(19) World Intellectual Property Organization

International Bureau



(43) International Publication Date 17 April 2008 (17.04.2008)

(10) International Publication Number WO 2008/045724 A3

(51) International Patent Classification: A61B 17/70 (2006.01) A61B 17/80 (2006.01)

(21) International Application Number:

PCT/US2007/080162

(22) International Filing Date: 2 October 2007 (02.10.2007)

(25) Filing Language:

English

(26) Publication Language:

English

(30) Priority Data:

11/544,839

6 October 2006 (06.10.2006) US

(71) Applicant (for all designated States except US): WAR-SAW ORTHOPEDIC, INC. [US/US]; 2500 Silveus Crossing, Warsaw, Indiana 46581 (US).

(72) Inventors; and

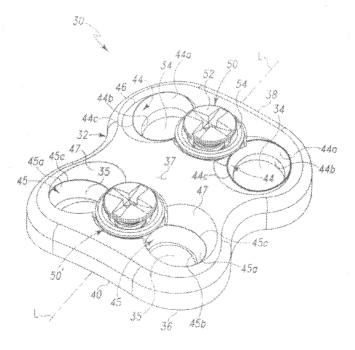
(75) Inventors/Applicants (for US only): MAY, Jason M. [US/US]; 10307 Hamilton View Drive, Cordova, Tennessee 38016 (US). OI, Nelson [US/US]; 1147 Island Place East, Memphis, Tennessee 38103 (US). COMPAN-IONI, Wilder [US/US]; 1695 Kings Pond Cove, Cordova, Tennessee 33018 (US). WEST, Michael V. [US/US];

3055 Tomlin Road, Somerville, Tennessee 38068 (US). WHITE, Stephen E. [US/US]; 1644 Dogwood Creek Drive, Germantown, Tennessee 38139 (US).

- (74) Agents: JOHNSON, Noreen C. et al.; 710 Medtronic Parkway MS LC340, Minneapolis, Minnesota 55432 (US).
- (81) Designated States (unless otherwise indicated, for every kind of national protection available): AE, AG, AL, AM, AT, AU, AZ, BA, BB, BG, BH, BR, BW, BY, BZ, CA, CH, CN, CO, CR, CU, CZ, DE, DK, DM, DO, DZ, EC, EE, EG, ES, FI, GB, GD, GE, GH, GM, GT, HN, HR, HU, ID, IL, IN, IS, JP, KE, KG, KM, KN, KP, KR, KZ, LA, LC, LK, LR, LS, LT, LU, LY, MA, MD, ME, MG, MK, MN, MW, MX, MY, MZ, NA, NG, NI, NO, NZ, OM, PG, PH, PL, PT, RO, RS, RU, SC, SD, SE, SG, SK, SL, SM, SV, SY, TJ, TM, TN, TR, TT, TZ, UA, UG, US, UZ, VC, VN, ZA, ZM, ZW.
- (84) Designated States (unless otherwise indicated, for every kind of regional protection available): ARIPO (BW, GH, GM, KE, LS, MW, MZ, NA, SD, SL, SZ, TZ, UG, ZM, ZW), Eurasian (AM, AZ, BY, KG, KZ, MD, RU, TJ, TM), European (AT, BE, BG, CH, CY, CZ, DE, DK, EE, ES, FI, FR, GB, GR, HU, IE, IS, IT, LT, LU, LV, MC, MT, NL, PL, PT, RO, SE, SI, SK, TR), OAPI (BF, BJ, CF, CG, CI, CM, GA, GN, GQ, GW, ML, MR, NE, SN, TD, TG).

[Continued on next page]

(54) Title: PORT STRUCTURES FOR NON-RIGID BONE PLATES



(57) Abstract: There is provided an orthopedic plate and port structures for the plate. The plate (16, 30, 130, 230, 330, 430) can be non-rigid and includes at least one hole (34, 35, 434, 435, 436) for receiving an anchor (18) or an anchor retaining device (20, 50, 50', 450). The at least one hole (34, 35, 434, 435, 436) can include a rigid port structure (44, 45, 132, 133, 232, 233, 332, 333, 410) that prevents or resists deformation of the plate (16, 30, 130, 230, 330, 430) when the anchor (18) or anchor retaining device (20, 50, 50', 450) is engaged thereto.



WO 2008/045724 A3



Published:

(88) Date of publication of the international search report:

17 July 2008

- 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

INTERNATIONAL SEARCH REPORT

International application No PCT/US2007/080162

A. CLASSIFICATION OF SUBJECT MATTER INV. A61B17/70 A61B17/80

According to International Patent Classification (IPC) or to both national classification and IPC

B. FIELDS SEARCHED

Minimum documentation searched (classification system followed by classification symbols) A61B

Documentation searched other than minimum documentation to the extent that such documents are included in the fields searched

Electronic data base consulted during the international search (name of data base and, where practical, search terms used)

EPO-Internal

~		
Category*	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
X	US 2004/215195 A1 (SHIPP KENNETH [US] ET AL) 28 October 2004 (2004-10-28) cited in the application page 1, paragraph 8-13 page 2, paragraph 26-29 page 3, paragraph 34 page 4, paragraph 39 - page 5, paragraph 49 figures 3a-4,6a-6c	1-4, 16-29
X	US 6 152 927 A (FARRIS ROBERT A [US] ET AL) 28 November 2000 (2000-11-28) cited in the application column 2, lines 28-67 column 5, line 45 - column 12, line 54 figures 6,11-18	1,4, 16-20, 28,29

X Further documents are listed in the continuation of Box C.	X See patent family annex.
* Special categories of cited documents: 'A' document defining the general state of the art which is not considered to be of particular relevance 'E' earlier document but 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) 'O' document referring to an oral disclosure, use, exhibition or other means 'P' document published prior to the international filing date but later than the priority date claimed	 "T" later document published after the international filing date or priority date and not in conflict with the application but cited to understand the principle or theory underlying the invention "X" document of particular relevance; the claimed invention cannot be considered novel or cannot be considered to involve an inventive step when the document is taken alone "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 being obvious to a person skilled in the art. "&" document member of the same patent family
Date of the actual completion of the international search 15 February 2008	Date of mailing of the international search report 29/05/2008
Name and mailing address of the ISA/ European Patent Office, P.B. 5818 Patentlaan 2 NL – 2280 HV Rijswijk Tel. (+31–70) 340–2040, Tx. 31 651 epo nl, Fax: (+31–70) 340–3016	Authorized officer Kakoullis, Marios

INTERNATIONAL SEARCH REPORT

International application No
PCT/US2007/080162

C(Continua	tion). DOCUMENTS CONSIDERED TO BE RELEVANT		
Category*	Citation of document, with indication, where appropriate, of the relevant passages	Relev	ant to claim No.
Х	US 5 578 034 A (ESTES BRADLEY T [US]) 26 November 1996 (1996-11-26) column 1, lines 32-40 column 5, line 54 - column 8, line 67 figures 1,6,7		1,4,5
A			6-8,16
X	US 5 057 111 A (PARK JOON B [US]) 15 October 1991 (1991-10-15) column 5, line 61 - column 8, line 52 figures 2,5		1,4
A	rigules 2,5		2,16
X	EP 1 306 057 A (BIEDERMANN MOTECH GMBH [DE]) 2 May 2003 (2003-05-02) column 3, paragraph 11 - column 4, paragraph 13 figures 1,4		1,4-8
X	FR 2 744 011 A (ROSSIN RICHARD [FR]) 1 August 1997 (1997-08-01) page 2, lines 6-24 page 3, line 13 - page 6, line 28 figure 25		1,4
,			
٠	i ·		

International application No. PCT/US2007/080162

INTERNATIONAL SEARCH REPORT

Box No. II Observations where certain claims were found unsearchable (Continuation of item 2 of first sheet)
This international search report has not been established in respect of certain claims under Article 17(2)(a) for the following reasons:
Claims Nos.: because they relate to subject matter not required to be searched by this Authority, namely:
2. Claims Nos.: because they relate to parts of the international application that do not comply with the prescribed requirements to such an extent that no meaningful international search can be carried out, specifically:
3. Claims Nos.: because they are dependent claims and are not drafted in accordance with the second and third sentences of Rule 6.4(a).
Box No. III Observations where unity of invention is lacking (Continuation of item 3 of first sheet)
This International Searching Authority found multiple inventions in this international application, as follows:
see additional sheet
As all required additional search fees were timely paid by the applicant, this international search report covers allsearchable claims.
2. As all searchable claims could be searched without effort justifying an additional fees, this Authority did not invite payment of additional fees.
3. As only some of the required additional search fees were timely paid by the applicant, this international search reportcovers only those claims for which fees were paid, specifically claims Nos.:
4. No required additional search fees were timely paid by the applicant. Consequently, this international search report is restricted to the invention first mentioned in the claims; it is covered by claims Nos.:
see annex
Remark on Protest The additional search fees were accompanied by the applicant's protest and, where applicable, the payment of a protest fee.
The additional search fees were accompanied by the applicant's protest but the applicable protest fee was not paid within the time limit specified in the invitation.
No protest accompanied the payment of additional search fees.

FURTHER INFORMATION CONTINUED FROM PCT/ISA/ 210

This International Searching Authority found multiple (groups of) inventions in this international application, as follows:

1. claims: 1-8, 16-29

A plating system for stabilizing a spinal column segment, comprising:

a plate body extending between a first end and an opposite second end along a longitudinal axis, said plate body including a distal surface positionable adjacent the spinal column segment and an opposite proximal surface, said plate body further including at least one hole extending between said distal and proximal surfaces; and a port structure positioned about at least a portion of said at least one hole, said port structure including a distal portion adjacent said distal surface of said plate body and a proximal portion adjacent said proximal surface of said plate body, said distal portion including an inner surface defining a cylindrically shaped portion of said at least one hole and said proximal portion including an inner surface defining a concave recessed portion of said at least one hole for receiving a head of an anchor therein.

2. claims: 9-15, 30-34

A plating system for stabilizing a spinal column segment, comprising:

a plate body extending between a first end and an opposite second end along a longitudinal axis, said plate body including a distal surface positionable adjacent the spinal column segment and an opposite proximal surface, said plate body further including at least one hole extending between said distal and proximal surfaces; and a port structure positioned about at least a portion of said at least one hole, said port structure including a distal portion adjacent said distal surface of said plate body and a receptacle extending proximally from said distal portion to a flange adjacent said proximal surface of said plate body, wherein said flange is deformed from a first position extending proximally from said receptacle to a second position extending radially outwardly from said receptacle into engagement with said plate body.

INTERNATIONAL SEARCH REPORT

Information on patent family members

International application No
PCT/US2007/080162

Patent document cited in search report		Publication date		Patent family member(s)		Publication date
US 2004215195	5 A1	28-10-2004	AU CA CN EP JP KR US WO	2004233785 A 2523305 A 1791365 A 1622528 A 2006524538 T 20050113286 A 2008033437 A 2004096068 A	11 1 11 1 1 1	11-11-2004 11-11-2004 21-06-2006 08-02-2006 02-11-2006 01-12-2005 07-02-2008 11-11-2004
US 6152927	A	28-11-2000	AT AU AU CA DE DE DE DE EP ES JP PT WO ZA		7 32 31 31 31 52 53 53 53 64 64 7	15-10-2006 15-09-2003 05-04-2001 08-12-1998 19-11-1998 25-09-2003 24-06-2004 24-05-2007 08-12-2003 15-03-2000 01-05-2007 01-05-2004 11-12-2001 21-06-2007 31-12-2003 19-11-1998 13-08-2001
US 5578034	A	26-11-1996	AU DE DE DE EP WO ZA	5935096 A 69627890 I 69627890 I 69634648 I 69634648 I 0876128 A 9639975 A	D1 Γ2 D1 Γ2 A1	30-12-1996 05-06-2003 11-03-2004 25-05-2005 02-03-2006 11-11-1998 19-12-1996 07-01-1997
US 5057111	A	15-10-1991	NON	E		
EP 1306057	A	02-05-2003	DE DE JP KR US	10152094 / 50204761 I 2003126108 / 20030033932 / 2003078583 /	01 A A	15-05-2003 08-12-2005 07-05-2003 01-05-2003 24-04-2003
FR 2744011	A	01-08-1997	NON			