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(62) Document number(s) of the earlier application(s) in accordance with Art. 76 EPC:  
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(54) **Diabetes-associated markers and methods of use thereof**

(57) Disclosed are methods of identifying subjects with Diabetes or a pre-diabetic condition, methods of identifying subjects at risk for developing Diabetes or a pre-diabetic condition, methods of differentially diagnosing diseases associated with Diabetes or a pre-diabetic condition from other diseases or within sub-classifications of Diabetes, methods of evaluating the risk of progression to Diabetes or a pre-diabetic condition in patients, methods of evaluating the effectiveness of treatments in subjects with Diabetes or a pre-diabetic condition, and methods of selecting therapies for treating Diabetes or a pre-diabetic condition, using biomarkers.

FIG. 1

Official Symbol	Key Markers to Prediction	KEGG Pathway Data (n/a no info ava)	01430 Cell Communication	03320 PPAR signalling pathway	04010 MAPK signalling pathway	04060 Cytokine-cytokine receptor interaction	04090 Neuroactive ligand-receptor interaction	04110 Cell cycle	04140 Regulation of autophagy	04160 mTOR signalling pathway	04210 Apoptosis	04350 TGF-beta signalling pathway	04360 Axon guidance	04370 VEGF signalling pathway	04510 Focal adhesion	04512 ECM-receptor interaction	04514 Cell adhesion molecules (CAMs)	04530 Tight Junction	04540 Gap Junction
LEP																			
CRP																			
IL6R																			
TNFRSF1A																			
IL6																			
IFN																			
IL18																			
AHSG																			
FGA																			
AGER																			
DPP4																			
IGFBP3																			
TGFB1																			
ICAM1																			
c-peptide																			
AKT1																			
RETN																			

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EUROPEAN SEARCH REPORT

Application Number  
EP 09 01 0506

DOCUMENTS CONSIDERED TO BE RELEVANT			
Category	Citation of document with indication, where appropriate, of relevant passages	Relevant to claim	CLASSIFICATION OF THE APPLICATION (IPC)
X	HEIDEMANN C ET AL: "A dietary pattern protective against type 2 diabetes in the European Prospective Investigation into Cancer and Nutrition (EPIC)-Potsdam Study cohort" DIABETOLOGIA ; CLINICAL AND EXPERIMENTAL DIABETES AND METABOLISM, SPRINGER, BERLIN, DE, vol. 48, no. 6, 1 June 2005 (2005-06-01), pages 1126-1134, XP019322553 ISSN: 1432-0428 * In particular: Title and Abstract; p. 1128-1129, results section. *	1,11,12,16	INV. G01N33/53 G01N33/567
X	KRAKOFF JONATHAN ET AL: "Inflammatory markers, adiponectin, and risk of type 2 diabetes in the Pima Indian." DIABETES CARE JUN 2003, vol. 26, no. 6, June 2003 (2003-06), pages 1745-1751, XP002564379 ISSN: 0149-5992 * In particular: Title and abstract; p. 1747-1748, results section; tables 2 and 3; Fig. 1 and 2. *	1,11,12,16	TECHNICAL FIELDS SEARCHED (IPC) G01N
X	CHOI K M ET AL: "Inflammation, insulin resistance, and glucose intolerance in acute myocardial infarction patients without a previous diagnosis of diabetes mellitus" JOURNAL OF CLINICAL ENDOCRINOLOGY AND METABOLISM 200501 US, vol. 90, no. 1, January 2005 (2005-01), pages 175-180, XP002564380 ISSN: 0021-972X * In particular: Title and abstract. *	1,11,12,16	
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<del>The present search report has been drawn up for all claims</del>			
Place of search The Hague		Date of completion of the search 6 April 2010	Examiner C.F. Angioni
CATEGORY OF CITED DOCUMENTS X: particularly relevant if taken alone Y: particularly relevant if combined with another document of the same category A: technological background O: non-written disclosure P: intermediate document		T: theory or principle underlying the invention E: earlier patent document, but published on, or after the filing date D: document cited in the application L: document cited for other reasons ..... &: member of the same patent family, corresponding document	

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EPO FORM 1503 03.82 (P04C01)



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DOCUMENTS CONSIDERED TO BE RELEVANT			
Category	Citation of document with indication, where appropriate, of relevant passages	Relevant to claim	CLASSIFICATION OF THE APPLICATION (IPC)
X	ZIEGLER D.: "Type 2 diabetes as an inflammatory cardiovascular disorder" CURRENT MOLECULAR MEDICINE, vol. 5, no. 3, 1 May 2005 (2005-05-01), pages 309-322, XP008117488 Netherlands * the whole document * * In particular: Abstract; p. 314, col. 1, last paragraph - col. 2, 1st paragraph; p. 317-318, Section about Inflammatory markers as predictors of type 2 diabetes. *	1,11,12, 16	
Y	----- US 2005/164233 A1 (BYRNE MICHAEL C [US] ET AL) 28 July 2005 (2005-07-28) * the whole document * * In particular: paragraphs 8-15, 49-59, 63, 250-283; claims 1-46. *	1,11,12, 16	
Y	----- US 2005/054005 A1 (ELLIS TAMIR M [US] ET AL) 10 March 2005 (2005-03-10) * the whole document * * In particular: paragraphs 2, 6-30; examples 1-5; claims 1-66. *	1,11,12, 16	TECHNICAL FIELDS SEARCHED (IPC)
Y	----- WO 2004/092416 A (UNIV OHIO [US]; KOPCHICK JOHN J [US]; KELDER BRUCE [US]; BOYCE KEITH S) 28 October 2004 (2004-10-28) * the whole document * * In particular: p. 10, l. 1 - p. 11, l. 7; p. 13, l. 1 - p. 14, l. 1; p. 17, l. 14 - p. 18, l. 9; p. 64, l. 9 - p. 68, l. 20; p. 88, l. 1 - p. 90, l. 19; Table 1, p. 191 (first two items), p. 192 (items 5 and 12) and p. 193 (items 7, 8 and 13); table 2, p. 352 (items 4 and 5); claims 1-21. * ----- -/--	1,11,12, 16	
-The present search report has been drawn up for all claims-			
Place of search <b>The Hague</b>		Date of completion of the search <b>6 April 2010</b>	Examiner <b>C.F. Angioni</b>
CATEGORY OF CITED DOCUMENTS X : particularly relevant if taken alone Y : particularly relevant if combined with another document of the same category A : technological background O : non-written disclosure P : intermediate document		T : theory or principle underlying the invention E : earlier patent document, but published on, or after the filing date D : document cited in the application L : document cited for other reasons ..... & : member of the same patent family, corresponding document	

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Category	Citation of document with indication, where appropriate, of relevant passages	Relevant to claim	CLASSIFICATION OF THE APPLICATION (IPC)
Y	'T HART L M ET AL: "Variants in the sulphonylurea receptor gene: Association of the exon 16-3t variant with Type II diabetes mellitus in Dutch Caucasians" DIABETOLOGIA, vol. 42, no. 5, May 1999 (1999-05), pages 617-620, XP002525543 ISSN: 0012-186X * the whole document * * In particular: Title and abstract. *	1,11,12,16	TECHNICAL FIELDS SEARCHED (IPC)
Y	REIS ANDRE F ET AL: "Association of a variant in exon 31 of the sulfonylurea receptor 1 (SUR1) gene with type 2 diabetes mellitus in French Caucasians" HUMAN GENETICS, vol. 107, no. 2, August 2000 (2000-08), pages 138-144, XP002525544 ISSN: 0340-6717 * the whole document * * In particular: Title and abstract; Results section; Table 1-5. *	1,11,12,16	
Y	REN Y ET AL: "Altered mRNA expression of ATP-sensitive and inward rectifier potassium channel subunits in streptozotocin-induced diabetic rat heart and aorta" JOURNAL OF PHARMACOLOGICAL SCIENCES 200312 JP, vol. 93, no. 4, December 2003 (2003-12), pages 478-483, XP002525545 ISSN: 1347-8613 * the whole document * * In particular: Title and abstract; Fig. 2 and 3; p. 481, col. 1, paragraph 4. *	1,11,12,16	
-The present search report has been drawn up for all claims-			
Place of search The Hague		Date of completion of the search 6 April 2010	Examiner C.F. Angioni
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EPO FORM 1503 03.02 (P04C01)



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Category	Citation of document with indication, where appropriate, of relevant passages	Relevant to claim	CLASSIFICATION OF THE APPLICATION (IPC)
A	DHINDSA P ET AL: "Comparison of the micro- and macro-vascular effects of glimepiride and gliclazide in metformin-treated patients with Type 2 diabetes: A double-blind, crossover study" BRITISH JOURNAL OF CLINICAL PHARMACOLOGY 20030601 GB, vol. 55, no. 6, 1 June 2003 (2003-06-01), pages 616-619, XP002525546 ISSN: 0306-5251 * the whole document * -----	1,11,12,16	TECHNICAL FIELDS SEARCHED (IPC)
A	GRIBBLE ET AL: "Sulfonylurea sensitivity of adenosine triphosphate-sensitive potassium channels from cells and extrapancreatic tissues" METABOLISM, CLINICAL AND EXPERIMENTAL, W.B. SAUNDERS CO., PHILADELPHIA, PA, US, vol. 49, no. 10, 1 October 2000 (2000-10-01), pages 3-6, XP022019900 ISSN: 0026-0495 * the whole document * -----	1,11,12,16	
A	SEINO S ET AL: "Gene targeting approach to clarification of ion channel function: Studies of Kir6.x null mice" JOURNAL OF PHYSIOLOGY 20040115 GB, vol. 554, no. 2, 15 January 2004 (2004-01-15), pages 295-300, XP002525547 ISSN: 0022-3751 * the whole document * ----- -/--	1,11,12,16	
<del>The present search report has been drawn up for all claims</del>			
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EPO FORM 1503\_03\_82 (P04C01)



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Category	Citation of document with indication, where appropriate, of relevant passages	Relevant to claim	CLASSIFICATION OF THE APPLICATION (IPC)
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X,P	VALENTI LUCA ET AL: "Effect of iron depletion on liver function and insulin resistance in patients with NASH and fatty liver" HEPATOLOGY, vol. 42, no. 4, Suppl. 1, October 2005 (2005-10), pages 619A-620A, XP002576521 & 56TH ANNUAL MEETING OF THE AMERICAN-ASSOCIATION-FOR-THE-STUDY-OF-LIVER-DISEASES; SAN FRANCISCO, CA, USA; NOVEMBER 11 -15, 2005 ISSN: 0270-9139 * the whole document *	1,2,11, 12,16	
----- -/--			TECHNICAL FIELDS SEARCHED (IPC)
<del>The present search report has been drawn up for all claims</del>			
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DOCUMENTS CONSIDERED TO BE RELEVANT			
Category	Citation of document with indication, where appropriate, of relevant passages	Relevant to claim	CLASSIFICATION OF THE APPLICATION (IPC)
X	<p>BIESNBACH G ET AL: "Erythropoietin requirement in patients with type 2 diabetes mellitus on maintenance hemodialysis therapy" WIENER KLINISCHE WOCHENSCHRIFT 20041230 AT, vol. 116, no. 24, 30 December 2004 (2004-12-30), pages 844-848, XP002576522 ISSN: 0043-5325 * the whole document * * In particular: Title; summary; Table 3 *</p> <p>-----</p>	1,2,11, 12,16	<p>TECHNICAL FIELDS SEARCHED (IPC)</p>
X	<p>FORD E S ET AL: "Diabetes and serum ferritin concentration among U.S. adults." DIABETES CARE DEC 1999 LNKD-PUBMED:10587829, vol. 22, no. 12, December 1999 (1999-12), pages 1978-1983, XP002576523 ISSN: 0149-5992 * the whole document * * In particular: Abstract; Table 4. *</p> <p>-----</p>	1,2,11, 12,16	
X	<p>JIANG RUI ET AL: "Body iron stores in relation to risk of type 2 diabetes in apparently healthy women." JAMA (JOURNAL OF THE AMERICAN MEDICAL ASSOCIATION), vol. 291, no. 6, 11 February 2004 (2004-02-11), pages 711-717, XP002576524 ISSN: 0098-7484 * In particular: Abstract. *</p> <p>-----</p> <p style="text-align: center;">-/--</p>	1,2,11, 12,16	
<del>The present search report has been drawn up for all claims</del>			
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DOCUMENTS CONSIDERED TO BE RELEVANT			
Category	Citation of document with indication, where appropriate, of relevant passages	Relevant to claim	CLASSIFICATION OF THE APPLICATION (IPC)
X	JENKINS DAVID J A ET AL: "Effect of wheat bran on glycemc control and risk factors for cardiovascular disease in type 2 diabetes." DIABETES CARE SEP 2002 LNKD-PUBMED:12196421, vol. 25, no. 9, September 2002 (2002-09), pages 1522-1528, XP002576525 ISSN: 0149-5992 * the whole document * * In particular: Abstract; Table 2. * -----	1,2,11, 12,16	
X	CHEN JING ET AL: "Association between inflammation and insulin resistance in U.S. nondiabetic adults: results from the Third National Health and Nutrition Examination Survey." DIABETES CARE DEC 2004 LNKD-PUBMED:15562214, vol. 27, no. 12, December 2004 (2004-12), pages 2960-2965, XP002576526 ISSN: 0149-5992 * the whole document * * In particular: Abstract; Table 1. * -----	1,2,11, 12,16	
-----			
<del>The present search report has been drawn up for all claims</del>			
Place of search		Date of completion of the search	Examiner
The Hague		6 April 2010	C.F. Angioni
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EPO FORM 1503, 03.82 (P04C01)



Application Number

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**CLAIMS INCURRING FEES**

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

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

**LACK OF UNITY OF INVENTION**

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

see sheet B

- All further search fees have been paid within the fixed time limit. The present European search report has been drawn up for all claims.
- As all searchable claims could be searched without effort justifying an additional fee, the Search Division did not invite payment of any additional fee.
- Only part of the further search fees have been paid within the fixed time limit. The present European search report has been drawn up for those parts of the European patent application which relate to the inventions in respect of which search fees have been paid, namely claims:  
1, 2(completely); 11, 12, 16(partially)
- None of the further search fees have been paid within the fixed time limit. The present European search report has been drawn up for those parts of the European patent application which relate to the invention first mentioned in the claims, namely claims:
- The present supplementary European search report has been drawn up for those parts of the European patent application which relate to the invention first mentioned in the claims (Rule 164 (1) EPC).



**LACK OF UNITY OF INVENTION  
SHEET B**

Application Number

EP 09 01 0506

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

1. claims: 1(completely); 11, 12, 16(partially)

A method with a predetermined level of predictability for assessing a risk of development of Diabetes Mellitus or a pre-diabetic condition in a subject, by measuring the level of two or more DBRISKMARKERS selected from adiponectin (C1Q and collagen domain containing, ADIPOQ) and c-reactive protein (pentraxin related; CRP).

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2-33670. claims: 1, 2(completely); 11, 12, 16(partially)

A method with a predetermined level of predictability for assessing a risk of development of Diabetes Mellitus or a pre-diabetic condition in a subject, by measuring the level of two or more DBRISKMARKERS selected from the group consisting of DBRISKMARKERS 1-260.

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33671. claims: 7, 11, 12, 16(all partially)

A method with a predetermined level of predictability for assessing a risk of development of Diabetes Mellitus or a pre-diabetic condition in a subject, by measuring the level of three DBRISKMARKERS selected from the group consisting of DBRISKMARKERS 1-260.

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33672. claims: 9, 11, 12, 16(all partially)

A method with a predetermined level of predictability for assessing a risk of development of Diabetes Mellitus or a pre-diabetic condition in a subject, by measuring the level of two or more DBRISKMARKERS selected from the group consisting of the markers listed in claim 8.

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33673. claims: 9, 11, 12, 16(all partially)

A method with a predetermined level of predictability for assessing a risk of development of Diabetes Mellitus or a pre-diabetic condition in a subject, by measuring the level of two or more DBRISKMARKERS selected from the group consisting of the markers listed in claim 9.

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33674. claims: 3(completely); 7-13, 16(partially)

A method with a predetermined level of predictability for diagnosing or identifying a subject having Diabetes Mellitus or a pre-diabetic condition.



**LACK OF UNITY OF INVENTION  
SHEET B**

Application Number  
EP 09 01 0506

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

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33675. claims: 4(completely); 7-14, 16(partially)

A method with a predetermined level of predictability for assessing the progression of Diabetes Mellitus or a pre-diabetic condition in a subject.

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33676. claims: 5(completely); 7-16(partially)

A method with a predetermined level of predictability for monitoring the effectiveness of treatment of Diabetes Mellitus or a pre-diabetic condition in a subject.

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33677. claims: 6(completely); 7-12, 16(partially)

A kit comprising a plurality of DBRISKMARKERS detection reagents that detect the corresponding DBRISKMARKERS.

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**ANNEX TO THE EUROPEAN SEARCH REPORT  
ON EUROPEAN PATENT APPLICATION NO.**

EP 09 01 0506

This annex lists the patent family members relating to the patent documents cited in the above-mentioned European search report. The members are as contained in the European Patent Office EDP file on  
The European Patent Office is in no way liable for these particulars which are merely given for the purpose of information.

06-04-2010

Patent document cited in search report	Publication date	Patent family member(s)	Publication date
US 2005164233 A1	28-07-2005	US 2002039736 A1	04-04-2002
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For more details about this annex : see Official Journal of the European Patent Office, No. 12/82

