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Rossford, OH 43460 (US). **DIAZ, Robert, L.**; 123 Pembroke Drive, Palm Beach Gardens, Florida 33418 (US).

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(74) Agent: **SLAVIN, Michael, A.**; MCHALE & SLAVIN, P.A., 2855 Pga Blvd., Palm Beach Gardens, Florida 33410 (US).

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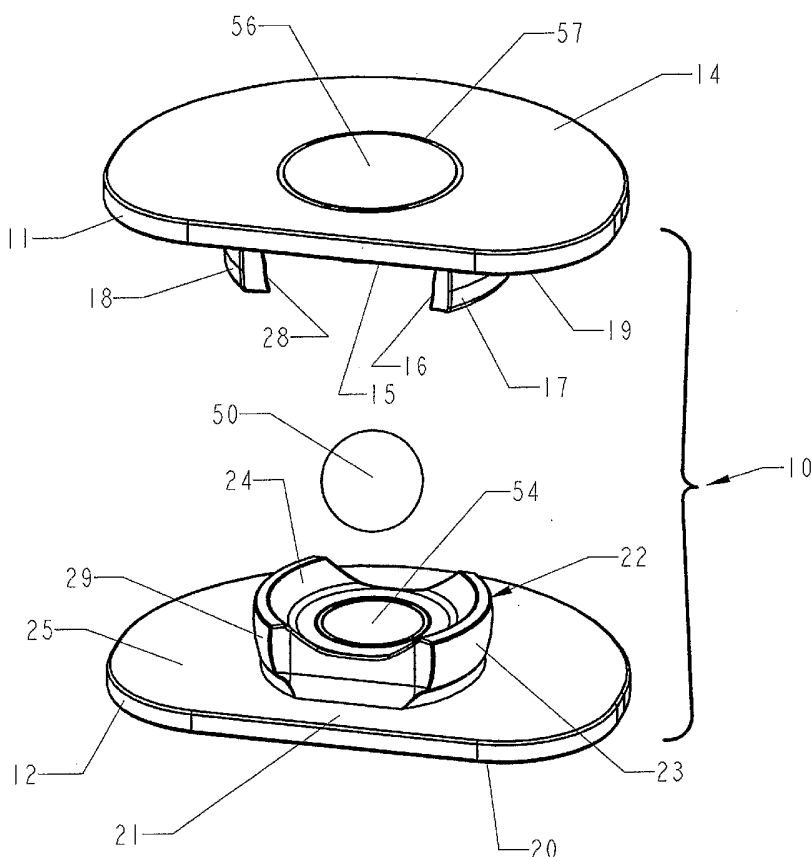
(71) Applicant (for all designated States except US): **JOINT SYNERGY, LLC** [US/US]; 2855 Pga Blvd., Palm Beach Gardens, Florida 33410 (US).

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(72) Inventors: **DOUBLER, Robert, L.**; 83530 Ida West Road, Ida, MI 48140 (US). **HAMMILL, John, E.**; 290 Riverside,

[Continued on next page]

(54) Title: INTERIOR INSERT BALL AND DUAL SOCKET JOINT



(57) Abstract: A spinal implant is inserted between adjacent vertebrae to function as a disk prosthesis. The prosthesis has two plates fastened to adjacent vertebrae facing each other. The facing sides of the plates each have a depending skirt formed as concentric arcs of about (90) degrees. The skirts are either bowed or tapered in the axial direction. Depressions are centrally located between the arcs of the plates and a ball is universally movable in the depressions. A spring mechanism is centrally located in the plates to provide axial compression. One plate has a through bore and one plate has a receptacle, each, receiving a sleeve with a depression for holding the ball.



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1 **INTERIOR INSERT BALL AND DUAL SOCKET JOINT**

2 **RELATED APPLICATIONS**

3 This application claims priority from U. S.
4 Provisional Application No. 60/655,662, filed Feb. 23,
5 2005.

6 This application is related to U. S. Patent
7 Application 11/060,206 filed Feb. 15, 2005 which is a
8 continuation-in-part of a U. S. Patent Application No.
9 11/025,656, entitled Ball-In-Cage Spinal Implant, filed
10 Dec. 28, 2004 which is related to U. S. Application No.
11 10/793,433, filed March 3, 2004 which is a continuation-
12 in-part of U. S. Application No. 10/792,399, filed March
13 2, 2004; the contents of which is incorporated herein by
14 reference.

15
16 **Field of the invention**

17 This invention relates to orthopedic surgery and, in
18 particular, spinal implants for replacement of ruptured or
19 excised spinal disks.

20
21 **BACKGROUND OF THE INVENTION**

22 Several attempts have been made to design a spinal
23 prosthesis for replacement of missing or excised disk
24 material that replicates the functions of the missing
25 tissue. U. S. Patent No. 4,759,769 to Hedman et al
26 discloses an artificial disk device in which two plates
27 are attached to the adjacent vertebrae by bone screws
28 inserted through flanges on the plates. A spring biasing
29 mechanism is captured between the plates to simulate the
30 actions of the natural disk material. U. S. Patent No.
31 5,246,458 to Graham and U. S. Patent No. 6,228,118 to
32 Gordon disclose other intervertebral implants with arcuate
33 flanges used to connect the device to adjacent vertebra.

1 Graham also teaches a resilient structure.

2 The patents to Marnay, U. S. Patent No. 5,314,477, Buttner-
3 Janz et al, U. S. Patent No. 5,401,269, Yuan et al, U. S. Patent
4 No. 5,676,701, and Shelokov, U. S. Patent No. 6,039,763, all are
5 directed to the design of the opposing faces of the adjacent
6 plates of an implant to provide a limited universal joint to
7 simulate the natural movement of the spine.

8 U. S. Patent No. 5,683,465 to Shinn et al teaches two
9 plates with bow shaped skirts which are interlocked.

11 SUMMARY OF THE PRESENT INVENTION

12 The invention is directed to a spinal implant for
13 insertion between adjacent vertebrae to function as an
14 disk prosthesis. The prosthesis is formed from two
15 plates fastened to adjacent vertebrae facing each other.
16 The facing sides of the plates each have a depending skirt
17 formed as concentric arcs of about 90 degrees. The skirts
18 are either bowed or tapered in the axial direction. A
19 depression is centrally located between the arcs of both
20 plates. A spring mechanism is centrally located on one or
21 both of the plates to provide axial compression. A sphere
22 or ball is placed in the central depression of one of the
23 plates. The plates are oriented to each other with the
24 concentric arcs of each interrupted skirt at 90 degrees
25 and the ball is engaged in the depression of the other
26 plate. The plates are then rotated about 90 degrees and
27 the opposed arcs of one plate
28 interlock with the opposed arcs of the other plate to
29 prevent separation in the axial direction.

30 Therefore, it is an objective of this invention to
31 provide a spinal implant for axial support of the spinal
32 column which replicates the dimensions and function of an
33 intervertebral disk.

34 It is another objective of this invention to provide

1 a kit including all the components for assembly and
2 surgical placement of an artificial spinal disk.

3 It is a further objective of this invention to
4 provide a method of assembly of the components of the kit
5 which results in an axially interlocked spinal implant.
6 Specifically, one plate forms a receptacle for a dynamic
7 socket to be inserted and fixed in place internally.

8 It is yet another objective of this invention to
9 provide a ball and socket joint between two plates
10 attached to adjacent vertebrae permitting axial rotation,
11 lateral bending, vertical tilting and axial compression.

12 It is a still further objective of this invention to
13 provide shaped interrupted skirts on two plates which act
14 as stop limits for tilting and bending.

15 It is another objective of this invention to provide
16 an axially resilient ball and socket joint.

17 Other objectives and advantages of this invention
18 will
19 become apparent from the following description taken in
20 conjunction with the accompanying drawings wherein are set
21 forth, by way of illustration and example, certain
22 embodiments of this invention. The drawings constitute a
23 part of this specification and include exemplary
24 embodiments of the present invention and illustrate
25 various objects and features thereof.

26

27 **BRIEF DESCRIPTION OF THE DRAWINGS**

28 Fig. 1 is an exploded perspective of the disassembled
29 cage of this invention;

30 Fig. 2 is an exploded perspective of a disassembled
31 plate of the spinal implant of Fig. 1;

32 Fig. 3 is an exploded cross section of the assembled
33 implant of this invention;

1

2 Fig. 4 is an exploded cross section of another
3 embodiment of the assembled implant of this invention;

4 Fig. 5 is a perspective of the embodiment shown in
5 Fig. 6;

6 Fig. 6 is an exploded cross section of another
7 embodiment of the assembled implant of this invention;

8 Fig. 7 is a perspective of the assembled implant of
9 this
10 invention showing a bone attachment device; and

11 Fig. 8 is a perspective of the assembled implant of
12 this invention showing another bone attachment device.

13

14 **DETAILED DESCRIPTION OF THE INVENTION**

15 The spinal implant 10, shown in Fig. 1, has three
16 major components, an upper plate 11, a lower plate 12 and
17 a universally rotatable sphere or ball 50. The upper
18 plate 11 and the lower plate 12 form a cage when assembled
19 with the ball 50 captured for universal movement within
20 the interior of the cage. Of course, the position of the
21 plates can be reversed, in use. Both upper plate 11 and
22 lower plate 12 have a plan form substantially the size and
23 shape of the end wall of the vertebra between which the
24 implant will be placed to produce the maximum area of
25 contact between the implant and the vertebra for stability
26 and support. Obviously, different sized plates are
27 necessary because of the difference in size of vertebra
28 within regions of the spinal column and the different
29 sizes or ages of patients.

30 The upper plate 11 has a planar surface 14 for
31 contact with the end wall of a vertebra and an opposite
32 disk surface 15. Depending from the disk surface is an
33 interrupted skirt 16 with opposed arcs 17 and 18. The

1 arcs are approximately
2 180 degrees apart at their centers and extend about 90
3 degrees. The diameter of the arcs is less than the
4 periphery of the plate 11 leaving a horizontal flange 19.
5 Centrally located within the semi-circular arcs is a
6 through bore 13. A sleeve 51 is inserted in the through
7 bore 13 and telescopes in the plate 11. The sleeve 51 has
8 a spherical depression 52 facing plate 12.

9 The lower plate 12 has a planar surface 20 for
10 contact with the end wall of a vertebra and an opposite
11 disk surface 21. Upstanding from the disk surface is an
12 interrupted skirt 22 with opposed arcs 23 and 24. The
13 arcs are approximately 180 degrees apart at their centers
14 and extend about 90 degrees. The diameter of the arcs is
15 less than the periphery of the plate 12 leaving a
16 horizontal flange 25. Centrally located within the semi-
17 circular arcs is a receptacle 26. A sleeve 53 is inserted
18 in the receptacle and reciprocates in the plate 12. The
19 sleeve 53 has a depression 54 that is rounded and shaped
20 to closely mirror the contours of the depression 52. The
21 depressions 52 and 54, as well as the diameter of the ball
22 50, are of such dimensions as to support the weight of the
23 spinal column.

24 As shown, though the relationship could be reversed,
25 the opposed arcs 17 and 18 of the depending interrupted
26 skirt 16
27 are concentric with the opposed arcs 23 and 24 of the
28 upstanding interrupted skirt and of lesser diameter
29 allowing rotation of the plates relative to each other
30 with surface contact between the outer surface 28 of the
31 upstanding arcs and the inner surface 29 of the depending
32 arcs.

33 The spinal implant provides support and range of

1 motion similar to the natural joint in that the plates 11
2 and 12 may rotate axially limited by natural anatomical
3 structures, such as tendons, ligaments and muscles. To
4 simulate the compression of the natural disk during normal
5 activities, such as walking, a spring mechanism 60, 61 is
6 placed in the vertical axis of the plates 11 and 12. The
7 springs are resiliently compressible.

8 The spring retainer 63 is in the opposite end of
9 sleeve 51 from the depression 52. The annular spring
10 retainer 63 is formed by the upstanding end wall of the
11 sleeve and the dome shaped central portion. An O-ring
12 spring 60 is disposed in the spring retainer 63. The
13 spring 60 and the sleeve 51 are held in the plate 11 by
14 dome cover plate 56.

15 In order to simplify the manufacturing process, the
16 lower plate does not have a through bore. A receptacle is
17 formed in the interior of the socket. The spring 61 is
18 inserted and covered by the sleeve 53. A retainer ring is
19 placed between the upper circumference of the sleeve and
20 laser welded to the plate. Other permanent attachment
21 methods may be used. The sleeve 53 is resiliently
22 supported on the spring 61 in the form of a resilient O-
23 ring. The spring is held in the cavity 26 by the retainer
24 ring 55. The dome cover plate 56 and the retainer ring
25 55, each, has a laser weld 57, 58 or other bond to their
26 respective plates. By absorbing some of the longitudinal
27 loads, the prosthesis lessens the stresses on the adjacent
28 natural disks. Further, during placement of the
29 prosthesis, the springs may be compressed to lessen the
30 overall height of the prosthesis.

31 To further imitate the function of a natural disk,
32 the plates 11 and 12 may have a resilient material
33 inserted therebetween, as shown in Figs 4, 5, and 6. The

1 plates may be connected by a flexible or elastomeric
2 membrane 70, as shown in Fig. 4. The membrane 70 can be
3 discontinuous and act as a plurality of elastic bands
4 about the periphery of the plates 11 and 12. Or the
5 membrane 70 may be a continuous annular wall attached to
6 the opposite flanges 19 and 25. A viscous polymeric
7 compound 71 may occupy the space between the plates, such
8 as a silicone. The membrane may be in the form of an
9 outer skin integral with the polymeric compound. The
10 viscosity of the material may vary from that of a gel to
11 that of a resilient colloid. The polymeric compound may
12 be molded or otherwise sealed between the plates 11 and
13 12. The continuous membrane discourages boney ingrowth
14 which can limit spinal movement. As the spine is turned
15 or tilted, the insert will be compressed on one side and
16 extended on the other side producing a cushioning effect
17 and a tendency to return to a state of equilibrium.

18 As shown in Fig. 6, an elastomeric plug 72 may be
19 inserted between the plates and attached to one or both
20 the plates 11 and 12. The plug 72 operates in the same
21 manner as the polymeric compound discussed above.

22 The spine may bend laterally and tilt medially in
23 flexion/extension in a range comparable to the normal
24 range of motion. The inserts 71 and 72 may also having
25 varying viscosities or moments of elasticity tailored to
26 the area of the spine in which they are to be implanted.

27 The implant also provides limitation of these
28 movements through interaction of the depending arcs and
29 the upstanding arcs. As shown in Fig. 3, the components
30 of the implant are connected together by orienting the
31 interrupted skirts 16 and 22 at 90 degrees to each other.
32 This action overlaps the interrupted skirts vertically.
33 The plates are rotated through 90 degrees relative to each

1 other. This rotation
2 aligns the depending opposed arcs with the upstanding
3 opposed arcs and interlocks the plates in a movable joint
4 that cannot be separated axially. The inner surface 28 of
5 the interrupted skirt 16 slidably contacts the outer
6 surface 29 of the interrupted skirt 22. The contacting
7 surfaces are spherical or bowed, from the plate at least
8 to the height of the diameter of the ball 50, forming
9 another ball and socket joint with the bottom edge of the
10 depending arc 23 of a larger diameter than the top edge of
11 the upstanding arc 17 by which the plates are interlocked.
12 Of course, the remainder of the inner and outer surfaces
13 of the interrupted skirts may be straight or tapered and
14 spaced apart to allow for bending and tilting. In this
15 instance, the cooperating interrupted skirts act as an
16 bending stop when they come in contact with the opposite
17 plate.

18 Fig. 4 also illustrates a modification of the dynamic
19 spring action of the implant of Fig. 2. The depression 52
20 is formed on a slidable sleeve 51 in a bore 13 of the
21 plate. The sleeve 51 is solidly mounted in the bore 13.
22 The sleeve 51 may be formed integrally with the dome cover
23 plate as a one piece component, in which case, the plug is
24 then laser welded or otherwise bonded into the plate 11.
25 As shown, the resilient O-ring 61 is disposed in the
26 receptacle 26, as
27 described above. This embodiment is less complex and less
28 expensive to fabricate. Of course, the spring could be
29 omitted from both plates, in which case the implant does
30 not have the dynamic characteristics of the implant
31 containing the O-ring.

32 In Fig. 7, a fastener is shown in the form of
33 spikes 34 attached or formed on flanges 19 and 25 which

1 are to be driven into the end walls of the adjacent
2 vertebra. As shown in Fig. 8, each of flanges 19 and 25
3 of the spinal implant has a vertical extension with
4 apertures 32, 33 which cooperate with bone screws to mount
5 the spinal implant on the vertebra. As shown, the
6 vertical extensions are disposed in line with each other.
7 However, the vertical extensions can be on opposite
8 lateral sides of the flanges 19 and 25 permitting
9 fastening of each plate on the opposite side of adjacent
10 vertebrae. Of course, the two fasteners may be used
11 together, eg., the spikes may be on one plate and the
12 vertical extensions on the other plate of the same spinal
13 implant.

14 The components are made from materials that are
15 suitable for implantation in the living body and have the
16 requisite strength to perform the described functions
17 without deformation, e.g., the opposed bearing surfaces of
18 the
19 depressions and ball may be made of metal or a ceramic and
20 a metal, respectively, the ceramic material is implant
21 grade alumina ceramic or a silicon nitride or carbide and
22 the metal may be a nitrogen alloyed chromium stainless
23 steel or cobalt chrome alloy, or titanium, and alloys of
24 each, coated metals, ceramics, ceramic coatings, and
25 polymer coatings.

26 The plates may be made entirely of cobalt chrome
27 alloy or only the inserts. In the high wear areas, such as
28 the depressions coatings or inserts may be used to prevent
29 galling and permit repair. In this modular concept, the
30 end plates may be titanium, titanium alloy, or stainless
31 steel among other materials as discussed above.

32 The prosthetic ball 50 is preferably made from an
33 implant grade alumina ceramic or a silicon nitride or

1 silicon carbide material. The ball 50 may be formed
2 entirely of the ceramic material or a ceramic coating on
3 another matrix. The alumina ceramic or silicon nitride or
4 silicon carbide material can be hot isostatic pressed
5 (HIPing). The ball 50 is then polished to a mirror-like
6 finish. The ceramic ball is completely corrosion
7 resistant and is non-abrasive. The solid matrix
8 eliminates the wear particles, such as liberated from
9 metal, other coated metals and polyethylene implants. The
10 ball 50 has excellent thermal conductivity thereby
11 reducing patient discomfort associated with exposure to
12 cold weather. Further, the alumina ceramic or silicon
13 nitride implant will react well with x-ray and MRI
14 (magnetic resonance imaging) diagnostic procedures.

15 The kit contains plates with protrusions and skirts
16 of varying lengths to allow selection of components for an
17 implant with the axial dimension substantially the same as
18 the thickness of the disk the implant will replace. The
19 kit may also contain upper and lower plate components of
20 varying sizes. A prosthesis could be assembled from the
21 kit with springs in the upper and lower plates.

22 A number of embodiments of the present invention have
23 been described. Nevertheless, it will be understood that
24 various modifications may be made without departing from
25 the spirit and scope of the invention. Accordingly, it is
26 to be understood that the invention is not to be limited
27 by the specific illustrated embodiment but only by the
28 scope of the appended claims.

29

30

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32

33

1 **CLAIMS**

2 I (We) Claim:

3 1. 1. A spinal implant for placement between adjacent
4 vertebrae to replace disk material comprising a first
5 plate and a second plate adapted to interlock about a
6 central axis, said first plate having a vertebrae engaging
7 side and a disk side, a first depression in said central
8 axis of said disk side of said plate, said second plate
9 having a second vertebrae engaging side and a second disk
10 side, a second depression in said central axis of said
11 second disk side of said second plate, said first
12 depression and said second depression facing each other
13 and forming a spherical shaped cavity, and a ball
14 universally mounted in said spherical shaped cavity, a
15 resilient material contacting one of said first plate and
16 said second plate whereby said first plate is adapted to
17 contact a vertebrae and said second plate is adapted to
18 contact an adjacent vertebrae with said spherical shaped
19 cavity adapted to form bearing surfaces for said ball
20 along said central axis and forming a dynamic universal
21 joint.

22

23 2. A spinal implant for placement between adjacent
24 vertebrae to replace disk material of claim 1 wherein one
25 of said first plate and said second plate has a central
26 through bore, a sleeve movably disposed in said through
27 bore, a cap sealing said through bore and fixed to said
28 vertebrae side of said plate retaining said sleeve in said
29 through bore.

30

31 3. A spinal implant for placement between adjacent
32 vertebrae to replace disk material of claim 2 wherein said
33 sleeve has a depression formed in one end.

1 4. A spinal implant for placement between adjacent
2 vertebrae to replace disk material of claim 2 wherein said
3 resilient material is disposed in said through bore.

4
5 5. A spinal implant for placement between adjacent
6 vertebrae to replace disk material of claim 4 wherein said
7 sleeve has a depression formed in one end.

8
9 6. A spinal implant for placement between adjacent
10 vertebrae to replace disk material of claim 1 wherein one
11 of said first plate and said second plate includes a
12 unitary vertebrae engaging side surface, one of said first
13 depression and said second depression includes a sleeve
14 movably disposed in said depression, said resilient
15 material disposed between said sleeve and said unitary
16 vertebrae engaging side.

17
18 7. A spinal implant for placement between adjacent
19 vertebrae to replace disk material of claim 6 wherein said
20 sleeve has a depression formed in one end.

21
22 8. A spinal implant for placement between adjacent
23 vertebrae to replace disk material of claim 2 wherein one
24 of said first plate and said second plate includes a
25 unitary vertebrae engaging side surface, one of said first
26 depression and said second depression includes a sleeve
27 movably disposed in said depression, said resilient
28 material disposed between said sleeve and said unitary
29 vertebrae engaging side.

30
31 9. A spinal implant for placement between adjacent
32 vertebrae to replace disk material of claim 2 wherein said
33 first depression has a first interrupted skirt and said

1 second depression has a second interrupted skirt, said
2 first and said second interrupted skirt being concentric
3 and adapted to contact each other.
4

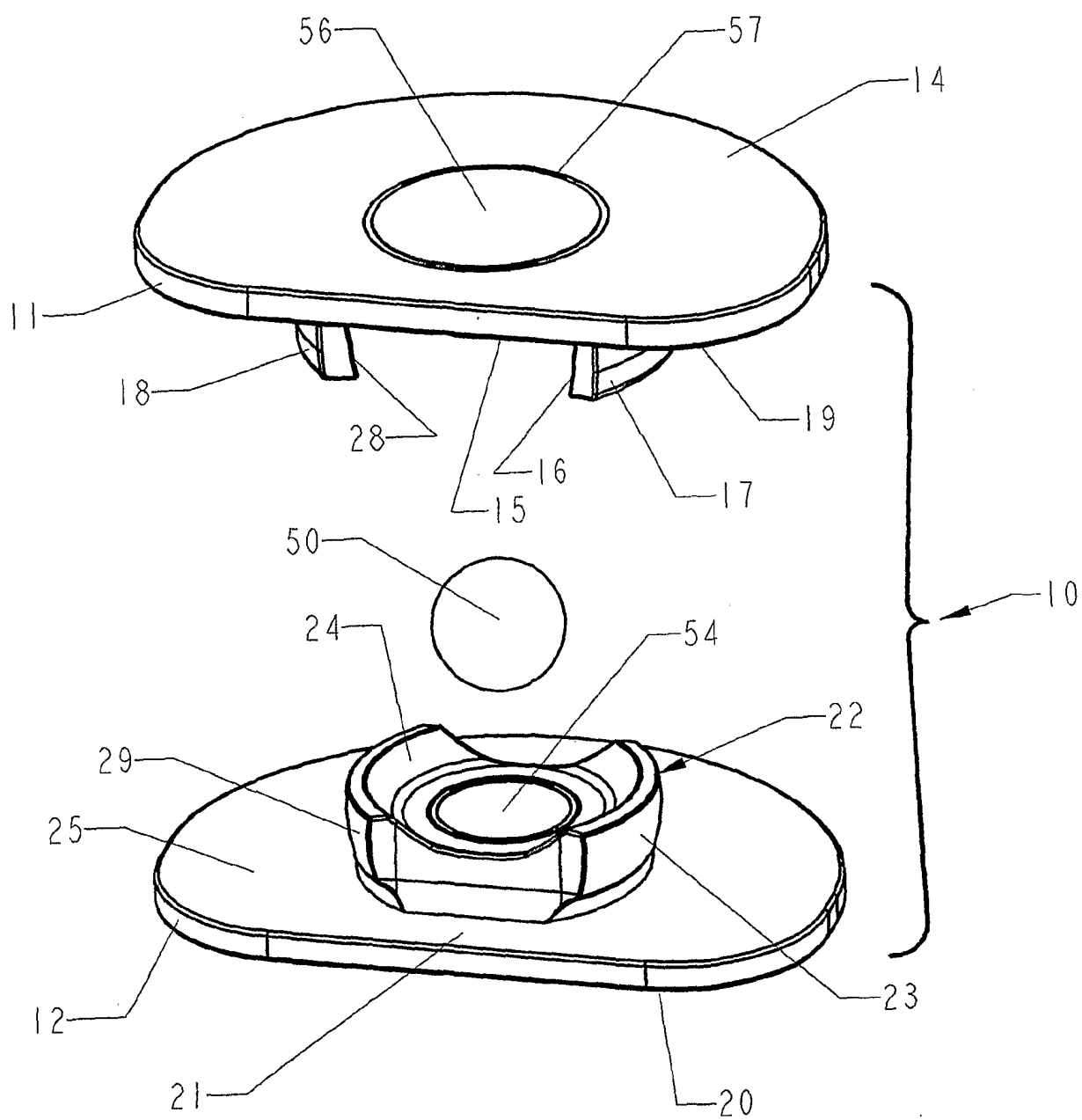
5 10. A spinal implant for placement between adjacent
6 vertebrae to replace disk material of claim 6 wherein said
7 first depression has a first interrupted skirt and said
8 second depression has a second interrupted skirt, said
9 first and said second interrupted skirt being concentric
10 and adapted to contact each other.
11

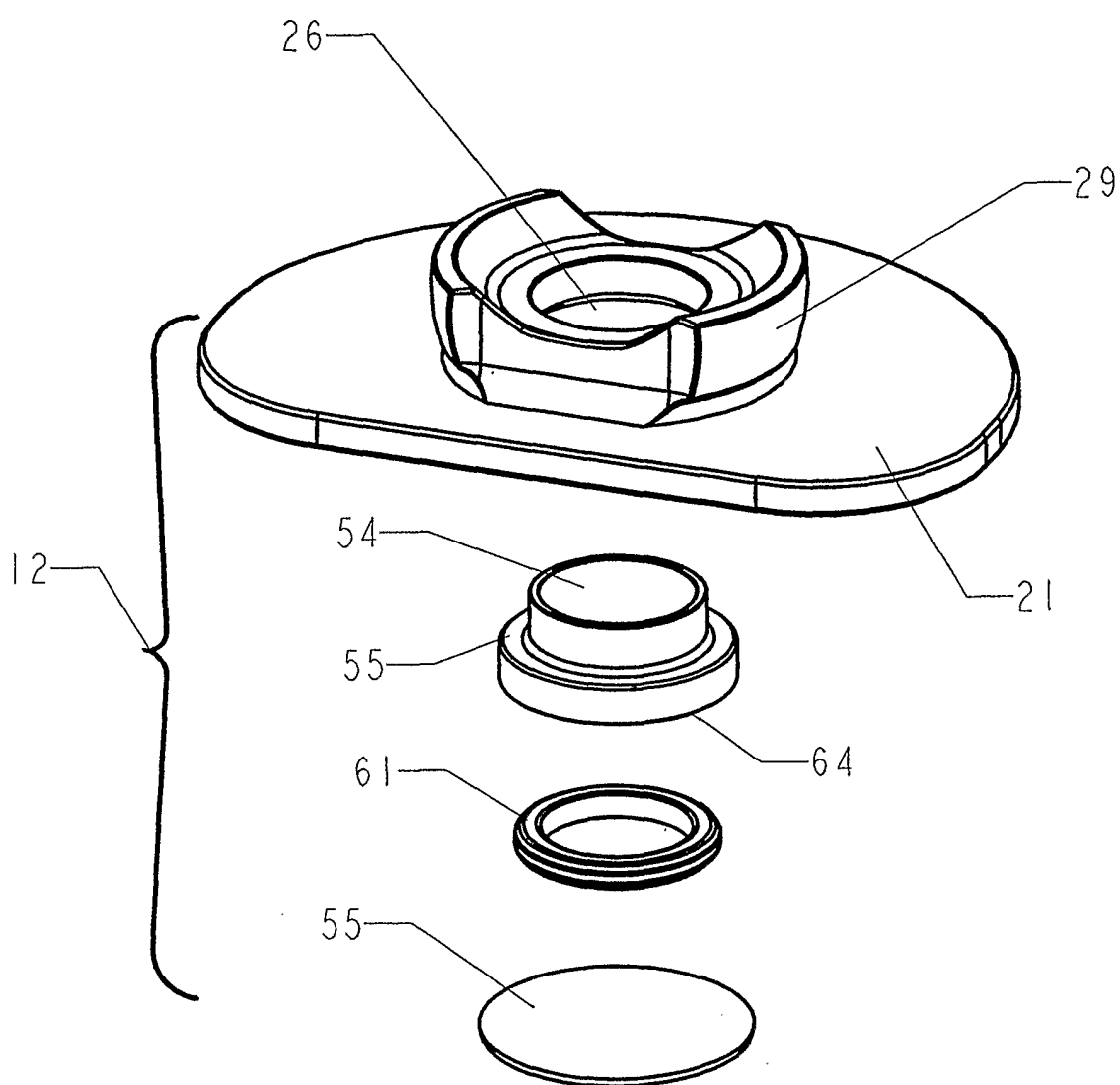
12 11. A spinal implant for placement between adjacent
13 vertebrae to replace disk material of claim 8 wherein said
14 first depression has a first interrupted skirt thereabout
15 and said second depression has a second interrupted skirt
16 thereabout, said first and said second interrupted skirts
17 being concentric and adapted to contact each other.
18

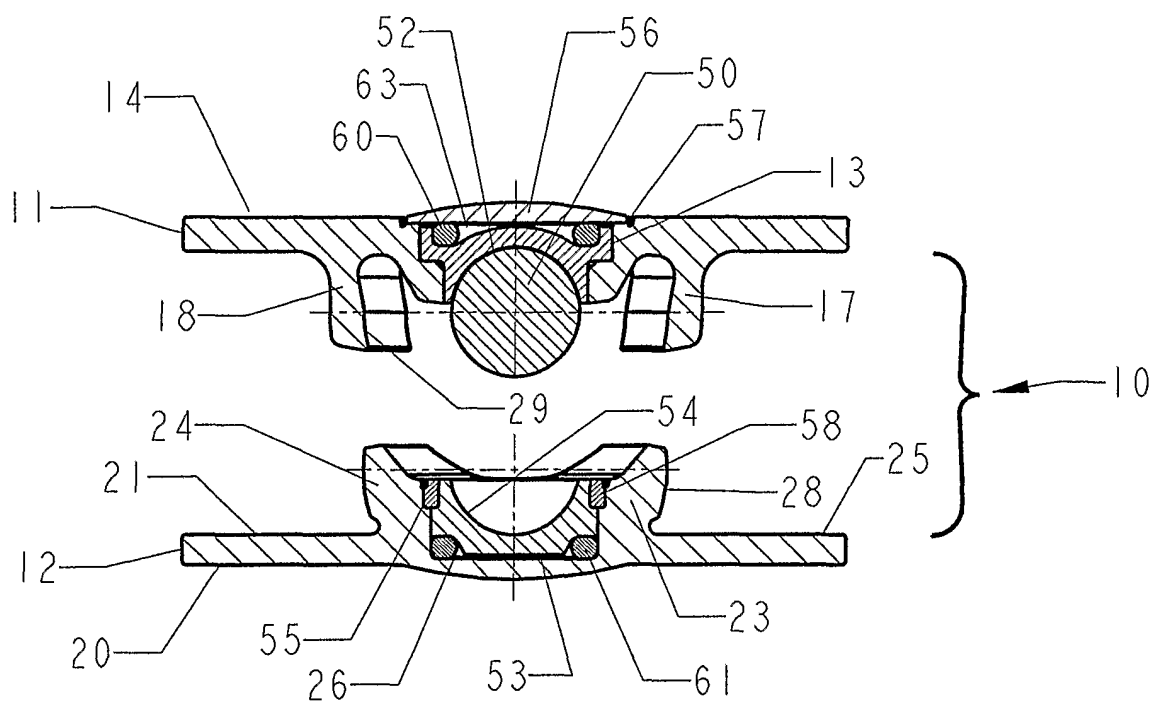
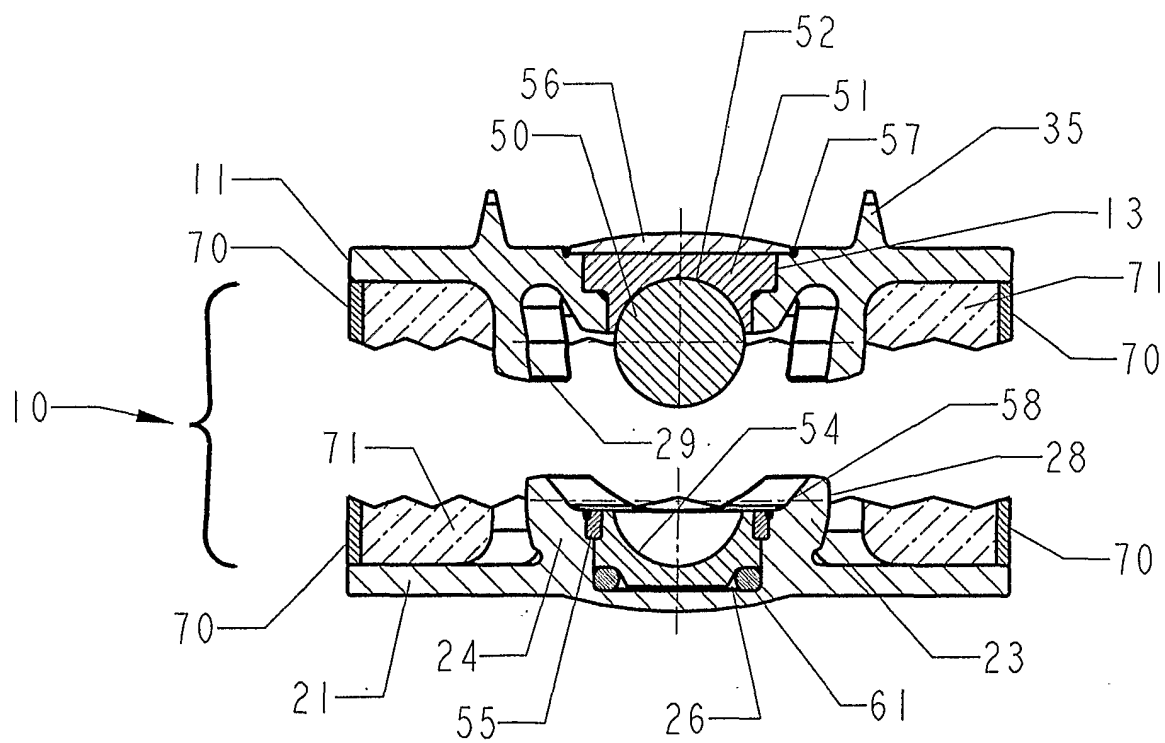
19 12. A spinal implant for placement between adjacent
20 vertebrae to replace disk material of claim 11 wherein
21 said first interrupted skirt and said second interrupted
22 skirt are adapted to interlock in a universal joint.
23

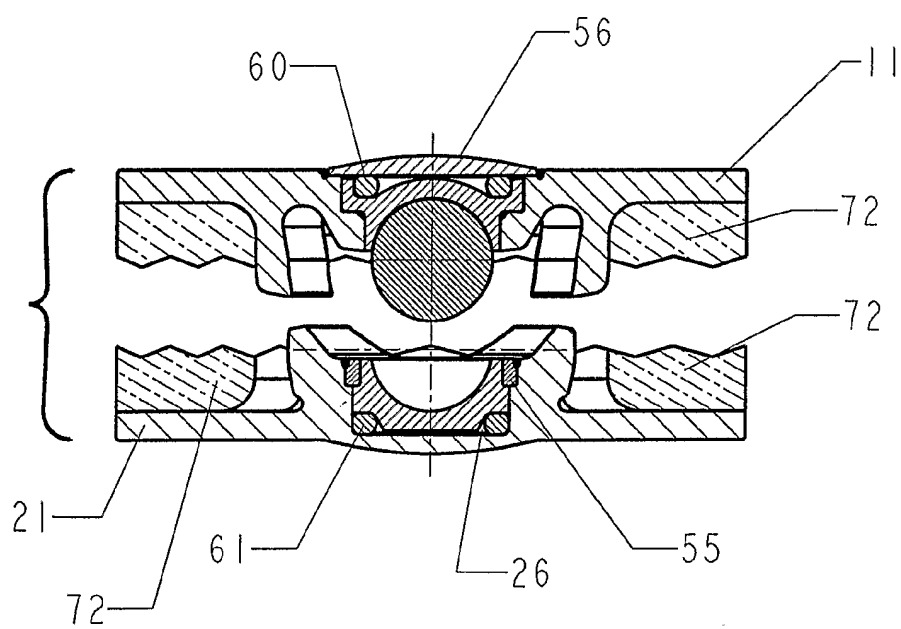
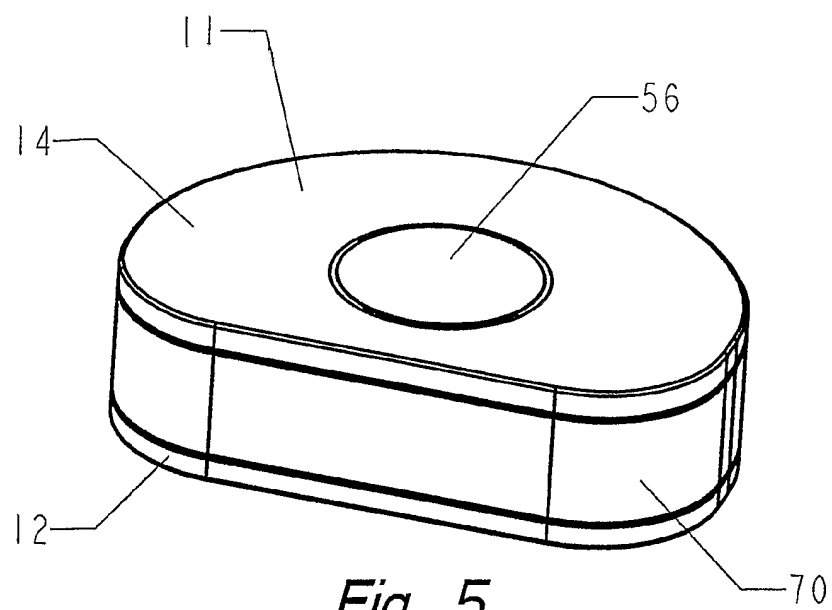
24 13. A spinal implant for placement between adjacent
25 vertebrae to replace disk material of claim 1 wherein said
26 resilient material circumscribes said first depression and
27 said second depression.
28

29 14. A spinal implant for placement between adjacent
30 vertebrae to replace disk material of claim 13 wherein
31 said resilient material approximates the consistency of
32 the excised disk material.
33

*Fig. 1*

*Fig. 2*

*Fig. 3**Fig. 4*

*Fig. 6*

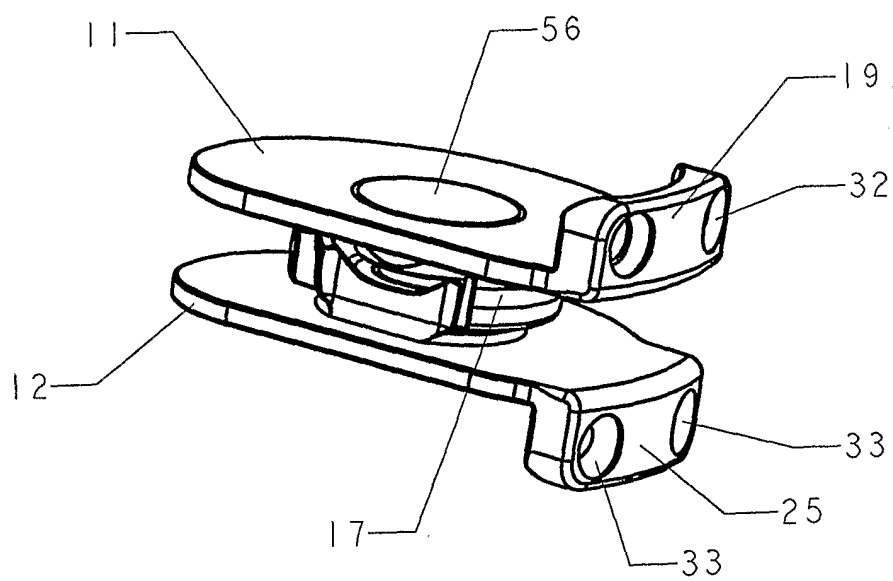
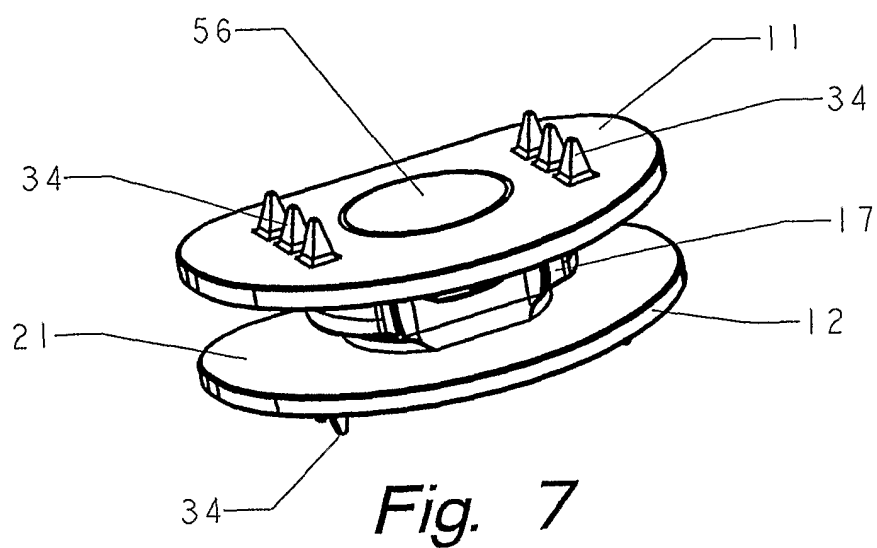


Fig. 8