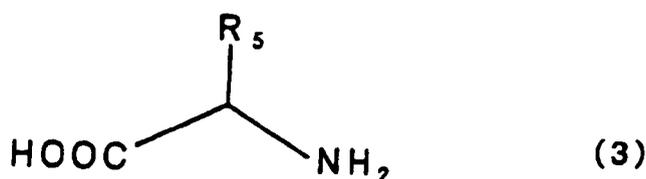


[0037] In the formula,  $R_1$ ,  $R_2$  and  $R_3$  independently express hydrogen atom or a substituent containing carbon, oxygen, nitrogen and/or hydrogen atom(s).  $R_4$  denotes a spacer moiety which is hydrogen atom or is derived from a chain or cyclic compound containing carbon, oxygen, nitrogen and/or hydrogen atom(s). The atomic group containing  $R_4$  may be bound to any position of the steroid ring. A compound falling outside the above-mentioned general formula may also

be used, provided that it contains a steroid ring, as exemplified by a corticosterone or cortisol derivative.

**[0038]** Such steroid-based functional group may be introduced into the polysaccharide in the following manner: The hydroxyl bond to the steroid ring is caused to react with a diamine, followed by the introduction of the steroid-based functional group into the branches of  $\beta$ -1,3-glucan by the reductive amination as mentioned earlier.

**[0039]** The basic amino acid-based functional groups to be introduced into the branches of the polysaccharides for use in the present invention by the periodate oxidation and the reductive amination are those derived from an amino acid as expressed by the following general formula (3):



**[0040]** In the formula,  $\text{R}_5$  denotes the side chain of amino acid. The basic amino acid is introduced into the branches of the polysaccharide, with the carboxyl group and the side chain thereof being protected.

**[0041]** The preparation of the complex of the immunostimulating oligonucleotide and the polysaccharide according to the present invention is preferably carried out in the manner as detailed in PCT/JP02/02228 (Patent Reference 15). Thus, the polysaccharide typified by  $\beta$ -1,3-glucan, which originally assumes a triple helix structure as it occurs naturally or it is in water, is dissolved in a polar solvent (e.g. dimethyl sulfoxide) to unbind the structure to a single-stranded form, to which a single-stranded nucleic acid is added, followed by the replacement of the solvent by water (renaturation), thereby producing a complex of single-stranded nucleic acid and double-stranded polysaccharide, i.e., the complex suitable for use in the present invention (cf. Working Example 1 set out later). This complex is of noncovalent nature, in which the single-stranded nucleotide and the double-stranded polysaccharide are conjugated to each other to form a triple helix structure through hydrogen bonds and hydrophobic interactions. As the complex is prepared generally in the form of an aqueous solution, it can be highly purified by a relatively simple method such as ultrafiltration for therapeutic and other uses.

### Examples

**[0042]** The characteristic features of the present invention will be more fully described with reference to the following working examples in terms of the preparation of concrete examples of the immunostimulating agents, the characterization of the immunostimulating agents prepared, and the evaluation of the agents administered in the in vitro tests.

#### Example 1

##### Preparation of immunostimulating agent comprising a complex of $\beta$ -1,3-glucan (schizophyllan) and an oligonucleotide containing an unmethylated CpG motif

**[0043]** Triple helix schizophyllan was prepared in accordance with the conventional method as described in the literature reference: Schizophyllum commune. Fies (ATCC 44200) available from ATCC (American Type Culture Collection) was subjected to a stationary culture in a minimal medium for seven days. After removal of the cellular materials and insoluble residues, the supernatant was subjected to a supersonic treatment to yield schizophyllan with a triple helix structure having a molecular weight of 450000.

**[0044]** The thus obtained schizophyllan was dissolved in dimethyl sulfoxide (hereinafter designated as DMSO) to form single-stranded schizophyllan and the concentration was adjusted to be 30mg/ml. To 1 $\mu$ l of the solution was added 3 $\mu$ l of pure water, 1 $\mu$ l of 10mM Tris-buffer (pH 7.8) and 5 $\mu$ l of 3mg/ml CpG DNA solution. The solutions thus obtained were all clear and homogeneous (Gregory G. Martin, et al., Am. Chem. Soc. Polymer Prep. 38(1), 253-254 (1997); K. Tabata, et. al., Carbohydr. Res, 89, 121-135 (1981))

**[0045]** The CpG motif-containing oligonucleotide employed is a solid phase-synthesized product and has phosphorothioate bonds containing one dinucleotide sequence of cytosine-guanine (CpG). The total sequence is TCC ATG ACG TTC CTG ATG CT, with 3' terminal thereof being linked with forty dA's (SEQ ID No.1) (Y. Aramaki, et. al., Biol. Pharm. Bull., 25(3), 351-355 (2002)).

Example 2Synthesis of cationic derivative (amino group-modified schizophyllan and characterization

**[0046]** A cationic derivative (schizophyllan modified with a cationic functional group) was synthesized in accordance with the reaction scheme shown in Fig.1. It is possible to regulate the rate of introduction of amino group by regulating the equivalent number of sodium periodate for the periodate oxidation. Therefore, the same method of synthesis is applicable regardless of the rate of introduction. The present example relates to the synthesis of cationic functional group-modified schizophyllan in which the schizophyllan is introduced with amino groups at a rate of introduction of 4.6, 17, 20 and 36%. The amino group introduced was 2-aminoethanol or spermine. It is possible to regulate the rate of introduction of the amino group by regulating the equivalent number of the sodium periodate with respect to the branching glucose moiety. The experimental results are shown in Example 3.

**[0047]** Schizophyllan having a molecular weight of 450000 was obtained in the manner as described in Example 1. 100mg of the thus obtained schizophyllan was dissolved in 100ml water. To the resultant solution was added slowly an aqueous solution of sodium periodate (in an equivalent of 10%, 40%, 50% or 500% (an excess amount) based on the branching glucose of the schizophyllan) and stirring was performed for two days at 4°C. The reaction solution was subjected to dialysis through a membrane (with an exclusion limit of 12000), followed by lyophilization. The white solid product was dissolved in 20ml dimethyl sulfoxide. To the resultant solution was added 2ml of 2-aminoethanol or spermine (a large excess: more than 10000 equivalents) and then stirring was performed for two days at room temperature. Then, there was added 100mg sodium borohydride, followed by stirring for one day at room temperature. After the excess sodium borohydride was deactivated with acetic acid, the reaction solution was subjected to dialysis (acidic aqueous solution, basic aqueous solution and distilled water) through a membrane (exclusion limit: 12000), followed by lyophilization to yield the cationic derivative.

**[0048]** The rate of introduction of the amino group was determined on microanalysis of nitrogen by elemental analysis (low detection limit: 0.05%). The microanalysis of nitrogen was performed three times for each sample, with the results as shown Table 1. The molecular weight was examined through gel permeation chromatography (GPC) and also by measuring the viscosity, showing that it is identical to the molecular weight of the starting material.

Table 1

Periodate Equivalent(%)	10	40	80	500
Amino Group Introduction Rate	4.6-4.7	16.3- 17.8	19.3-20.8	35.2-37.4

Example 3Synthesis of amino acid derivative (arginine-modified schizophyllan) and characterization

**[0049]** In accordance with the reaction scheme as shown in FIG.1, an amino acid-derivative (schizophyllan modified with an amino acid-based functional group) was synthesized. The rate of introduction of the amino acid was regulated in the same manner as in Example 2. The present example relates to the synthesis of arginine-modified schizophyllan with rates of introduction of arginine of 4.6, 17, 20 and 36%.

**[0050]** In the manner as described in Example 1, there was obtained schizophyllan having a molecular weight of 450000. The thus obtained schizophyllan, 100mg, was dissolved in 100ml water. To the resultant solution was added slowly an aqueous solution of sodium periodate (in an equivalent of 10, 40 and 70% on the branching glucose of the schizophyllan) and stirring was performed for two days at 4°C. The reaction solution was subjected to dialysis through a membrane (exclusion limit: 12000), followed by lyophilization. The white solid product was dissolved in 20ml DMSO. To the resultant solution was added 2ml of arginine methyl ester (more than 10000 equivalents) followed by stirring for two days at room temperature. After the excess sodium borohydride was deactivated with acetic acid, the reaction solution was subjected to dialysis (acidic aqueous solution, basic aqueous solution, and distilled water) through a membrane (exclusion limit: 12000), followed by lyophilization to yield the arginine-modified schizophyllan.

**[0051]** The rate of introduction of arginine was determined on microanalysis of nitrogen by elemental analysis (lower detection limit: 0.05%). The microanalysis of nitrogen was performed three times for each sample. The results are shown in Table 2 (M. Numata, et al., Bioorg. Chem., 31, 163-171 (2003)).

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Table 2

Periodate Equivalent	Arginine Introduction Rate
10%	3.6%
40%	9.3%
70%	13.5%

### Example 4

#### Synthesis of cholesterol derivative (Cholesterol-modified schizophyllan) and characterization

**[0052]** In accordance with the scheme as shown in FIG.1, a cholesterol derivative (schizophyllan modified with a steroid-based functional group) was synthesized. The rate of introduction of cholesterol was regulated in the same manner as in Example 2. The present example relates to the synthesis of cholesterol-modified schizophyllan in which the schizophyllan is introduced with cholesterol at the rate of introduction of 4.5%. Thus, 100mg of schizophyllan, as prepared in the manner described in Example 1, was dissolved in 100ml water. To the resultant solution was added sodium periodate 1.65mg (5mol% based on the branching glucose) and stirring was performed for two days at 4°C in the dark. The reaction solution was subjected to dialysis through a membrane (exclusion limit: 12000), followed by lyophilization.

**[0053]** The white solid product was suspended in DMSO, followed by addition of a steroid-derivative terminated with an amino group (3 $\beta$ -cholest-5-en-3-yl-N-(2-aminethyl) carbamate as synthesized in the manner described in the literature reference by Ishi et al.) and stirring was performed for two days at room temperature. To the reaction solution was added 100mg of sodium borohydride, two times at an interval of four hours, followed by stirring one day at room temperature. After the excess sodium borohydride was deactivated with acetic acid, the reaction solution was subjected to dialysis through a membrane (exclusion limit: 12000), followed by lyophilization (Tutomu Ishii, Ritsuko Iguchi, Erwin Snip, Masato Ikeda and Seiji Shinkai, Langmuir, 17, 5825-5833 (2001)).

**[0054]** The rate of introduction of cholesterol was determined on microanalysis of nitrogen by elemental analysis (lower detection limit: 0.05%). The microanalysis of nitrogen was performed three times for each sample. The results are given in Table 3.

Table 3

Periodate Oxidation Rate	Nitrogen Content	Cholesterol Introduction Rate
5.0%	0.358-0.383%	4.5%

### Example 5

#### Synthesis of peptides containing binding-functional group

**[0055]** In modifying schizophyllan with a peptide chain (peptide-based functional group), it is necessary for the peptide chain to have a functional group capable of binding to schizophyllan. While there are no special restrictions on the binding functional group and the spacer therefor, the present example relates to the synthesis of a peptide chain containing cysteine which includes a thiol moiety: The thiol covalently binds to a maleimide group by Michael addition.

**[0056]** Peptide sequences synthesized are an arginine oligomer which is known to have a high affinity to cell membrane (an octamer, referred to as R8: SEQ ID No.2), and a sequence of arginine-glycine-aspartic acid which is known as being recognized by cell adhesion factors (referred to as RGD: SEQ ID No.3), the two sequences being N-terminated with cysteine (cf. FIG.2).

**[0057]** The peptide chains were synthesized by Fmoc method and the products were purified by HPLC (high performance liquid chromatography) (HITACHI L-700, ODS column available from YMC Co., eluting solvent: acetonitrile/distilled water = 5/95 (both containing 0.1vol% trifluoroacetate), forty minutes with a gradient of 20/80). Identification of the products was carried out by MALDI-TOF MS (matrix-assisted laser desorption ionization-time of flight mass spectrometer) (matrix:CHCA) with the results as shown in Table 4. See "Solid-phase Synthesis Handbook, published by Merck Co." for Fmoc method.

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Table 4

Peptide	Calculated	Found
R8	1371.65	1371.20
RGD	450.48	450.40

### Example 6

#### Synthesis of peptide-modified schizophyllan

**[0058]** In accordance with the scheme shown by FIG.3, the respective peptide-chains synthesized in Example 5 were introduced into schizophyllan. The reaction comprised the four steps of periodate oxidation, reductive amination, spacer introduction, and peptide introduction. The rate of introduction of peptide could be regulated by the periodate oxidation. The second and third steps were evaluated for the progress of reaction by elemental analysis. The results are shown in Example 7.

**[0059]** Schizophyllan 300mg prepared in Example 1 was dissolved in 300ml of water. To the resultant solution was added an aqueous solution of sodium periodate (9.87mg; in an equivalent of 0.1 (10%) based on the branching glucose of the schizophyllan) and stirring was performed for two days at 4°C under a lightproof condition. The reaction solution was subjected to dialysis through a membrane (exclusion limit: 12000), followed by lyophilization to yield a white solid 1.

**[0060]** The white solid product 1 (100mg) was dissolved in 10ml DMSO, a polar organic solvent, and 10ml of 28% ammonia aqueous solution. To the resultant solution was added 200mg (a large excess) of sodium cyanoborohydride, followed by stirring for four days at room temperature. The reaction solution was subjected to dialysis through a membrane (exclusion limit: 12000), followed by lyophilization to yield a white solid product 2.

**[0061]** The white solid product 2 was dissolved in 10ml of DMSO. To the resultant solution was added 100mg (a large excess) of 3-maleimide propionate-N-hydroxysuccinimide ester, followed by stirring for 24 hours at room temperature under a stream of nitrogen. The reaction solution was subjected to dialysis through a membrane (exclusion limit: 12000), followed by lyophilization to yield a white solid product 3.

**[0062]** The white solid product 3 was dissolved in 5ml of DMSO. Each of the peptide chains containing cysteine as prepared in Example 5 was dissolved in distilled water. The thus obtained solution was mixed with the DMSO solution. The resultant solution was stirred for two days at room temperature. The reaction solution was subjected to dialysis through a membrane (exclusion limit: 12000), followed by lyophilization to yield each peptide-modified schizophyllan.

### Example 7

#### Characterization of peptide-modified schizophyllan

**[0063]** Characterization was performed for each peptide-modified schizophyllan prepared in Example 6, with respect to the rate of introduction at each step of the reaction by elemental analysis of nitrogen atom, as well as the molecular weight. Table 5 shows the rate of introduction of the functional groups (the rate of modification with the peptides) at the respective steps of the reaction, as measured by the elemental analysis of nitrogen. The molecular weights were evaluated by means of gel permeation chromatography, which showed that there was no substantial change in the molecular weight due to the peptide modification (T. Matsumoto, et al., Biochim. Biophys. Acta, 1670, 91-104 (2004)).

Table 5

	R8-modified Schizophyllan		RGD-modified Schizophyllan	
Oxidation Rate of the Branch	5%	10%	5%	10%
White Solid Product 2	3.7±0.1%	9.4±0.1%	3.7±0.1%	9.4±0.1%
White Solid Product 3	3.7±0.3%	2.3±0.3%	3.7±0.3%	2.3±0.3%
Peptide-modified Schizophyllan	0.3±0.1%	0.5±0.1%	1.0±0.1%	1.3±0.3%

Example 8

Preparation of immunostimulating agent comprising CpG DNA complexed with cationized schizophyllan, amino acid-modified schizophyllan, Cholesterol-modified schizophyllan, or peptide-modified schizophyllan

**[0064]** In aliquots of DMSO were dissolved each of 17, 20 and 36% amino group-modified schizophyllan (hereinafter designated as N-SPG), 4.6% spermine-modified schizophyllan (hereinafter designated as SP-SPG), 3.6, 9.3 and 13.5% arginine-modified schizophyllan (hereinafter designated as Arg-SPG), 4.5% cholesterol-modified schizophyllan (hereinafter designated as Chol-SPG), 0.3 and 0.5% R8-modified schizophyllan (hereinafter designated as R8-SPG) and 1.0 and 1.3% RGD-modified schizophyllan (hereinafter designated as RGD-SPG) to form respective single-stranded modified schizophyllans and the concentration was adjusted to 30mg/ml. Per 1 $\mu$ l of each solution was added 3 $\mu$ l of pure water, 1 $\mu$ l of 10mM Tris-buffer (pH 7.8) and 5 $\mu$ l of the CpG DNA solution (3mg/ml). The solutions thus obtained were all clear and homogeneous.

**[0065]** Hereinafter the schizophyllan derivatives as synthesized in Example 2, 3, 4 and 6 are collectively called as chemically modified schizophyllan. Each chemically modified schizophyllan is expressed by such a notation as "R8 (0.3)-SPG" in which the numerical value within parentheses indicates the percentage of introduction of each functional group.

Example 9

Electrophoretical confirmation of formation of complex comprising CpG DNA and schizophyllan

**[0066]** As CpG DNA is negatively charged owing to the phosphoric acid groups, it migrates electrophoretically to the anode. Such migration occurs by passing through the network structure of the matrix gel, and therefore the formation of a complex of CpG DNA and schizophyllan reduces the mobility owing to increased molecular weight. Thus, with respect to the complexes of CpG DNA with schizophyllan or chemically modified schizophyllan prepared in the manners as described in Examples 1 and 8, the mobilities were evaluated by electrophoresis, in which the complexes were rendered to migrate on 2% agarose gel in MOPS buffer (20mM MOPS (pH 7.0), 5mM sodium acetate, 1mM EDTA, 3% dimethyl sulfoxide) for one hour at a voltage of 2v/cm. The gel was stained with Gel Ster Nucleic Acids Stain (BMA) and visualized on a transilluminator.

**[0067]** FIG.4 shows an example of the results of the electrophoresis, from which it is seen that, when schizophyllan or chemically modified-schizophyllan was present, the mobilities decreased, thereby confirming the formation of the complexes.

Example 10

Enhanced production of IL-12 cytokine from mouse-derived intraperitoneal macrophage, stimulated with a complex of CpG DNA and schizophyllan or chemically modified schizophyllan

**[0068]** The isolation of the mouse-derived intraperitoneal macrophage was carried out in the ordinary manner as described in the literature reference. Thus, a female Balb/c mouse 8 weeks of age was sacrificed by bleeding from the carotid artery. Following sterilization with 70% ethanol, the abdominal skin was cleaved to expose the peritoneum. Cold PBS (phosphate buffered saline) 5ml was injected into the peritoneum, followed by sufficient massage to harvest the fluid. Centrifugation was performed at 1,000 rpm for ten minutes at 4°C using a polypropylene tube. After removal of the supernatant, the resultant was suspended in RPMI1640 medium containing 10% fetal bovine serum ("New Biochemical Experiments 12: Molecular Immunology I, Immunocytes-Cytokines" edited by Biochemical Society of Japan, published by Tokyo Kagakudojin (1989)).

**[0069]** The thus obtained macrophage cells  $2 \times 10^5$ , having been suspended in 100 $\mu$ l of the PPMI1640 medium containing 10% fetal bovine serum, were seeded into a 96-well plate and cultured under 5% CO<sub>2</sub> at 37°C for two hours, so as to render the cells adhered to the plate. To the resultant were added CpG DNA and the complex of CpG DNA and schizophyllan or chemically modified schizophyllan as prepared in Examples 1 and 8, which had been subjected to ultrafiltration (exclusion limit: 3000) to remove the DMSO and readjusted with respect to the concentration. Culturing was conducted at 37°C under 5% CO<sub>2</sub> for 24 hours, followed by the recovery of the culture supernatant.

**[0070]** The whole quantity of mouse-derived IL-12 contained in each culture supernatant was measured by utilizing Mouse Interleukin-12 Total ELISA (available from ENDOGEN), in which the measurement was carried out in accordance with the protocol attached. The results are shown in FIG.5. As shown in FIG.5, the total quantity of IL-12 contained in the culture supernatant was higher in the case where there was administered a complex of CpG DNA and schizophyllan or chemically modified schizophyllan, an immunostimulating agent of the present invention, as compared with the case

of the administration of CpG DNA alone. It was thus evidenced from the results that the administration of the immunostimulating agent of the present invention enhances the production of cytokine (IL-12) from the macrophage.

#### Comparative Example 1

##### Production of IL-12 cytokine from mouse-derived intraperitoneal macrophage, with a complex of non-CpG DNA (oligonucleotide not containing CpG motif) and schizophyllan or chemically modified schizophyllan

**[0071]** The production of IL-12 cytokine from mouse-derived intraperitoneal macrophage was evaluated in the same manner as in Example 10, by using a sequence of ATG AGC TTC CTG ATG CT, which has phosphorothioate bonds and does not contain any sequence of cytosine-guanine dinucleotide (CpG) (i.e., is not immunostimulating), with the 3' terminus thereof being linked with forty dA's (hereinafter designated as non-CpG DNA: SEQ ID No.2), in place of CpG DNA as used in Example 10. The results are shown in FIG.6 (Y. Aramaki, et. al., Biol. Pharm. Bull., 25(3), 351-355 (2002)).

**[0072]** As shown in FIG.6, there are observed no enhancing effects on the whole quantity of mouse IL-12 contained in the culture supernatant, even when administered with a complex of non-CpG DNA and schizophyllan or chemically modified schizophyllan, as well as with non-CpG DNA alone. The quantities are substantially the same level as that in the case of use of the culture medium alone without administration of such agents. It is thus evidenced from the results that the complexes composed of an oligonucleotide which is not immunostimulating (non-CpG DNA in the subject Example) will not be effective in immunostimulation (will not produce IL-12, a cytokine).

#### Example 11

##### Enhanced production of IL-12 cytokine from mouse-derived macrophage-like cell line J774.A1, stimulated with a complex of CpG DNA and schizophyllan or chemically modified schizophyllan

**[0073]** In the same manner as described in Example 10, the production of IL-12 cytokine was evaluated by using mouse-derived macrophage-like cell line J774.A1 (available from ATCC), which has been reported to enhance the production of IL-12 when treated with an immunostimulating substance, in place of mouse-derived intraperitoneal macrophage as used in Example 10. The results are shown in FIG.7 (E. R. Kandimalla, et al., Bioconjugate Chem., 13(5), 966-974 (2002)).

**[0074]** As shown in FIG.7, the whole quantity of IL-12 contained in the culture supernatant is higher in the case where there is administered a complex of CpG DNA and schizophyllan or chemically modified schizophyllan, an immunostimulating agent of the present invention, as compared with the case of the administration of CpG DNA alone. It is thus evidenced from the results that the administration of the immunostimulating agent of the present invention enhances the production of cytokine (IL-12) from the macrophage, as well as from the mouse-derived intraperitoneal macrophage as shown in Example 10.

#### Example 12

##### Enhanced production of IL-6 and IL-12 cytokines from mouse-derived spleen cells, stimulated with a complex of CpG DNA and schizophyllan or chemically modified schizophyllan

**[0075]** In the same manner as described in Example 10, the production of IL-6 and IL-12 cytokines was evaluated by using mouse-derived spleen cells (spleen lymphocytes), which have been reported to enhance the production of IL-6 and IL-12 when treated with an immunostimulating substance, in place of mouse-derived intraperitoneal macrophage as used Example 10.

**[0076]** The isolation of the mouse-derived spleen cells was carried out in the ordinary manner as described in the literature reference. Thus, a female Balb/c mouse 8 weeks of age was sacrificed by cervical dislocation. Following sterilization with 70% ethanol, the abdominal skin was cleaved to expose the peritoneum. The spleen was excised from the peritoneum. The spleen was loosened with a net (200 mesh) and tweezers in PBS, and then the cell cluster was filtered through the net. The cell suspension was subjected to centrifugation at 1,000 rpm for ten minutes at 4°C, using a polypropylene tube. After removal of the supernatant, the resultant was suspended in RPMI1640 medium containing 10% fetal bovine serum ("New Biochemical Experiments 12: Molecular Immunology I, Immunocytes-Cytokines" edited by Biochemical Society of Japan, published by Tokyo Kagakudojin (1989)).

**[0077]** The thus obtained mouse-derived spleen cells  $2.5 \times 10^5$ , having been suspended in 100 $\mu$ l of the RPMI1640 medium containing 10% fetal bovine serum, were seeded into a 96-well plate. To the resultant were added CpG DNA and the complex of CpG DNA and schizophyllan or chemically modified schizophyllan as prepared in Examples 1 and 8, which had been subjected to ultrafiltration (extrusion limit 3000) to remove the DMSO and readjusted with respect to

the concentration. Culturing was conducted at 37°C under 5% CO<sub>2</sub> for 24 hours, followed by the recovery of the culture supernatant.

5 [0078] The whole quantities of mouse-derived IL-6 and IL-12 contained in each culture supernatant were measured by utilizing Mouse Interleukin-6 Total ELISA and Mouse Interleukin-12 Total ELISA (available from ENDOGEN), in which the measurement was carried out in accordance with the protocol attached. The results are shown in FIG.8 and FIG.9. As shown in FIG.8 and FIG.9, the whole quantities of IL-6 and IL-12 contained in the culture supernatant were higher in the case where there was administered a complex of CpG DNA and schizophyllan or chemically modified schizophyllan, an immunostimulating agent of the present invention, as compared with the case of the administration of CpG DNA alone. It was thus evidenced from the results that the administration of the immunostimulating agent of the present invention enhances the production of cytokines (IL-6 and IL-12) from the spleen cells (lymphocytes) (E.R. Kandimalla, et al., Bioconjugate Chem., 13(5), 966-974 (2002)).

#### Comparative Example 2

15 Production of IL-6 and IL-12 cytokines from mouse-derived spleen cells, with a complex of non-CpG DNA and schizophyllan or chemically modified schizophyllan

20 [0079] The production of IL-6 and IL-12 cytokines from mouse-derived spleen cells was evaluated in the same manner as in Example 12, by using non-CpG DNA in place of CpG DNA as used in Example 12. The results are shown in FIG. 10 and FIG. 11.

25 [0080] As shown in FIG.10 and FIG.11 there were observed no enhancing effects on the whole quantity of mouse IL-6 and IL-12 contained in the culture supernatant, even when administered with a complex of non-CpG DNA and schizophyllan or chemically modified schizophyllan, as well as with non-CpG DNA alone. The quantities of IL-6 and IL-12 were substantially the same level as that in the case of use of the culture medium alone without administration of such agents. It was thus evidenced from the results that the complexes composed of an oligonucleotide which is not immunostimulating (non-CpG DNA in the subject Example) are not effective in immunostimulation.

#### Example 13

30 Preparation of immunostimulating agent comprising a complex of  $\beta$ -1,3-glucan (schizophyllan) or chemically modified schizophyllan and phosphodiester-bonded CpG DNA (CpG DNA (PO))

35 [0081] Each of schizophyllan and chemically modified schizophyllan was dissolved in DMSO to form a single-stranded structure and the concentration was adjusted to be 30mg/ml. To 1 $\mu$ l of the thus obtained solution were added 3 $\mu$ l of pure water, 1 $\mu$ l of 10mM Tris-buffer (pH 7.8) and 5 $\mu$ l of CpG DNA (PO) solution (3mg/ml), in place of CpG DNA solution as described in Example 1. The solutions thus obtained were all clear and homogeneous.

40 [0082] The CpG motif-containing oligonucleotide (a solid phase-synthesized product) contained one sequence of cytosine-guanine (CpG), in which the total sequence was phosphodiester-bonded TCC ATG ACG TTC CTG ATG CT, with the 3'-terminus thereof being linked with forty dA's (CpG DNA (PO): SEQ ID No.5).

#### Example 14

45 Enhanced production of IL-6 and IL-12 cytokines from mouse-derived spleen cells, stimulated with a complex of CpG DNA (PO) and schizophyllan or chemically modified schizophyllan

[0083] In the same manner as described in Example 12, the production of IL-6 and IL-12 from mouse-derived spleen cells was evaluated with CpG DNA (PO) complex as prepared in Example 13 in place of CpG DNA complex as used in Example 12. The results are shown in FIG.12 and FIG. 13.

50 [0084] As shown in FIG.12 and FIG.13, the whole quantities of IL-6 and IL-12 contained in the culture supernatant were higher in the case where there was administered a complex of CpG DNA (PO) and schizophyllan or chemically modified schizophyllan, an immunostimulating agent of the present invention, as compared with the case of the administration of CpG DNA (PO) alone. It was thus evidenced that the administration of the immunostimulating agent comprising CpG DNA (PO) / schizophyllan complex or CpG DNA (PO) / chemically modified complex enhances the production of cytokines (IL-6 and IL-12) from the mouse-derived spleen cells.

Comparative Example 3

Production of IL-6 and IL-12 cytokines from mouse-derived spleen cells, with a complex of non-CpG DNA (PO) and schizophyllan or chemically modified schizophyllan

5 [0085] In the same manner as described in Example 14, the production of IL-6 and IL-12 cytokines from the mouse-derived spleen cells was evaluated by using an oligonucleotide not containing any sequence of cytosine-guanine dinucleotide (CpG), in which the total sequence was phosphodiester-bonded TCC ATG AGC TTC CTG ATG CT with the 3'-terminus thereof being linked with forty dA's (hereinafter designated as non-CpG DNA (PO): SEQ ID No.6), in place of CpG DNA (PO) as used in Example 14. The results are shown in FIG. 14 and FIG.15.

10 [0086] As shown in FIG. 14 and FIG.15, there was observed no enhancing effect on the whole quantity of mouse IL-6 and IL-12 contained in the culture supernatant even when administered with a complex of non-CpG DNA (PO) and schizophyllan or chemically modified schizophyllan, as well as with non-CpG DNA (PO) alone. The quantities were substantially the same level as that in the case of use of the culture medium alone without administration of such agents. 15 It was thus evidenced from the results that the complexes composed of an oligonucleotide which is not immunostimulating (non-CpG DNA (PO)) is not effective in immunostimulation (i.e. does not produce IL-6 and IL-12 cytokines).

Comparative Example 4

20 Production of IL-4 cytokine from mouse-derived spleen cells with CpG DNA, CpG DNA (PO), non-CpG DNA or non-CpG DNA (PO) complexed with schizophyllan or chemically modified schizophyllan

[0087] In the same manner as described in Example 12 and Example 14, the production of IL-4 from the mouse-derived spleen cells is evaluated with the agents. The results are shown in FIG.16 through FIG.19.

25 [0088] As shown in FIG.16 through FIG.19, there are observed no significantly enhancing effects on the whole quantity of mouse IL-4 contained in the culture supernatant, even when administered with CpG DNA, CpG DNA (PO), non-CpG DNA or non-CpG DNA (PO) complexed with schizophyllan or chemically modified schizophyllan, as well as with CpG DNA, CpG DNA(PO), non-CpG DNA or non-CpG DNA (PO) alone. The quantities are almost the same level as that in the case of use of the culture medium alone without administration of such agents. It has been reported that while CpG motif which is immunoactive will induce the production of cytokines due to cellular immunity (type-I immunity) such as IL-2, IL-12, TNF- $\alpha$ , IFN- $\gamma$  and so on, it will suppress cytokines due to humoral immunity (type-II immunity) such as IL-4, IL-5, IL-10, IL-13 and so on. The above-mentioned results support that the administration of an immunostimulating agent of the present invention enhances immunity owing to such immunostimulating effect of the CpG motif.

35 Industrial Utility

[0089] The present invention provides a new type of immunostimulating agent comprising, as carrier (transfection agent), a polysaccharide such as  $\beta$ -1,3-glucan, the safety of which has been established. The immunostimulating agent of the present invention is safe and exhibits an excellent efficacy in immunological enhancement, and therefore has prospective applications in such area as immunotherapy and gene therapy.

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Mitsui Sugar Co., Ltd

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35 <220>  
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55 <210> 6  
<211> 60  
<212> DNA  
<213> Artificial Sequence

&lt;220&gt;

&lt;223&gt; Solid phase synthesized nucleotide

&lt;400&gt; 6

5 tccatgagct tctctgatgct aaaaaaaaaa aaaaaaaaaa aaaaaaaaaa aaaaaaaaaa 60

## Claims

- 10 1. An immunostimulating agent which comprises a complex of an immunostimulating oligonucleotide and a polysaccharide having  $\beta$ -1,3-bonds. 2. The immunostimulating agent of claim 1, wherein the immunostimulating oligonucleotide contains an unmethylated CpG motif, wherein the phosphoric acid backbone of the oligonucleotide is phosphorothioate-modified or phosphorodithioate-modified, wherein the polysaccharide having  $\beta$ -1,3-bonds is  $\beta$ -1,3-glucan or  $\beta$ -1,3-xylan, and wherein the complex of the oligonucleotide and the polysaccharide is of a triple helix structure formed through hydrogen bonds and hydrophobic interactions.
- 15 2. The immunostimulating agent of claim 1, wherein the  $\beta$ -1,3-glucan is selected from among schizophyllan, curdlan, lentinan, pachyman, grifolan, laminaran and scleroglucan.
- 20 3. The immunostimulating agent of claim 1, wherein the polysaccharide is modified with nucleic acid-binding functional group and/or cell membrane-affinitive functional group, wherein said functional group is selected from a cationic functional group, a steroid-based functional group, a basic amino acid-based functional group and a peptide-based functional group.

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## Patentansprüche

- 30 1. Immunstimulierendes Mittel, das einen Komplex eines immunstimulierenden Oligonukleotids und eines Polysaccharids mit  $\beta$ -1,3-Bindungen umfasst, wobei das immunstimulierende Oligonucleotid ein nicht methyliertes CpG-Motiv enthält, wobei das Phosphorsäure-Rückgrat des Oligonukleotids durch Phosphorthioat oder Phosphordithioat modifiziert ist, wobei das  $\beta$ -1,3-Bindungen aufweisende Polysaccharid  $\beta$ -1,3-Glucan oder  $\beta$ -1,3-Xylan ist, und wobei der Komplex des Oligonukleotids und des Polysaccharids aus einer Triple-Helix-Struktur besteht, die durch Wasserstoffbindungen und hydrophobe Wechselwirkungen gebildet wird.
- 35 2. Immunstimulierendes Mittel nach Anspruch 1, wobei das  $\beta$ -1,3-Glucan ausgewählt ist aus Schizophyllan, Curdlan, Lentinan, Pachyman, Grifolan, Laminaran und Scleroglucan.
- 40 3. Immunstimulierendes Mittel nach Anspruch 1, wobei das Polysaccharid mit einer Nukleinsäure bindenden funktionellen Gruppe und/oder einer funktionellen Gruppe mit Affinität für die Zellmembran modifiziert ist, wobei die funktionelle Gruppe ausgewählt ist aus einer kationischen funktionellen Gruppe, einer auf Steroiden basierenden funktionellen Gruppe, einer auf basischen Aminosäuren basierenden Gruppe und einer auf Peptiden basierenden funktionellen Gruppe.

## Revendications

- 45 1. Agent immunostimulant comprenant un complexe composé d'un oligonucléotide immunostimulant et un polysaccharide ayant des liaisons  $\beta$ -1,3, dans lequel l'oligonucléotide immunostimulant contient un motif CpG non méthylé, le squelette de l'acide phosphorique de l'oligonucléotide étant modifié par un phosphorothioate ou un phosphorodithioate, le polysaccharide ayant les liaisons  $\beta$ -1,3 est le  $\beta$ -1,3-glucane ou le  $\beta$ -1,3-xylane, le complexe de l'oligonucléotide et du polysaccharide étant constitué par une structure à triple hélice formée par des liaisons hydrogène et des interactions hydrophobes.
- 50 2. Agent Immunostimulant selon la revendication 1, dans lequel le  $\beta$ -1,3-glucane est sélectionné parmi le schizophyllane, le curdlane, le lentinane, le pachymane, le grifolane, le laminarane et le scléroglycane.
- 55 3. Agent immunostimulant selon la revendication 1, dans lequel le polysaccharide est modifié avec un groupe fonctionnel se liant à un acide nucléique et/ou un groupe fonctionnel à affinité pour la membrane plasmique, ledit groupe

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fonctionnel étant sélectionné parmi un groupe fonctionnel cationique, un groupe fonctionnel à base de stéroïdes, un groupe fonctionnel à base d'amino-acides basiques et un groupe fonctionnel à base de peptides.

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FIG.1

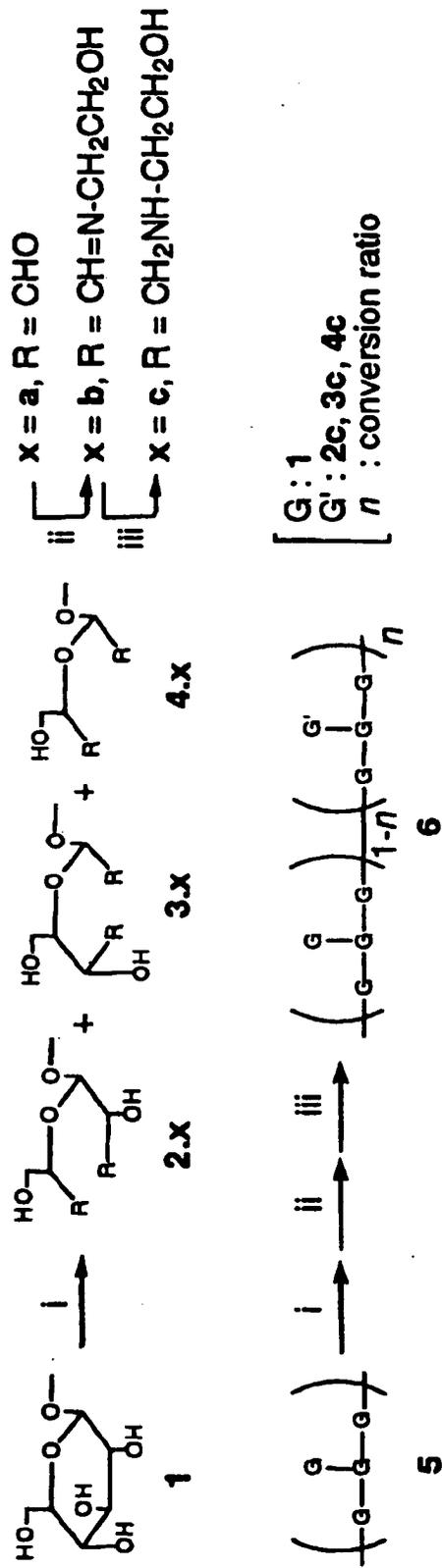


FIG.2

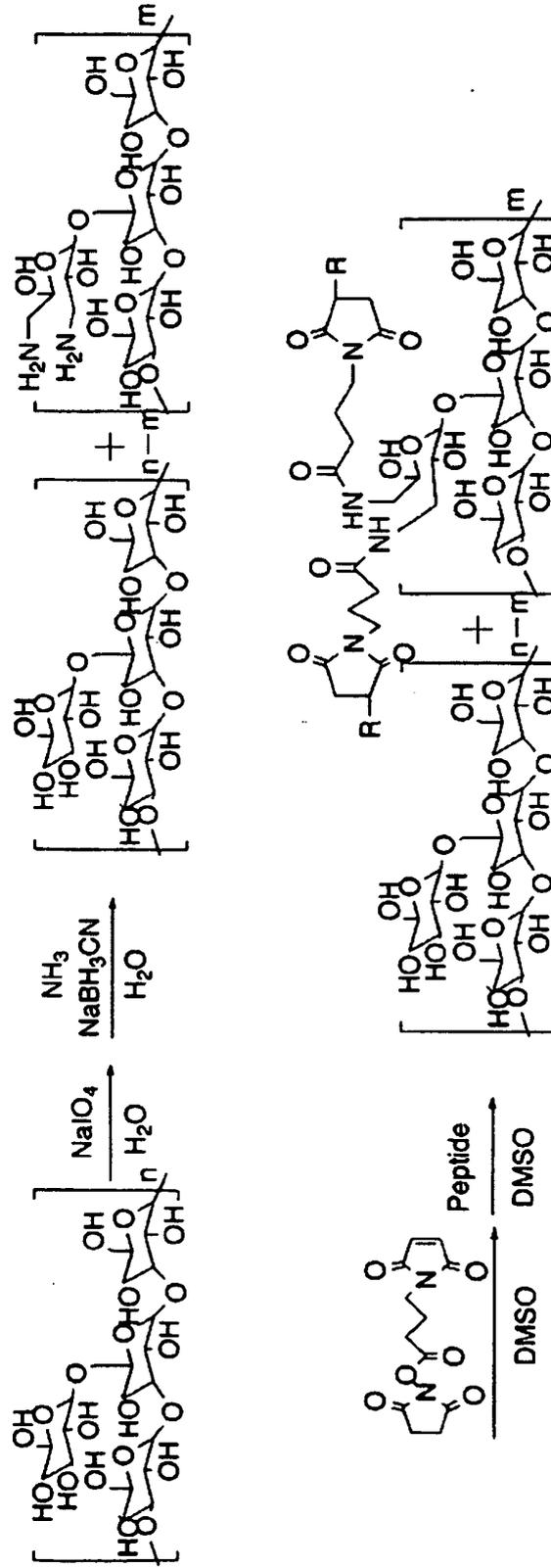
R8

$\text{NH}_2\text{-Cys-Arg-Arg-Arg-Arg-Arg-Arg-Arg-Arg-COOH}$

RGD

$\text{NH}_2\text{-Cys-Arg-Gly-Asp-COOH}$

FIG.3



R8-SPG R = Cys-(Arg)<sub>8</sub>-OH

RGD-SPG R = Cys-Arg-Gly-Asp-OH

FIG.4

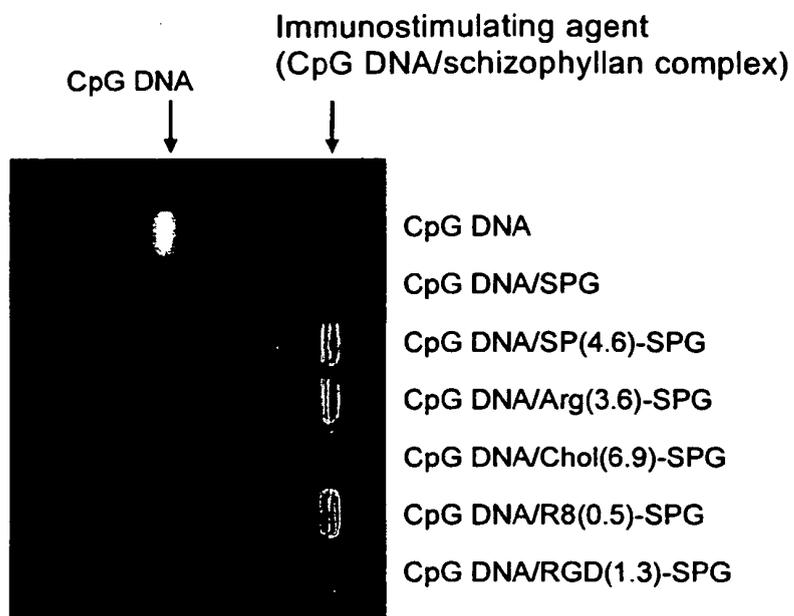


FIG.5

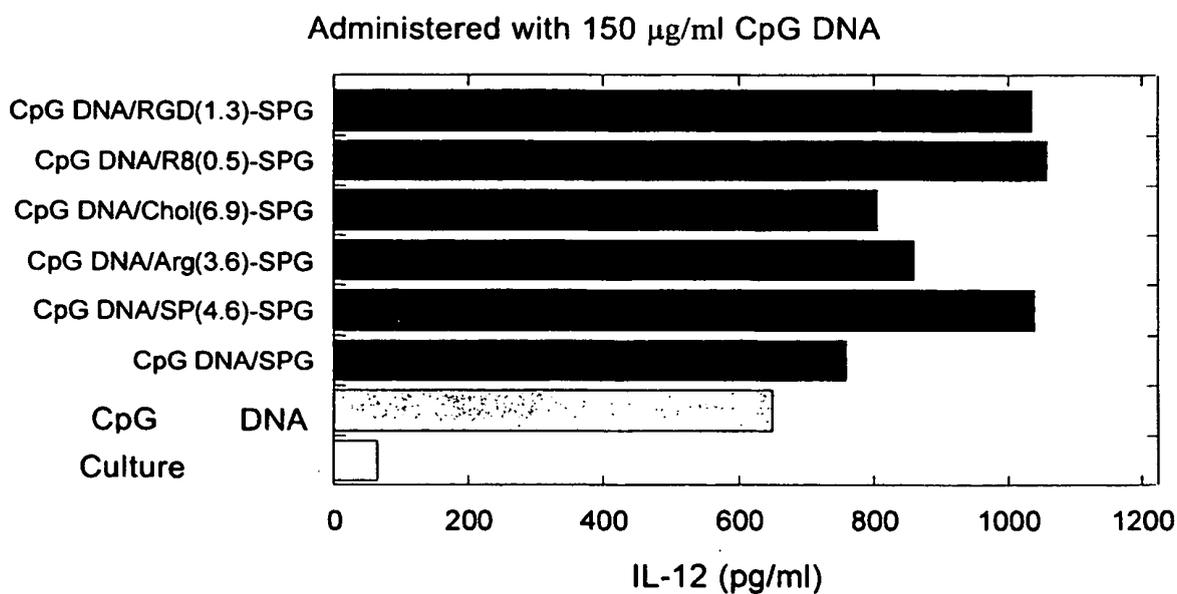


FIG.6

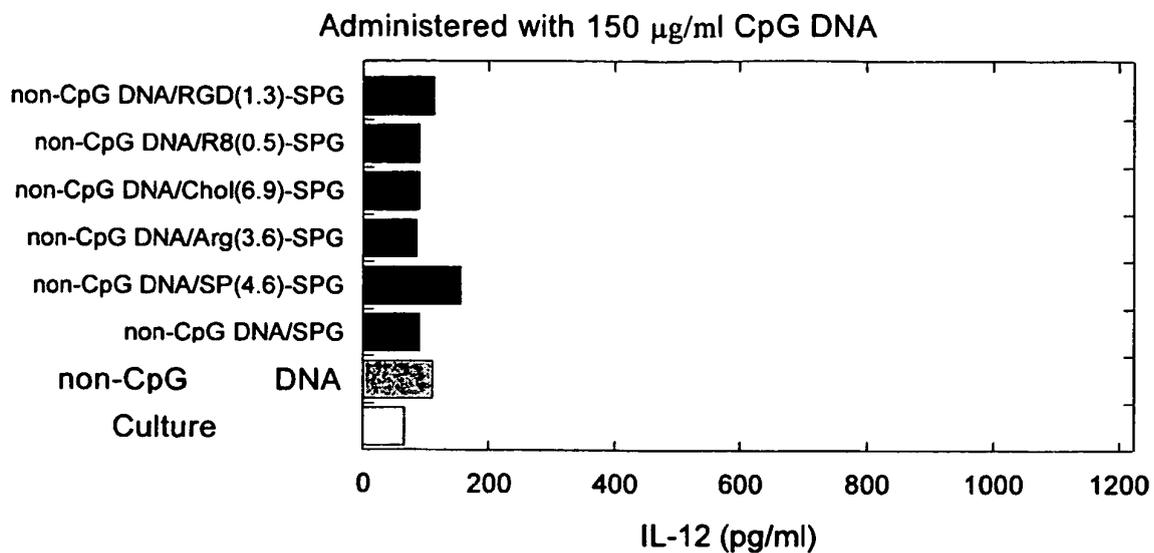


FIG.7

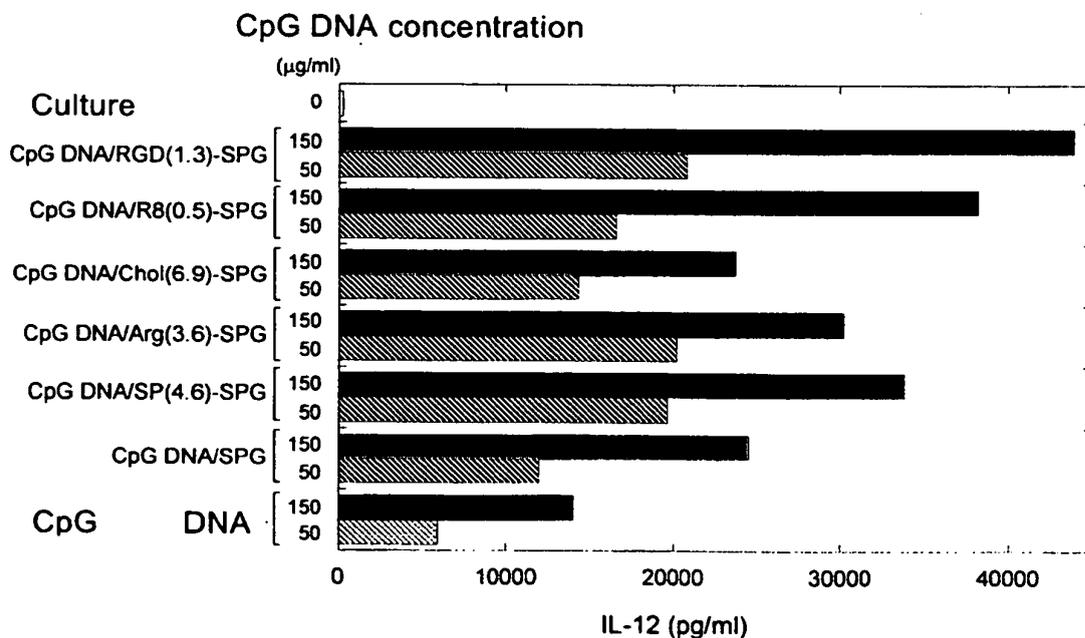


FIG.8

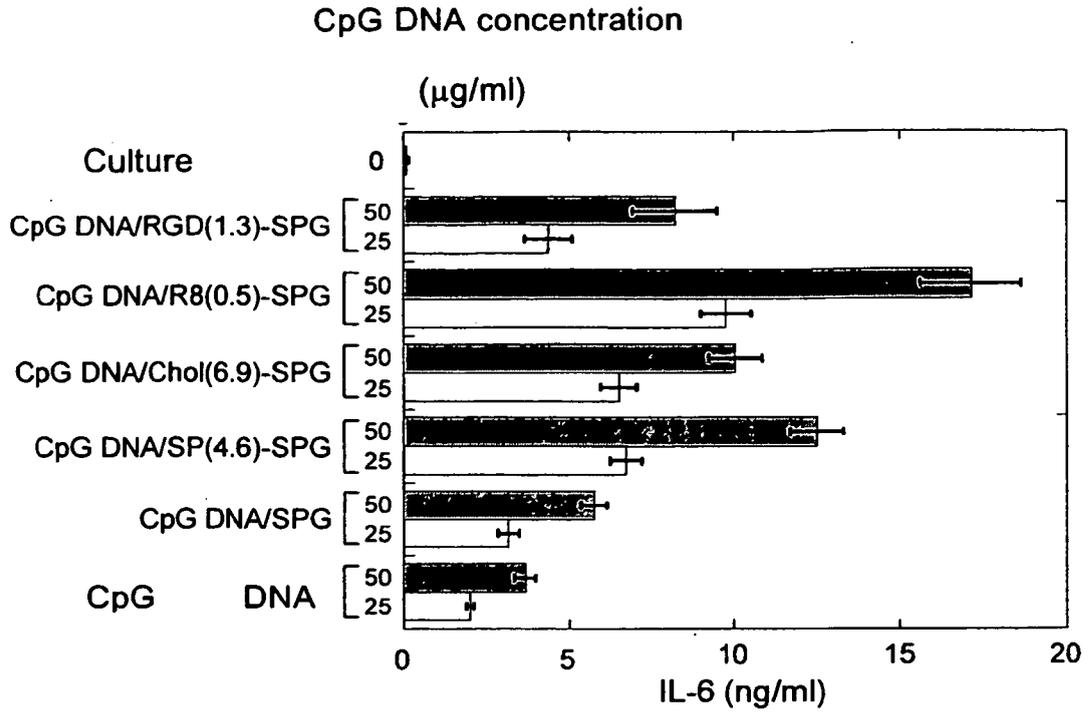


FIG.9

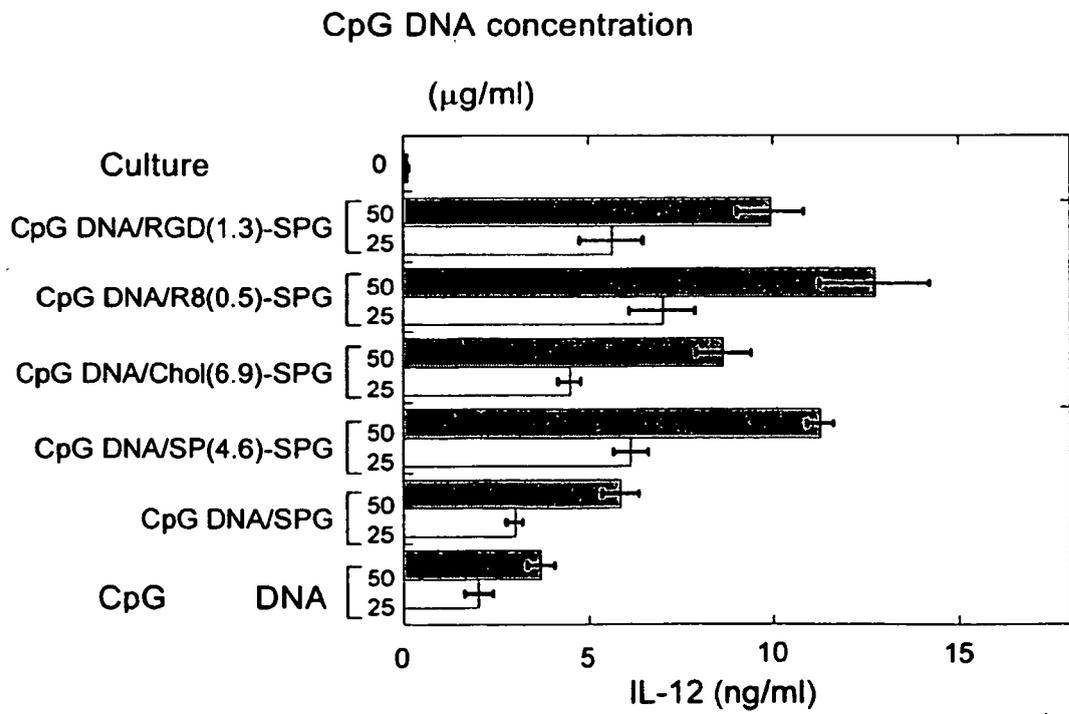


FIG.10

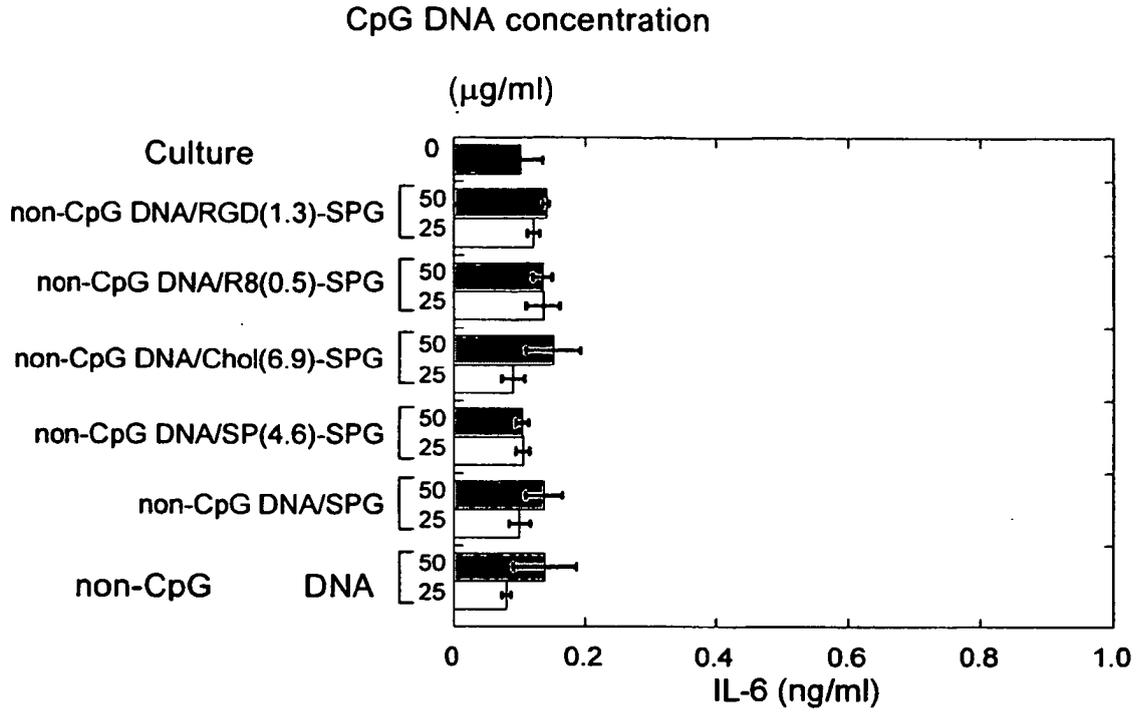


FIG.11

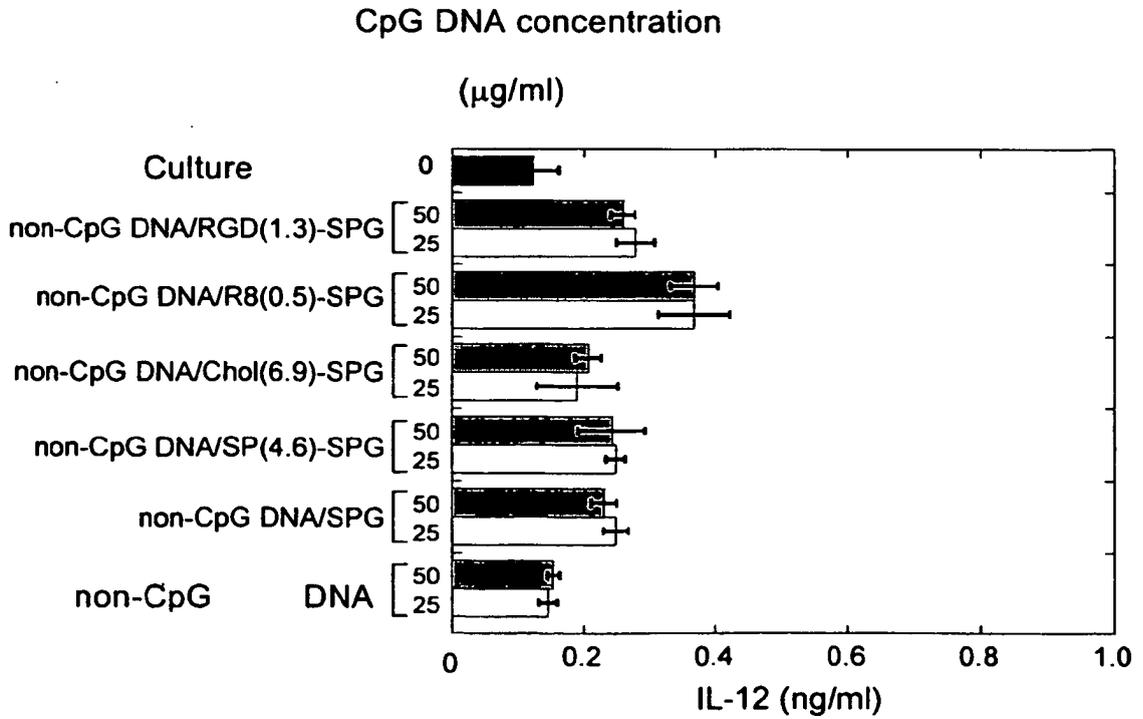


FIG. 12

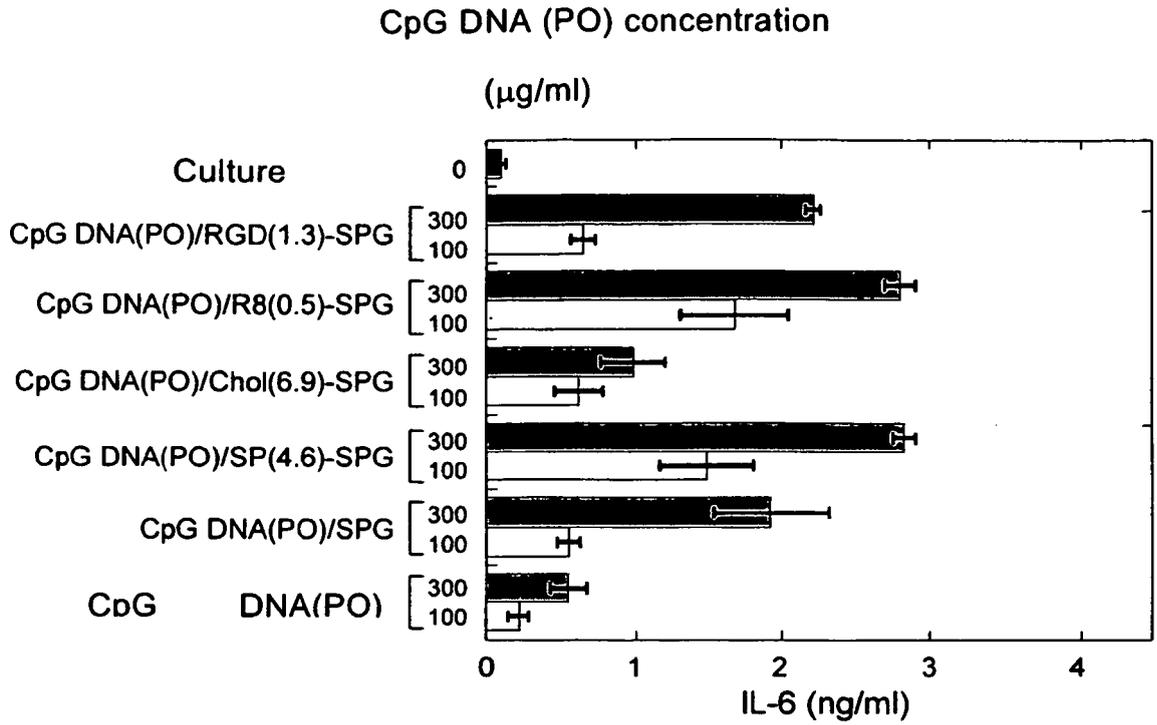


FIG. 13

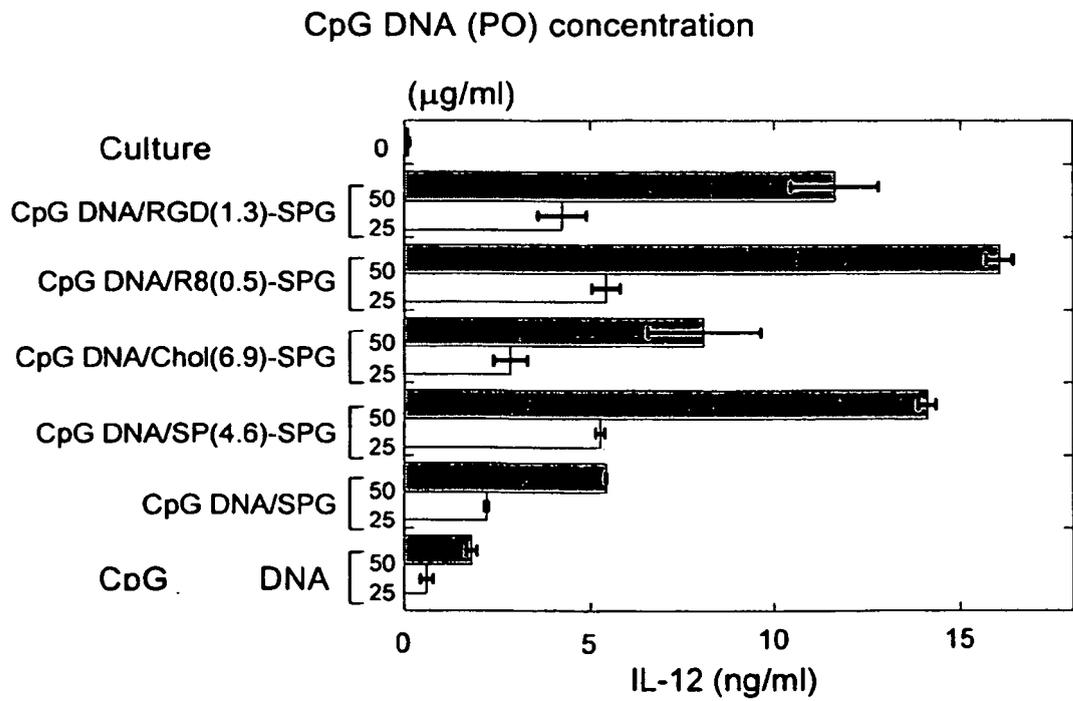


FIG. 14

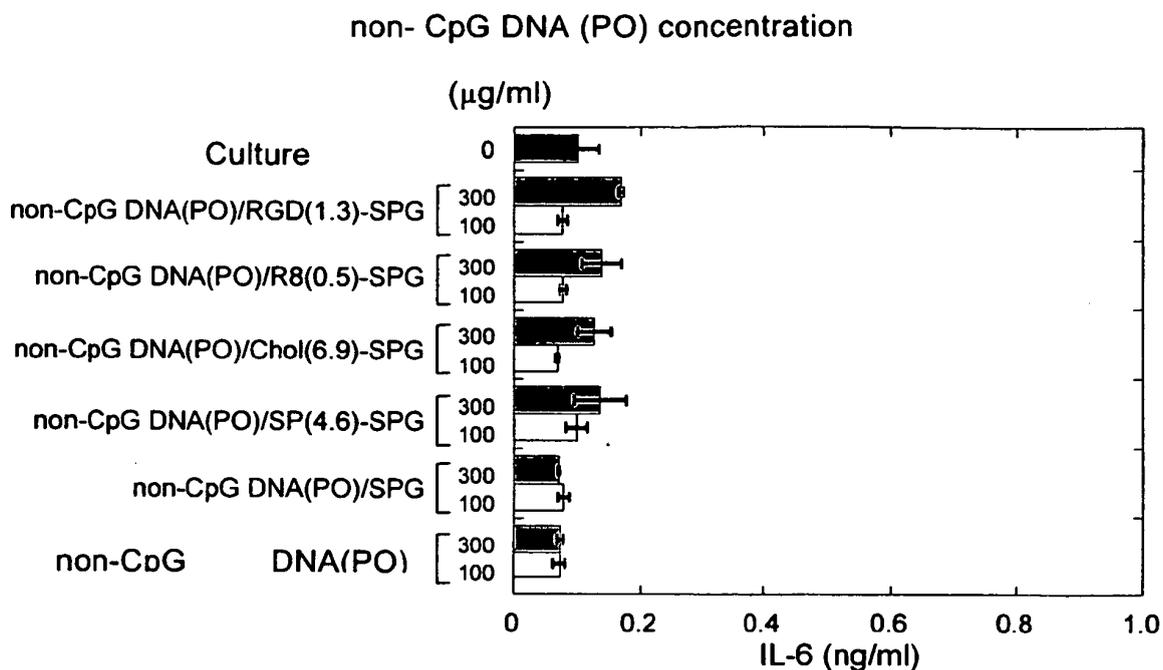


FIG. 15

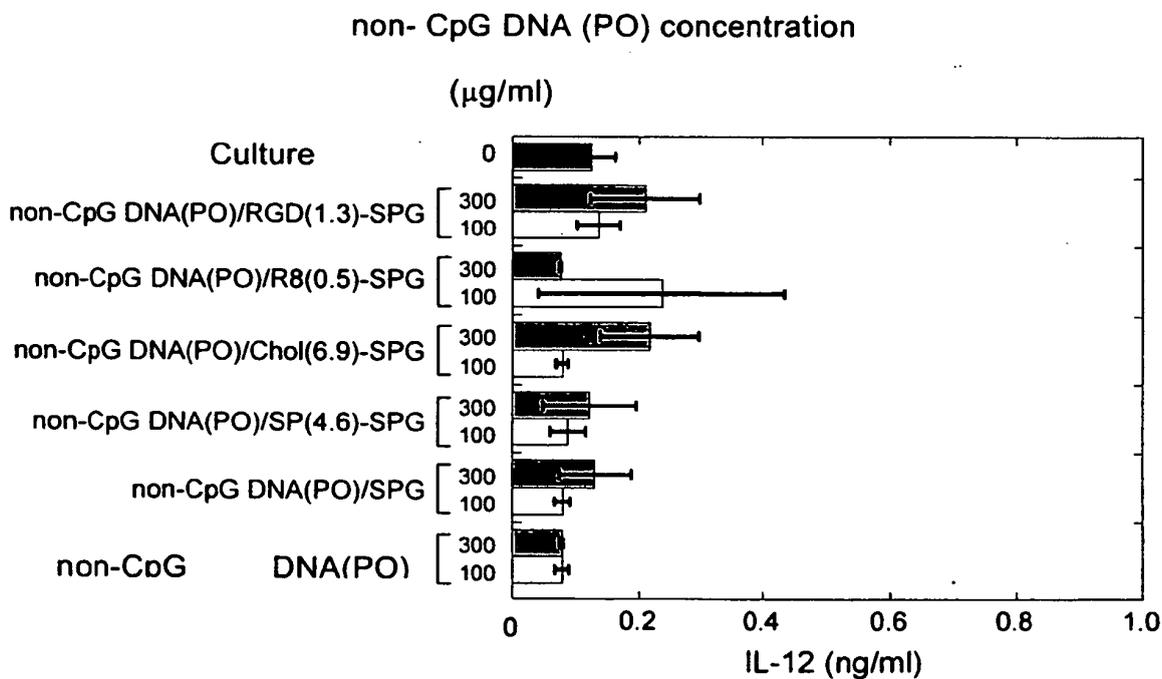


FIG.16

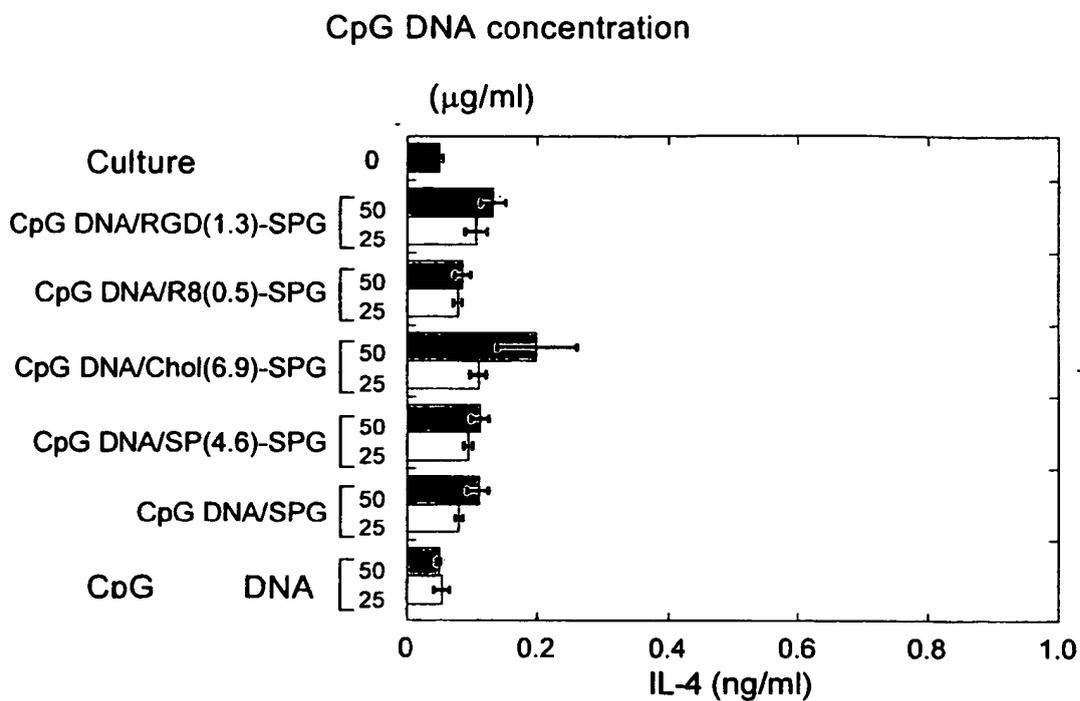


FIG.17

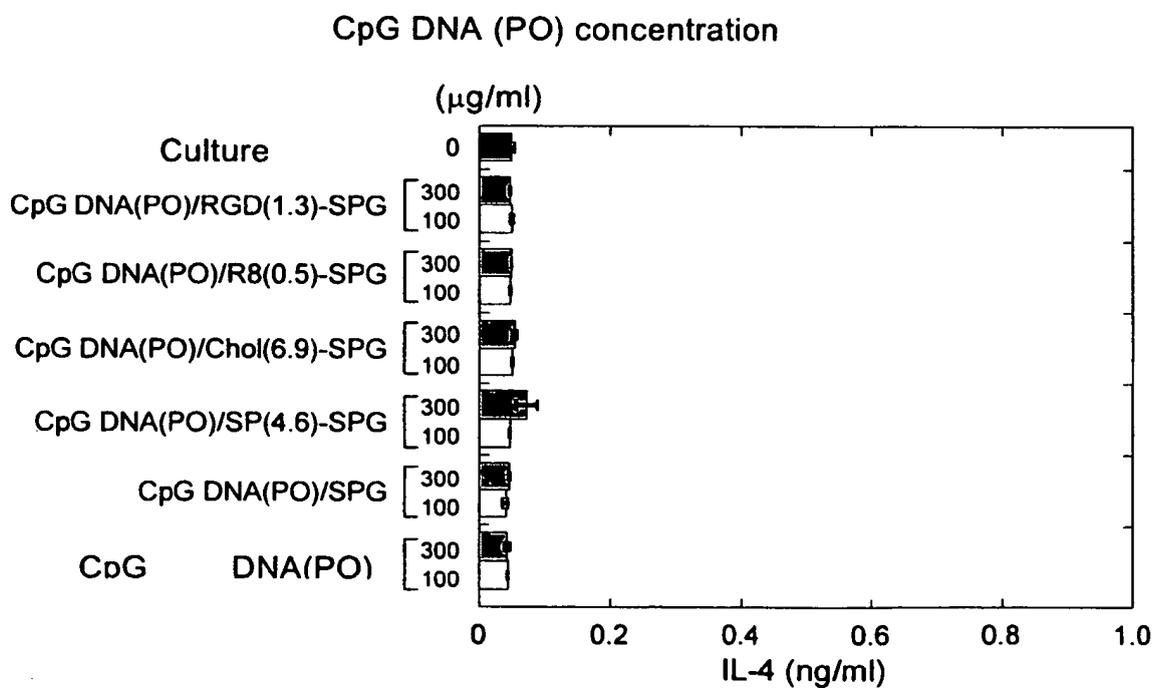


FIG.18

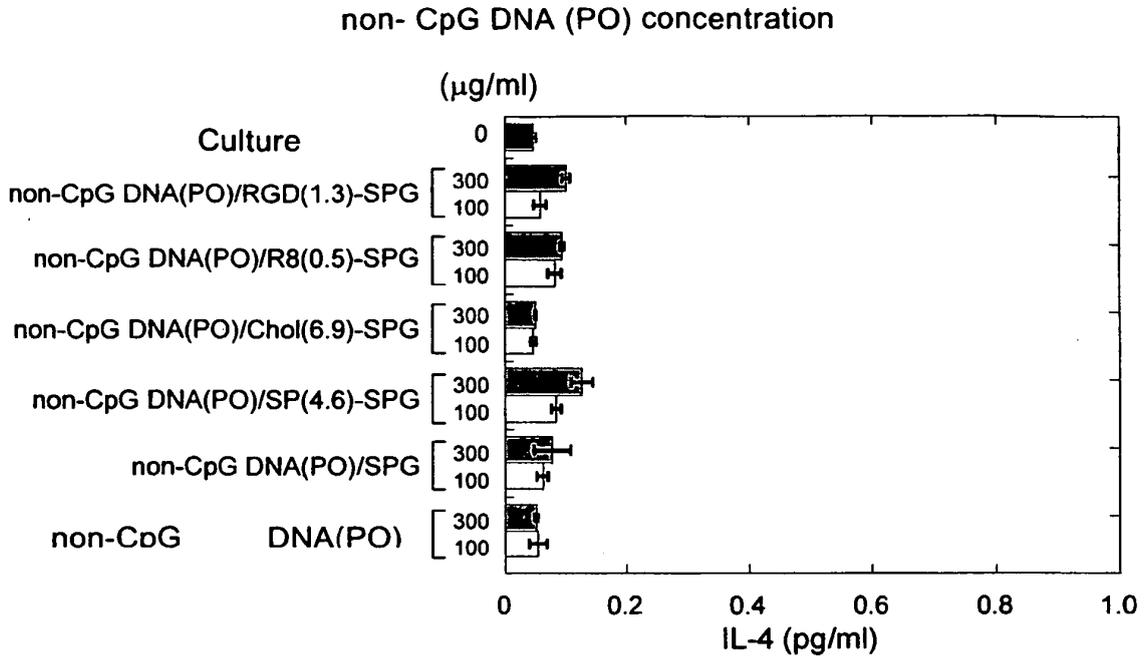
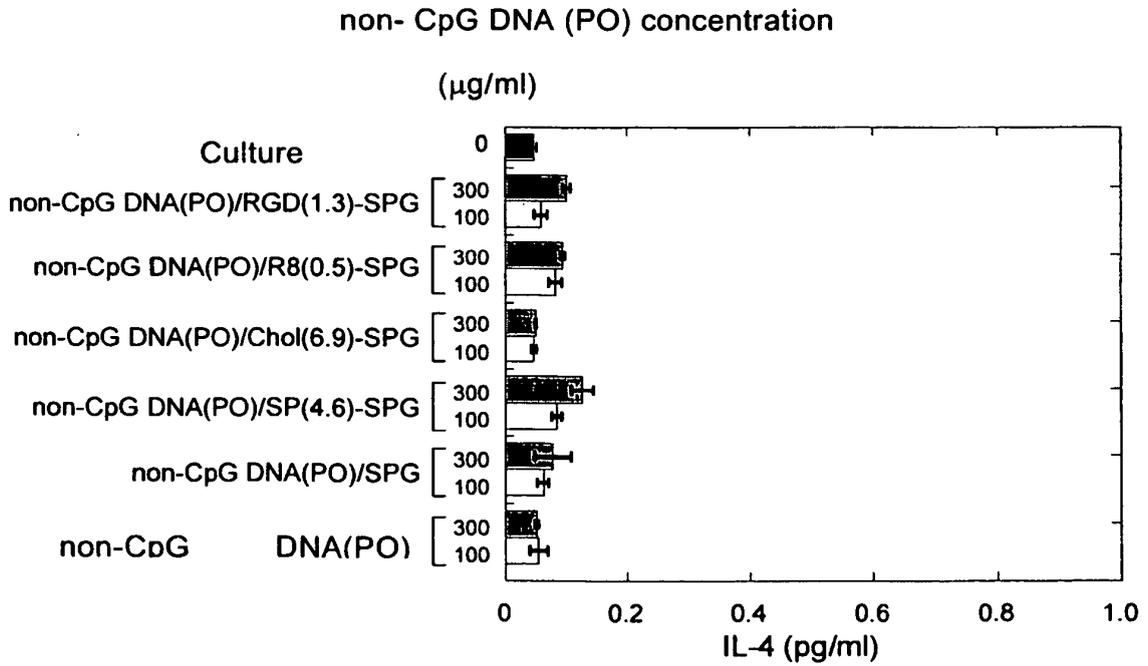


FIG.19



## REFERENCES CITED IN THE DESCRIPTION

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## Patent documents cited in the description

- JP 2001503254 A [0005]
- JP 8500738 A [0007]
- JP 2002512599 A [0007]
- JP 2003051028 A [0007]
- JP 2003510290 A [0007]
- JP 10506265 A [0009]
- JP 2001503267 A [0009]
- JP 2001513776 A [0009]
- JP 9285291 A [0010]
- JP 2000509976 A [0011]
- JP 2002517156 A [0012]
- JP 2002526425 A [0012]
- US 9514800 W [0020]
- JP 0007875 W [0021]
- JP 2002228 W [0021] [0031] [0041]
- EP 04732786 A [0090] [0091]
- JP 2004006793 W [0090] [0091]
- JP 2003136876 A [0090] [0091]

## Non-patent literature cited in the description

- **Tokunaga, T. et al.** *J. Natl. Cancer Inst.*, 1984, vol. 72, 955 [0002]
- **Tokunaga, T. et al.** *J. Natl. Cancer Res.*, 1988, vol. 79, 682 [0002]
- **Krieg, A. et al.** *Nature*, 1995, vol. 374, 576 [0003]
- **Iho, S. ; Yamato, S.** *Annual Review Immunity*, 2002, 137-146 [0006]
- **Mulligan.** *Science*, 1993, vol. 260, 926-932 [0014]
- **Miller.** *Nature*, 1992, vol. 357, 455-460 [0014]
- **Crystal.** *Science*, 1995, vol. 270, 404-410 [0014]
- **Tomlinson ; Rolland.** *J. Contr. Rel.*, 1996, vol. 39, 357-372 [0015]
- **Boussif et al.** *Gene Therapy*, 1996, vol. 3, 1074-1080 [0016]
- The Pharmaceutical Additives Dictionary. Yakujiniposha [0018]
- **Theresa M. McIntire ; David A. Brant.** *J. Am. Chem. Soc.*, 1998, vol. 120, 6909 [0019]
- **Shimizu et al.** *Biotherapy*, 1990, vol. 4, 1390 [0019]
- **Hasegawa.** *Oncology and Chemotherapy*, 1992, vol. 8, 225 [0019]
- **Sakurai, K. et al.** *J. Am. Chem. Soc.*, 2000, vol. 122, 4520 [0021]
- **Sakurai, K. et al.** *Chem. Lett.*, 2000, 1242 [0021]
- **Gregory G. Martin et al.** *Am. Chem. Soc. Polymer Prep.*, 1997, vol. 38 (1), 253-254 [0044]
- **K. Tabata.** *Carbohydr. Res*, 1981, vol. 89, 121-135 [0044]
- **Y. Aramaki.** *Biol. Pharm. Bull.*, 2002, vol. 25 (3), 351-355 [0045] [0071]
- **M. Numata et al.** *Bioorg. Chem.*, 2003, vol. 31, 163-171 [0051]
- **Tsutomu Ishii ; Ritsuko Iguchi ; Erwin Snip ; Masato Ikeda ; Seiji Shinkai.** *Langmuir*, 2001, vol. 17, 5825-5833 [0053]
- **T. Matsumoto et al.** *Biochim. Biophys. Acta*, 2004, vol. 1670, 91-104 [0063]
- New Biochemical Experiments 12: Molecular Immunology I, Immunocytes-Cytokines. Tokyo Kagaku-dojo, 1989 [0068]
- **E. R. Kandimalla et al.** *Bioconjugate Chem.*, 2002, vol. 13 (5), 966-974 [0073]
- New Biochemical Experiments 12: Molecular Immunology I, Immunocytes-Cytokines. Tokyo Kagaku-dojo, 1989 [0076]
- **E.R. Kandimalla et al.** *Bioconjugate Chem.*, 2002, vol. 13 (5), 966-974 [0078]