(19) World Intellectual Property Organization

International Bureau





(43) International Publication Date 26 February 2004 (26.02.2004)

PCT

(10) International Publication Number WO 2004/016159 A3

(51) International Patent Classification⁷: A61M 1/10

(21) International Application Number:

PCT/US2003/025986

(22) International Filing Date: 19 August 2003 (19.08.2003)

(25) Filing Language:

English

(26) Publication Language:

English

(30) Priority Data:

10/223,271

19 August 2002 (19.08.2002) U

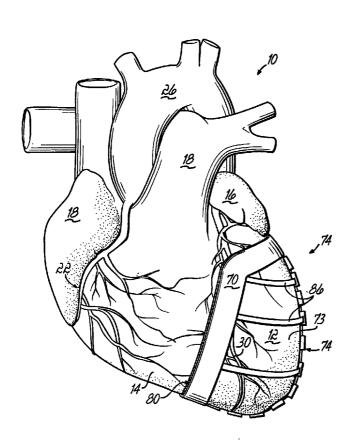
- (71) Applicants: THE UNIVERSITY OF CINCINNATI [US/US]; 231 Bethesda Avenue, Cincinnati, OH 45267-0558 (US). CARDIOENERGETICS [US/US]; 3130 Highland Avenue, 3rd Floor, Cincinnati, OH 45219-2374 (US).
- (72) Inventors: MELVIN, David, Boyd; 1130 Black Horse Run, Loveland, OH 45140 (US). MELVIN, Alan, J.; 1130

Black Horse Run, Loveland, OH 45140 (US). **KLOSTER-MAN, Brad, A.**; 6947 Sonya Drive, Nashville, TN 37209 (US).

- (74) Agents: SUMME, Kurt, A. et al.; Wood, Herron & Evans, L.L.P., 2700 Carew Tower, Cincinnati, OH 45202 (US).
- (81) Designated States (national): AE, AG, AL, AM, AT, AU, AZ, BA, BB, BG, BR, BY, BZ, CA, CH, CN, CO, CR, CU, CZ, DE, DK, DM, DZ, EC, EE, ES, FI, GB, GD, GE, GH, GM, HR, HU, ID, IL, IN, IS, JP, KE, KG, KP, KR, KZ, LC, LK, LR, LS, LT, LU, LV, MA, MD, MG, MK, MN, MW, MX, MZ, NI, NO, NZ, OM, PG, PH, PL, PT, RO, RU, SC, SD, SE, SG, SK, SL, SY, TJ, TM, TN, TR, TT, TZ, UA, UG, UZ, VC, VN, YU, ZA, ZM, ZW.
- (84) Designated States (regional): ARIPO patent (GH, GM, KE, LS, MW, MZ, SD, SL, SZ, TZ, UG, ZM, ZW), Eurasian patent (AM, AZ, BY, KG, KZ, MD, RU, TJ, TM), European patent (AT, BE, BG, CH, CY, CZ, DE, DK, EE, ES, FI, FR, GB, GR, HU, IE, IT, LU, MC, NL, PT, RO,

[Continued on next page]

(54) Title: HEART WALL ACTUATION SYSTEM FOR THE NATURAL HEART WITH SHAPE LIMITING ELEMENTS



(57) Abstract: An actuation system (72) for assisting the operation of the natural heart includes an actuator element (74) adapted to be positioned proximate a portion of a heart wall. The actuator element (74) is operable for acting on the heart wall portion to effect a change in the shape of the heart. A shape-limiting element (86) is configured for being positioned proximate a heart wall. The shape-limiting element (86) is operable for flexing to assume a curvature no greater than a predetermined curvature when the heart wall is acted upon and maintaining that predetermined curvature to control the shape of the actuated heart.

WO 2004/016159 A3



SE, SI, SK, TR), OAPI patent (BF, BJ, CF, CG, CI, CM, GA, GN, GQ, GW, ML, MR, NE, SN, TD, TG).

For two-letter codes and other abbreviations, refer to the "Guidance Notes on Codes and Abbreviations" appearing at the beginning of each regular issue of the PCT Gazette.

Published:

- with international search report
- before the expiration of the time limit for amending the claims and to be republished in the event of receipt of amendments
- (88) Date of publication of the international search report: 8 April 2004

INTERNATIONAL SEARCH REPORT

International application No.

PCT/US03/25986

IPC(7) US CL	SSIFICATION OF SUBJECT MATTER : A61M 1/10 : 600/16, 17, 37; 601/153	ational along the state of the	
	o International Patent Classification (IPC) or to both n LDS SEARCHED	ational classification and IPC	
Minimum do	ocumentation searched (classification system followed 500/16, 17, 37; 601/153	by classification symbols)	
Documentati	on searched other than minimum documentation to the	e extent that such documents are included	in the fields searched
Electronic da	ata base consulted during the international search (nam	ne of data base and, where practicable, sea	arch terms used)
C. DOC	UMENTS CONSIDERED TO BE RELEVANT		
Category *	Citation of document, with indication, where appropriate, of the relevant passages		Relevant to claim No.
X	US 5,957,977 A (MELVIN) 28 September 1999, figures 5A and 5B; col. 6, lines 11-42		1-42, 21, 38, 39
Y	US 5,383,840 A (HEILMAN et al.) 24 January 1995, figures 4C; figure 6 -No. 114.		5-8, 12-16, 18-20, 22- 24, 28-31, 33-37, 40- 41, 45, 47, 48
Y	US 6,019,722 A (SPENCE et al) 1 February 2000, figure 7A.		5-17, 22-32, 40-46
Y	US 5,709,695 A (NORTHRUP,III) 20 January 1998, figures 12 and 13		10, 26, 43
Y	US 6,375,611 B (VOSS et al) 23 April 2002, figure 7 -No. 44.		18, 19, 34, 35
Eurthan	documents are listed in the continuation of Box C.		
	pecial categories of cited documents:	See patent family annex.	1.00
"A" document defining the general state of the art which is not considered to be of particular relevance		date and not in conflict with the application but cited to understand the principle or theory underlying the invention	
"E" earlier application or patent published on or after the international filing date "L" document which may throw doubts on priority claim(s) or which is cited to			
establish the publication date of another citation or other special reason (as specified)		"Y" document of particular relevance; the claimed invention cannot be considered to involve an inventive step when the document is combined with one or more other such documents, such combination	
"O" document referring to an oral disclosure, use, exhibition or other means being obvious to a person skilled in the art "P" document published prior to the international filing date but later than the "&" document member of the same patent family			
priority date claimed			
09 January 2004 (09.01.2004)		Date of mailing of the international search report 03 FEB 2404	
	ailing address of the ISA/US	Authorized officer	, , , , , , , , , , , , , , , , , , ,
Mai	il Stop PCT, Attn: ISA/US nmissioner for Patents	Angela Sykes	dun
P.O Ale	D. Box 1450 xandria, Virginia 22313-1450	Telephone No. 308-0858	
	7. (703)305-3230 A/210 (second sheet) (July 1998)		