

(12) STANDARD PATENT
(19) AUSTRALIAN PATENT OFFICE

(11) Application No. **AU 2004285424 B2**

- (54) Title
Attachment device and methods of using the same
- (51) International Patent Classification(s)
A61B 17/064 (2006.01) **A61B 17/08** (2006.01)
A61B 17/068 (2006.01) **A61B 17/122** (2006.01)
- (21) Application No: **2004285424** (22) Date of Filing: **2004.10.06**
- (87) WIPO No: **WO05/041784**
- (30) Priority Data
- (31) Number (32) Date (33) Country
10/681,700 **2003.10.08** **US**
- (43) Publication Date: **2005.05.12**
(44) Accepted Journal Date: **2010.12.16**
- (71) Applicant(s)
Arbor Surgical Technologies, Inc.
- (72) Inventor(s)
Drews, Michael J.;Bacich, Steven R.;Gurskis, Donnell W.
- (74) Agent / Attorney
Spruson & Ferguson, Level 35 St Martins Tower 31 Market Street, Sydney, NSW, 2000
- (56) Related Art
EP 0826340
WO 2003/053289
DE 19711288
FR 320731

(19) World Intellectual Property
Organization
International Bureau



(43) International Publication Date
12 May 2005 (12.05.2005)

PCT

(10) International Publication Number
WO 2005/041784 A3

(51) International Patent Classification⁷: **A61B 17/122**

(21) International Application Number:
PCT/US2004/033149

(22) International Filing Date: 6 October 2004 (06.10.2004)

(25) Filing Language: English

(26) Publication Language: English

(30) Priority Data:
10/681,700 8 October 2003 (08.10.2003) US

(71) Applicant (for all designated States except US): **ARBOR
SURGICAL TECHNOLOGIES, INC.** [US/US]; 22
Morgan, Irvine, CA 92614 (US).

(72) Inventors; and

(75) Inventors/Applicants (for US only): **DREWS, Michael,
J.** [US/US]; 4524 U Street, Sacramento, CA 95817 (US).

GURSKIS, Donnell, W. [US/US]; 924 Holly Road, Bel-
mont, CA 94002 (US). **BACICH, Steven, R.** [US/US]; 20
Fairway Place, Half Moon Bay, CA 94019 (US).

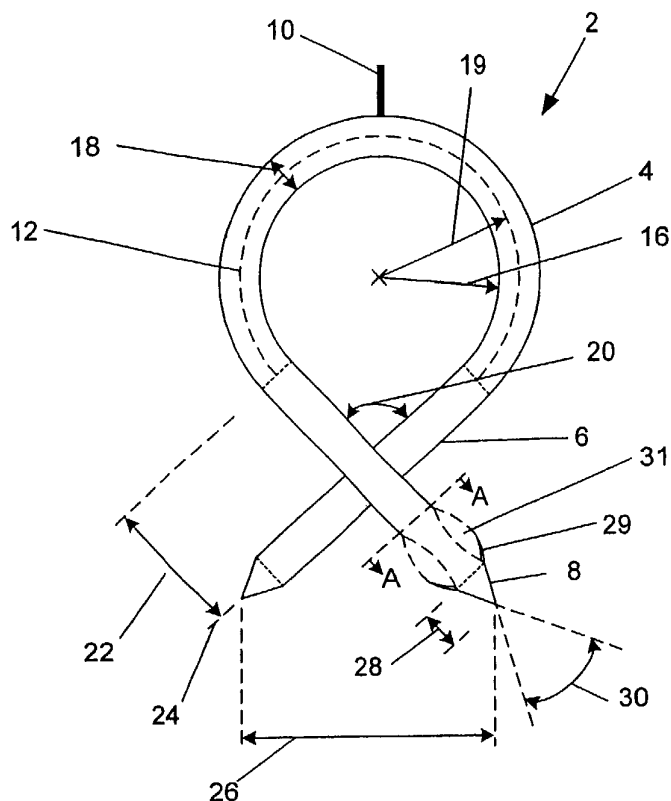
(74) Agent: **ENGLISH, William, A.**; Cohen Sakaguchi &
English LLP, 2040 Main Street, 9th Floor, Irvine, CA
92614 (US).

(81) Designated States (unless otherwise indicated, for every
kind of national protection available): AE, AG, AL, AM,
AT, AU, AZ, BA, BB, BG, BR, BW, BY, BZ, CA, CH, CN,
CO, CR, CU, CZ, DE, DK, DM, DZ, EC, EE, EG, 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, NA, 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, US, UZ, VC, VN, YU, ZA, ZM,
ZW.

(84) Designated States (unless otherwise indicated, for every
kind of regional protection available): ARIPO (BW, GH,

[Continued on next page]

(54) Title: ATTACHMENT DEVICE AND METHODS OF USING THE SAME



(57) Abstract: Devices for attaching a first mass and a second mass and methods of making and using the same are disclosed. The devices can be made from a resilient, elastic or deformable materials. The devices can be used to attach a heart valve ring to a biological annulus. The devices can also be used for wound closure or a variety of other procedures such as anchoring a prosthesis to surrounding tissue or another prosthesis, tissue repair, such as in the closure of congenital defects such as septal heart defects, tissue or vessel anastomosis, fixation of tissue with or without a reinforcing mesh for hernia repair, orthopedic anchoring such as in bone fusing or tendon or muscle repair, ophthalmic indications, laparoscopic or endoscopic tissue repair or placement of prostheses, or use by robotic devices for procedures such as those above performed remotely.



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, IT, LU, MC, 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).

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:

11 August 2005

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.

**ATTACHMENT DEVICE
AND METHODS OF USING THE SAME**

BACKGROUND OF THE INVENTION

5 1. Field of the Invention

 The present invention relates generally to a device for attaching a first mass to a second mass and methods of making and using the same.

2. Description of the Related Art

10 Prosthetic heart valves can replace defective human valves in patients. Prosthetic valves commonly include sewing rings, suture cuffs or rings that are attached to and extend around the outer circumference of the prosthetic valve orifice.

 In a typical prosthetic valve implantation procedure, the aorta is incised and the defective valve is removed leaving the desired placement site that may include a fibrous
15 tissue layer or annular tissue. Known heart valve replacement techniques include individually passing sutures through the fibrous tissue or desired placement site within the valve annulus to form an array of sutures. Free ends of the sutures are extended out of the thoracic cavity and laid, spaced apart, on the patient's body. The free ends of the sutures are then individually threaded through a flange of the sewing ring. Once all sutures have
20 been run through the sewing ring (typically 12 to 18 sutures), all the sutures are pulled up taught and the prosthetic valve is slid or "parachuted" down into place adjacent the placement site tissue. The prosthetic valve is then secured in place by traditional knot tying with the sutures. This procedure is time consuming as doctors often use three to ten knots per suture.

25 The sewing ring is often made of a biocompatible fabric through which a needle and suture can pass. The prosthetic valves are typically attached to the sewing rings which are sutured to a biological mass that is left when the surgeon removes the existing valve from the patient's heart. The sutures are tied snugly, thereby securing the sewing ring to the biological mass and, in turn, the prosthetic valve to the heart.

30 During heart valve replacement procedures, the patient is on heart-lung bypass which reduces the patient's oxygen level and creates non-physiological blood flow dynamics. The longer a patient is on heart-lung bypass, the greater the risk for permanent health damage. Existing suturing techniques extend the duration of bypass and increase

the health risks due to heart-lung bypass. Furthermore, the fixturing force created by suturing varies significantly from suture to suture, even for the same medical professional.

5 In addition, sutures and other attachment devices are used in a variety of medical applications where the use of the device of the present invention would provide an advantage in fixing a first mass to a second mass, where the first mass is a tissue or a device or prosthesis, and the second mass is a tissue or a device or prosthesis. These applications include anchoring a prosthesis such as a synthetic or autologous graft to
10 surrounding tissue or another prosthesis, tissue repair such as in the closure of congenital defects such as septal heart defects, tissue or vessel anastomosis, fixation of tissue with or without a reinforcing mesh for hernia repair, orthopedic anchoring such as in bone fusing or tendon or muscle repair, ophthalmic indications, laparoscopic or endoscopic tissue repair or placement of prostheses, or use by robotic devices for procedures performed
15 remotely.

For these indications and others, there is a need for a fixturing device to minimize the time spent fixturing certain devices or conduits, such as a valve prosthesis and a second mass, a vessel to another vessel or anatomical structure, tissue to tissue, surrounding tissue to a second prosthesis, and the like as described above. Furthermore,
20 there is a need for a device that compliments existing suturing or attachment devices and methods and reduces fixturing times. Also, there is a need for a fixturing device that can be easily removed. There also exist a need to provide a fixturing device that can provide a consistent fixturing force.

Object of the Invention

25 It is the object of the present invention to substantially overcome or ameliorate one or more of the disadvantages of the prior art.

Summary of the Invention

The present invention provides an apparatus for attaching a prosthesis to tissue,
30 the apparatus comprising:

an attachment device made from elastic material for securing the prosthesis to tissue; and

a delivery tool for deploying the device,

wherein the attachment device comprises:

a curved base having a base diameter, a first end and a second end, a first leg having a first longitudinal axis and a first leg length, wherein the first leg extends from the first end of the base, and a second leg having a second longitudinal axis and a second leg length, wherein the second leg extends from the second end of the base, the legs of the attachment device further comprising tips with straight pointed ends that allow the device to be removed and redeployed at any stage of deployment; and

wherein the attachment device has a first relaxed configuration, wherein the first leg crosses the second leg at a leg angle, and wherein the leg angle is less than 180 degrees and a second delivery configuration in which the legs splay apart, when external forces are applied by the delivery tool; such as to allow the attachment device to be pushed through the prosthesis into the tissue, and wherein the attachment device is revertible from the second delivery configuration towards the first relaxed configuration when the external forces are removed from the attachment device.

In one embodiment, the leg angle is less than or equal to 90 degrees.

In one embodiment, the leg angle is less than or equal to 60 degrees.

In one embodiment, the base diameter is less than or equal to 3.302 mm.

In one embodiment, the base diameter is greater than or equal to 2.032 mm.

The tips can comprise retention devices and a retention coating configured to render the retention device ineffective until the retention coating has been biodegraded.

The apparatus can further comprise a pledget, and the device can be fed through a pledget before the device is forced into the prosthesis and tissue.

In one embodiment, the tool is configured for application of a pivot torque to the device so that the legs are forced to pivot radially outward from each other from the first relaxed configuration to the second delivery configuration.

In one embodiment, the tool is configured for retaining the device in the second delivery configuration while allowing the device to be inserted into a desired deployment site, whereupon the device can be deployed from the tool.

The tool can comprise an anvil and the device is loaded around the anvil in the first relaxed configuration.

The tool can comprise a slide and an anvil for causing the legs of the device to rotate outward to the second delivery configuration, whereupon the device can then be inserted into a desired deployment site.

The device can be deployed from the tool by sliding the anvil out of the way and forcing the device out the end of the tool with the slide.

The present invention also provides a method for attaching a heart valve prosthesis to a tissue annulus using an attachment device comprising a base and a pair of legs extending from the base, the attachment device being elastically movable from a relaxed state wherein the legs cross one another and a delivery state wherein the legs extend substantially parallel with one another, the method comprising:

loading the attachment device into a tool with the attachment device in the relaxed state;

securing the heart valve prosthesis to the tissue annulus using the attachment device while applying a force using the tool to place the attachment device in the delivery state; and

releasing the attachment device from the tool such that the attachment device returns towards the relaxed state such that the legs cross one another,

wherein the heart valve prosthesis comprises a first prosthesis and a second prosthesis, and

wherein securing the heart valve prosthesis to the tissue annulus comprises:

securing the first prosthesis to a tissue annulus by inserting a plurality of attachment devices through the first prosthesis; and

thereafter placing the second prosthesis, and wherein each attachment device is delivered by:

a) holding the attachment device in the tool in the relaxed state;

b) applying a force with the tool to force the attachment device to the delivery state;

c) inserting the legs through the first prosthesis into tissue with the attachment device in the delivery state; and

d) deploying the attachment device from the tool such that the attachment device returns towards the relaxed state.

In one embodiment, the legs cross one another at a leg angle less than one hundred eighty degrees (180^0) in the relaxed state.

In one embodiment, the leg angle is less than or equal to ninety degrees (90^0) in the relaxed state.

In one embodiment, the base rotates about a base axis when the attachment device is released, thereby causing the legs to cross one another.

The force applied to place the attachment device in the delivery state can comprise a base torque or a pivot torque.

3b

In one embodiment, the attachment device is used to implant the heart valve prosthesis in a supra-annular position.

5 In one embodiment, the attachment device is used to implant the heart valve prosthesis in an infra-annular position.

In one embodiment, the first prosthesis comprises a sewing ring and the second prosthesis comprises a valve structure.

The method can further comprise loading a pledget onto the attachment device before securing the heart valve prosthesis.

10 In one embodiment, the attachment devices are used to secure the first prosthesis in a supra-annular position.

In one embodiment, the attachment devices are placed within or around the tissue annulus to secure the first prosthesis to the tissue annulus.

15 In one embodiment, the attachment devices are placed vertically or horizontally within or around the tissue annulus to secure the first prosthesis to the tissue annulus.

In one embodiment, the first prosthesis comprises a sewing ring, and the first prosthesis is attached to a tissue annulus by inserting the attachment devices through the sewing ring.

20 The tool can comprises an anvil, and step a) can comprise loading the attachment device around the anvil in the relaxed state.

In one embodiment, the tool comprises a slide and an anvil for causing the legs of the attachment device to rotate outward to the delivery state during step b).

In one embodiment, step d) comprises sliding the anvil out of the way and forcing the device out the end of the tool with the slide.

25 In one embodiment, the tool retains the attachment device in the delivery state while the device is inserted through the first prosthesis into tissue, whereupon the device is deployed from the tool.

In one embodiment, the legs of the attachment devices comprise tips with straight pointed ends.

30 In one embodiment, delivery of at least one of the attachment devices further comprises removing the attachment device from the sewing ring and tissue.

In one embodiment, delivery of the at least one of the attachment devices further comprises redeploying the attachment device at another location.

35 **Brief Description of the Drawings**

Preferred embodiments of the present invention will now be described, by way of example only, with reference to the accompanying drawings, wherein:

Figure 1 is a front view of an embodiment of the attachment device.

Figure 2 is a side view of an embodiment of the attachment device.

Figure 3 is a bottom view of an embodiment of the attachment device.

Figures 4-10 illustrate embodiments of section A-A of the attachment device.

5 Figure 11 is a front view of an embodiment of the attachment device.

Figures 12 and 13 are bottom views of various embodiments of the attachment device shown in Figure 11.

Figures 14 and 15 are front views of various embodiments of the attachment device.

10 Figure 16 is a front perspective view of an embodiment of the attachment device.

Figure 17 is a top view of the embodiment of the attachment device shown in Figure 16.

Figure 18 is a side perspective view of an embodiment of the attachment device.

Figure 19 is a side view of the attachment device shown in Figure 18.

15 Figures 20 and 21 are front views of various embodiments of the attachment device.

Figure 22 is a front perspective view of an embodiment of the attachment device.

Figure 23 is a top view of the embodiment of the attachment device shown in Figure 22.

20 Figure 24 is a front view of an embodiment of the attachment device.

Figures 25 illustrates an embodiment of a mandrel for manufacturing the attachment device.

Figures 26 and 27 illustrate methods of changing the attachment device from a first configuration to a second configuration.

25 Figures 28-30 are cross-sections illustrating an embodiment of a method of using the attachment device.

Figures 31-33 are cross-sections illustrating an embodiment of a method of using the attachment device with the pledget shown in full perspective for Figures 31 and 32.

30 Figures 34-36 are cross-sections illustrating an embodiment of a method of using the embodiment of the attachment device shown in Figure 14.

Figures 37-39 are cross-sections illustrating an embodiment of a method of using the embodiment of the attachment device shown in Figures 18 and 19.

- 5 -

Figures 40-42 are cross-sections illustrating an embodiment of a method of using the attachment device.

Figure 43 is a cross-section illustrating a method of using the flag.

Figure 44 illustrates an embodiment of the tool for deploying the attachment
5 device.

Figure 45 illustrates the end of a tool for deploying the attachment device.

Figures 46 and 47 illustrate using the tip of an embodiment of the tool to deploy the attachment device.

10

DETAILED DESCRIPTION

Figures 1 through 3 illustrate an attachment device 2. The attachment device 2 can have a base 4, legs 6, and a tip 8 at the end of each leg 6. (Phantom lines delineate the base 4, legs 6 and tips 8.) The base 4, legs 6 and tips 8 can be separate or integral elements. A flag 10 can be attached to, and extend from, the base 4. The base 4 and/or
15 the legs 6 can be straight or curved.

The attachment device 2 can be made from a deformable or elastic material or a combination of materials having resulting deformable or elastic properties. The material can be, for example, stainless steel alloys, nickel titanium alloys (e.g., Nitinol), cobalt-chrome alloys (e.g., ELGILOY® from Elgin Specialty Metals, Elgin, IL;
20 CONICHROME® from Carpenter Metals Corp., Wyomissing, PA), polymers such as polyester (e.g., DACRON® from E. I. Du Pont de Nemours and Company, Wilmington, DE), polypropylene, polytetrafluoroethylene (PTFE), expanded PTFE (ePTFE), polyether ether ketone (PEEK), nylon, polyether-block co-polyamide polymers (e.g., PEBAX® from ATOFINA, Paris, France), aliphatic polyether polyurethanes (e.g., TECOFLEX® from
25 Thermedics Polymer Products, Wilmington, MA), polyvinyl chloride (PVC), polyurethane, thermoplastic, fluorinated ethylene propylene (FEP), extruded collagen, silicone, echogenic, radioactive, radiopaque materials or combinations thereof. Examples of radiopaque materials are barium sulfate, titanium, stainless steel, nickel-titanium alloys, tantalum and gold.

30 Any or all elements of the attachment device 2 can be a matrix for cell ingrowth or used with a fabric, for example a covering (not shown) that acts as a matrix for cell ingrowth. The fabric can be, for example, polyester (e.g., DACRON® from E. I. du Pont

- 6 -

de Nemours and Company, Wilmington, DE), polypropylene, PTFE, ePTFE, nylon, extruded collagen, silicone or combinations thereof.

The attachment device 2 and/or the fabric can be filled and/or coated with an agent delivery matrix known to one having ordinary skill in the art and/or a therapeutic and/or
 5 diagnostic agent. These agents can include radioactive materials; radiopaque materials; cytogenic agents; cytotoxic agents; cytostatic agents; thrombogenic agents, for example polyurethane, cellulose acetate polymer mixed with bismuth trioxide, and ethylene vinyl alcohol; lubricious, hydrophilic materials; phosphor cholene; anti-inflammatory agents, for example non-steroidal anti-inflammatories (NSAIDs) such as cyclooxygenase-1 (COX-1)
 10 inhibitors (e.g., acetylsalicylic acid, for example ASPIRIN® from Bayer AG, Leverkusen, Germany; ibuprofen, for example ADVIL® from Wyeth, Collegeville, PA; indomethacin; mefenamic acid), COX-2 inhibitors (e.g., VIOXX® from Merck & Co., Inc., Whitehouse Station, NJ; CELEBREX® from Pharmacia Corp., Peapack, NJ; COX-1 inhibitors); immunosuppressive agents, for example Sirolimus (RAPAMUNE®, from Wyeth, ,
 15 Collegeville, PA), or matrix metalloproteinase (MMP) inhibitors (e.g., tetracycline and tetracycline derivatives) that act early within the pathways of an inflammatory response. Examples of other agents are provided in Walton et al, Inhibition of Prostaglandin E₂ Synthesis in Abdominal Aortic Aneurysms, *Circulation*, July 6, 1999, 48-54; Tambiah et al, Provocation of Experimental Aortic Inflammation Mediators and Chlamydia
 20 Pneumoniae, *Brit. J. Surgery* 88 (7), 935-940; Franklin et al, Uptake of Tetracycline by Aortic Aneurysm Wall and Its Effect on Inflammation and Proteolysis, *Brit. J. Surgery* 86 (6), 771-775; Xu et al, Sp1 Increases Expression of Cyclooxygenase-2 in Hypoxic Vascular Endothelium, *J. Biological Chemistry* 275 (32) 24583-24589; and Pyo et al, Targeted Gene Disruption of Matrix Metalloproteinase-9 (Gelatinase B) Suppresses
 25 Development of Experimental Abdominal Aortic Aneurysms, *J. Clinical Investigation* 105 (11), 1641-1649 which are all incorporated by reference in their entireties.

A base axis 12 can extend longitudinally through the transverse cross-sectional center of the base 4. As shown in Figure 2, when viewed from the side, the base axis 12 can form a base plane angle 14 from about 0° to about 30°, for example about 10°. The
 30 base 4 can have a base inner radius 16 from about 0.25 mm (0.010 in.) to about 19.1 mm (0.750 in.), for example about 1.91 mm (0.075 in.). The proximal end of the base 4 can be formed into a table 17. The table 17 can be a flat surface that tapers to the base 4

- 7 -

The base 4 and legs 6 can have a shaft diameter 18 from about 0.03 mm (0.001 in.) to about 6.35 mm (0.250 in.), for example, about 0.51 mm (0.020 in.). The base 4 and legs 6 can have the same or different shaft diameters 18. A base neutral radius 19 can be the base inner radius 16 and half the shaft diameter 18. As shown in Figure 1, the legs 6 can intersect at a leg angle 20 in or near the plane of the attachment device 2 or in or near the approximate plane of the base 4. An approximate plane is a plane that can be used whether the base 4 does or does not fall on a flat plane. If the base 4 is a straight line or a point, the approximate plane of the base 4 can be calculated using the points of the legs 6 that are nearest the base 4 and out of line with the base 4. The leg angle 20 can be from about 180° to about 10°, more narrowly from about 90° to about 60°, for example about 45° or, for example, about 60°.

The length from an end of the base 4 to a longitudinal leg axis 24 can be a body length 22. The body length 22 can be from about 0.25 mm (0.010 in.) to about 12.7 mm (0.500 in.), for example about 2.913 mm (0.1147 in.). The length between the distal end of one tip 8 and the distal end of the opposite tip 8 can be a tip distance 26. The tip distance 26 can be from about 0.03 mm (0.001 in.) to about 25.4 mm (1.000 in.), more narrowly about 1.3 mm (0.050 in.) to about 3.18 mm (0.125 in.), for example about 2.3 mm (0.090 in.).

The tip 8 can have a tip length 28 from about 0.05 mm (0.002 in.) to about 12.7 mm (0.500 in.), for example about 1.0 mm (0.040 in.). The tip 8 can have a tip angle 30 from about 5° to about 90°, for example about 30°. The tips 8 can be straight, pointed ends, curve out of line (shown by alternative tips 8a and 8b, drawn in phantom lines in Figures 2 and 3) from the nearest end of the leg 6, or combinations thereof.

The tips 8 and/or legs 6 can have retention devices 29. The retention devices 29 can be barbs, spikes, hooks, threads, ribs, splines, a roughened surface, a sintered surface, a covered surface (e.g., with DACRON® from E. I. du Pont de Nemours and Company, Wilmington, DE) or combinations thereof. A retention coating 31, for example a biodegradable coating or filler such as gel or gelatin or otherwise removable, can be on and/or around and/or near the retention devices 29. The retention coating 31 (shown in phantom lines) can be configured to render the retention device 29 substantially ineffective until a substantial amount of the retention coating 31 has been biodegraded or otherwise removed.

The legs 6 can have mechanical interfaces 33, for example, a slot, snap, protrusion, latch, catch or combinations thereof. The interfaces 33 can be aligned so the interface on one leg 6 meets the interface 33 on the other leg 6 at the point where the legs 6 cross. The interfaces 33 can removably attach to each other.

5 Figures 4 through 10 illustrate examples of cross-section A-A of the legs 6 and/or the base 4. The cross-section A-A of the legs 6 can be the same or different as the cross-sections of the base 4. The cross-sections of the base 4 and/or legs 6 can be constant or vary along their respective lengths. Figures 4 through 8, respectively, illustrate circular, rectangular (including square), triangular, substantially flat, and star-shaped or irregular
10 cross-sections A-A. Figure 9 illustrates an oval cross-section A-A. A ratio of the shaft diameter 18 to the length of a minor axis 32 can be from about 1:1 to about 20:1, for example 10:1.

Figure 10 illustrates a cavity 36 inside the cross-section A-A. The cavity 34 can be hollow or can be filled completely or partially. The cavity 34 can be filled with an agent
15 delivery matrix known to one having ordinary skill in the art and/or a therapeutic and/or diagnostic agent and/or echogenic and/or radioactive and/or radiopaque materials, for example, the agents and/or materials listed supra. The type and amount of filling can vary along the length of the base 4 and/or legs 6. The ratio of the shaft diameter 18 to a cavity diameter 36 can be from about 1:1 to about 50:1, for example, about 2:1.

20 Figure 11 illustrates an attachment device 2 that can have a leg 6 that can have a first leg segment 38 and a second leg segment 40. The first leg segment 38 can extend from the base 4. The second leg segment 40 can extend on a proximal end from the first leg segment 38. The tip 8 can extend from a distal end of the second leg segment 40. The second leg segment 40 can have a different radius of curvature than the first leg segment
25 38 and/or form an angle with respect to the first leg segment 40. Figure 12 illustrates that the second leg segment 40 can form an angle (shown by arrows) with the approximate plane of the base 4. Figure 13 illustrates that the first leg segment 38 can form an angle (shown by arrows) with the approximate plane of the base 4. The second leg segments 40 can be substantially parallel with the approximate plan of the base 4.

30 Figure 14 illustrates an attachment device 2 that can have a first leg 6a that can be substantially longer than a second leg 6b. The ratio of a first leg-tip length 22a to a second leg-tip length 22b can be from about 1:1 to about 10:1, for example, about 3:1.

- 9 -

Figure 15 illustrates an attachment device that can have a first leg radius 42 and a second leg radius 44. The ratio of the first leg radius 42 to the second leg radius 44 can be from about 1:1 to about 50:1, for example about 10:1.

Figures 16 and 17 illustrate an attachment device 2 that can have a "flat top." The approximate plane of the second leg 6b can form an angle, for example about 90°, with the approximate plane of the base 4. When in use, the flat top can further anchor the attachment device 2 against the first mass and/or second mass. Figures 18 and 19 illustrate an attachment device 2 that can have arms 6 that can wrap around the base axis 12.

Figure 20 illustrates an attachment device 2 that can have arms 46 that can extend from the base 4 and/or the legs 6. When deployed, the arms 46 can squeeze tissue between the arms 46 and the legs 6 and/or base 4 for additional retention force. Anchors 48 can extend from the arms 46, for example at the distal ends of the arms 46. The anchors 48 can be, for example, hooks, barbs, spikes, staples or combinations thereof. The anchors 48 can extend directly from the base 4 and/or legs 6 with or without arms 46 separately attached to the base 4 and/or legs 6. Figure 21 illustrates an attachment device 2 that can have a straight base 4 and can have the arms 46 extending from the base 4.

Figures 22 and 23 illustrate an attachment device that can have first, second and third legs 6a, 6b and 6c. The base 4 can be a platform, wire frame, or point attachment which can be spot-welded or brazed, tube crimped or otherwise mechanically connected. The planes of the legs 6a, 6b and 6c can intersect at substantially equal angles, about 120°, or unequal angles.

Figure 24 illustrates an attachment device that can have a first loop 49 and a second loop 51. The first loop 49 can be formed from the base 4 and a proximal portion of the first leg segments 38. The second loop 51 can be formed from a distal portion of the first leg segments 38 and a proximal portion of the second leg segments 40.

METHODS OF MAKING

Figure 25 illustrates a mandrel 50 that can be used to form the attachment device 2, for example during heat treatment. The base 4 and/or legs 6 can be held on the mandrel 50 by a single cylinder 52, a formed path 54, a pressure plate 56, for example a washer under a screw or combinations thereof. Methods for forming shape memory alloys (e.g., Nitinol) are known to those having ordinary skill in the art. The tips 8 can be formed, for example,

- 10 -

by grinding, electropolishing, or precision sharpening (e.g., polishing services from Point Technologies, Inc., Boulder, CO) to a satisfactory geometry, including a trocar point, beveled, rounded, tapered, pointed or flattened.

Other methods known to one having ordinary skill in the art can be used to
5 manufacture the attachment device 2 and/or its elements. For example, manufacturing techniques include molding, machining, casting, forming (e.g., pressure forming), crimping, stamping, melting, screwing, gluing, welding, die cutting, laser cutting, electrical discharge machining (EDM), etching or combinations thereof.

Any elements, sub-assemblies, or the attachment device 2 as a whole after final
10 assembly, can be coated by dip-coating or spray-coating methods known to one having ordinary skill in the art, utilizing materials such as PTFE (e.g., TEFLON® from E. I. du Pont de Nemours and Company, Wilmington, DE), polyester (e.g., DACRON® from E. I. du Pont de Nemours and Company, Wilmington, DE), gelatin, gel, other polymers or combinations thereof. One example of a method used to coat a medical device for
15 vascular use is provided in U.S. Patent No. 6,358,556 by Ding et al. and hereby incorporated by reference in its entirety. Time release coating methods known to one having ordinary skill in the art can also be used to delay the release of an agent in the coating. The coatings can be thrombogenic or anti-thrombogenic.

The attachment device 2, or any element thereof (e.g., the base 4) can be covered
20 with a fabric, for example polyester (e.g., DACRON® from E. I. du Pont de Nemours and Company, Wilmington, DE), polypropylene, PTFE (e.g., TEFLON® from E. I. du Pont de Nemours and Company, Wilmington, DE), ePTFE, nylon, extruded collagen, gel, gelatin, silicone or combinations thereof. Methods of covering an implantable device with fabric are known to those having ordinary skill in the art, for example, sintering, spray coating,
25 adhesion, loose covering, dipping or combinations thereof.

METHODS OF USING

The attachment device 2 can have a first configuration (e.g., the configuration shown in Figures 26 and 27) and a second configuration (e.g., the configuration shown in
30 Figures 1 through 3). The attachment device 2 can have the second configuration when the attachment device is in a relaxed state, with no external forces applied (e.g., prior to insertion or use). The attachment device 2 can have the first configuration when external forces are applied, such as by a delivery tool prior to delivery. When external forces are

- 11 -

removed from the attachment device 2, the attachment device 2 can revert from the first configuration to the second configuration.

The attachment device can substantially revert to the second configuration even when some permanent hysteresis deformation occurs and/or when a foreign object (e.g., a first and/or second mass) is obstructing the attachment device 2. When the attachment device 2 has the first configuration, one or both legs 6 can be rotated with respect to the base 4 (e.g., by rotating the base 4 around the base axis 12, one or both legs 6 splay or separate as they are torqued by the twisting or rotating around of the base).

Figure 26 illustrates a method of forcing the attachment device to have the first configuration. The attachment device 2 can be forced to have the first configuration by the application of a base torque, shown by arrows 58, applied about the base axis 12. The base torque can be directly applied to the base 4. The base torque indirectly becomes, or can be applied as, a leg torque, as shown by arrows 60a and 60b, to the legs 6a and/or 6b about the leg axes 24a and 24b. If approximately two times the base neutral radius 19 is less than the tip distance 26, the legs 6 will splay outward when entering the first mass 68. If approximately two times the base neutral radius 19 is greater than or equal to the tip distance 26, the legs 6 will splay inward or stay vertical when deploying into the first mass 68.

Figure 27 illustrates a method of forcing the attachment device to have the first configuration. The attachment device 2 can be forced to have the first configuration by the application of a pivot torque, shown by arrows 62, applied about the area where the base 4 attaches to the legs 6, so that the legs 6 are forced to pivot radially outward from each other. The pivot torque can be applied by applying outward translational forces, as shown by arrows 64, to one or both legs 6. The pivot torque can be applied by applying translational forces to the base 4, as shown by arrows 66.

As illustrated in Figures 28 through 30, the attachment device 2 can be deployed to attach a first mass 68 to a second mass 70. The first mass 68 and/or the second mass 70 can be a prosthesis and/or a tissue, or both tissue or both prostheses. The prosthesis can be, for example, cardiac leads, markers, stents, grafts, stent-grafts, heart valves, annuloplasty rings, autografts, allografts, xenografts or any assemblies thereof or combination thereof. The tissue can be, for example, vessels, valves, organs (e.g., intestine, heart, skin, liver, kidney, urethra, bone mass, tendon, nerve, muscle), calcified soft tissue or any combination thereof.

- 12 -

Heart valve assemblies disclosed by Griffin et al. in U.S. Patent No. 6,241,765, by Lane in U.S. Patent No. 6,371,983 and by Ritz in U.S. Patent No. 5,976,183, both of which are hereby incorporated in their entireties, can be placed with the use of the device of the present invention. Other heart valve assemblies that can be used include, for example, the Advantage Bileaflet heart valve, Parallel valve, Freestyle stentless aortic valve, Hancock Porcine heart valve, Hancock apical left ventricular connector model 174A, Hancock valved conduit models 100, 105, 150, Hall Medtronic heart valve, Hall Medtronic valved conduit, MOSAIC® heart valve and Intact porcine tissue valve (by Medtronic, Inc. Minneapolis, MN); Angelini Lamina-flo valve (by Cardio Carbon Company, Ltd., England); Bjork-Shiley single-disk, monostrut and caged-disk valves (Shiley, Inc., now-defunct, previously of CA); Wada-Cutter valve and Chitra Cooley-Cutter valve (by Cutter Biomedical Corp., San Diego, CA); Angioflex trileaflet polyurethane valve (by Abiomed, Inc., Danvers, MA); ATS AP Series heart valve and ATS Standard heart valve (by ATS Medical, Inc., Minneapolis, MN); ANNULOFLOR® annuloplasty ring, ANNUFLEX® annuloplasty ring, CARBSEAL® valved conduit, ORBIS® Universal aortic and mitral valve, pediatric/small adult valve, R series valve, SUMIT® mitral valve, TOP HAT® aortic valve, OPTIFORM® mitral valve, MITROFLOW SYNERGY® PC stented aortic pericardial bioprosthesis and the SYNERGY® ST stented aortic and mitral porcine bioprosthesis (by CarboMedics, Inc., Austin, TX); ON-X® prosthetic heart valve (by MCRI®, LLC, Austin, TX); Starr-Edwards SILASTIC® ball valve, Starr-Edwards 1000, Starr-Edwards 1200, Starr-Edwards 1260, Starr-Edwards 2400, Starr-Edwards 6300, Starr-Edwards 6500, Starr-Edwards 6520, Carpentier-Edwards porcine tissue valve, Carpentier-Edwards pericardial prosthesis, Carpentier-Edwards supra-annular valve, Carpentier-Edwards annuloplasty rings, Duromedics valve and PERIMOUNT® heart valve (by Edwards Lifesciences Corp., Irvine, CA); Cross-Jones Lenticular disc valve (by Pemco, Inc.); Tissuemed stented porcine valve (by Tissuemed, Ltd., Leeds, England); Tekna valve (by Baxter Healthcare, Corp., Deerfield, IL); Komp-01 mitral retainer ring (by Jyros Medical Ltd., London, England); SJM® Masters Series mechanical heart valve, SJM® Masters Series aortic valved graft prosthesis, ST. JUDE MEDICAL® mechanical heart valves, ST. JUDE MEDICAL® mechanical heart valve Hemodynamic Plus (HP) series, SJM REGENT® valve, TORONTO SPV® (Stentless Porcine Valve) valve, SJM BIOCOR® valve and SJM EPIC® valve (St. Jude Medical, Inc., St. Paul, MN); Sorin Bicarbon, Sorin

- 13 -

Carbocast, Sorin Carboseal Conduit, Sorin Pericarbon and Sorin Pericarbon Stentless (by Snia S.p.A., Italy). The attachment devices of the present invention may be deployed to implant these various devices in the supra-annular position, or infrannular, depending on the geometry and preferred placement of a particular device. Similarly, it may be
5 advantageous to use the attachment devices 2 of the present invention to secure a sewing ring, or first prosthesis by placing them horizontally or vertically within or around the annulus of such ring, prior to placing a second prosthesis including a valve structure, as provided in U.S. Application Serial No. 10/646,639 filed, 22 August 2003, hereby incorporated by reference in its entirety.

10 Figure 28 illustrates that the attachment device 2 can be held in the first configuration. The attachment device 2 can be fed through a pledget 71 before the attachment device 2 is forced into the first mass 68. The pledget 71 can be a piece of fabric, for example, a fabric listed supra. The pledget 71 can be loaded onto the attachment device 2 before use. Figure 29 illustrates that the attachment device 2 can be
15 forced, as shown by arrow 72, into and through the first mass 68 and part of the second mass 70. Figure 30 illustrates that the attachment device 2 can be released from having the first configuration. The attachment device 2 can revert to having substantially the second configuration. A pinching force, shown by arrows, can be applied to the attachment device 2 to encourage additional reversion of the attachment device 2 to having
20 the second configuration. The attachment device 2 shown in Figure 24 can be deployed in the same manner as described supra, except that the attachment device 2 shown in Figure 24 can be rotated sufficiently to straighten the first and second loops, before or during deployment.

The attachment device 2 can be removed and redeployed at any stage of
25 deployment supra, for example, if the surgeon is unsatisfied with the position of the attachment device 2, or if the prosthesis need replacing or "redoing" at a point in the future. If the attachment device 2 has a retention device 29, when the retention coating 31 sufficiently biodegrades or is otherwise removed, the retention devices 29 will become exposed and can substantially prevent the removal of the attachment device 2 from the
30 deployment site. Removal may still be achieved however, by apply sufficient force (by a tool or other device) to overcome the strength of the secondary retention element.

Figures 31 though 33 illustrate a method of deploying the attachment device 2 to attach a first mass 68 to a second mass 70. The pledget 71 can be fed over the attachment

- 14 -

device 2 before use. The pledget 2 can be formed as a rectangular container with an access opening 73, for example a slit, hole, or aperture, to allow access to the base 4 of the attachment device 2. The attachment device 2 can have the second configuration. The attachment device 2 can be forced, as shown by arrow, so the tips 8 engage the first mass 68. Figure 32 illustrates that, with the tips 8 held by the first mass 68, a longitudinal torque, shown by arrows, applied to the attachment device 2 about a longitudinal axis 74 can then force the attachment device 2 into the first configuration. As illustrated by Figure 33, the attachment device 2 can be forced, shown by arrow, through the first mass 68 and part of the second mass 70. The longitudinal torque (not shown in Figure 33) can be removed during deployment or after the attachment device 2 is completely deployed into the first and second masses 68 and 70. The pledget 71 can be crushed during deployment.

Figures 34 through 36 illustrate a method of deploying the attachment device shown in Figure 14. The first leg 6a can be forced, as shown by arrow, into and through the first mass 68 and part of the second mass 70. The first leg 6a can have a "paddle" (not shown). The paddle can be a flat oval or long rectangular cross-sectional shape on one leg. The paddle can increase resistive force with the first and/or second mass 68 and/or 70 when applying torque to the attachment device 2.

Figure 35 illustrates that the attachment device 2 can be forced into the first configuration by applying a base torque, shown by arrows 58. The second leg 6b can then rotate outwardly from the attachment device 2, as shown by arrow 76.

Figure 36 illustrates that the attachment device 2 can be forced, shown by arrow, through the first mass 68 and part of the second mass 70. The base torque (not shown in Figure 36) can be removed during deployment or after the attachment device 2 is completely deployed into the first and second masses 68 and 70.

Figures 37 through 39 illustrate a method of deploying the attachment device 2 shown in Figures 18 and 19. Figure 37 illustrates that the base 4 and the tips 8 can be placed in contact with or near the first mass 68. Figure 38 illustrates that the arms 6 can be rotated, as shown by arrows, about the base axis 12. The arms 6 can be rotated to cause the arms 6 to be forced into the first mass 68. Figure 39 illustrates that the arms 6 can be rotated, as shown by arrows, further about the base axis 12. The arms 6 can be forced into and through the second mass 70. The arms 6 can re-enter the first mass 68.

Figures 40 through 42 illustrate a method of deploying the attachment device 2 to attach a first mass 68 to a second mass 70. The first mass 68 and the second mass 70 can be two sections of the same object, such as when the attachment device 2 is used to close a wound. Figure 40 illustrates that the attachment device 2 can be held in the first
5 configuration. Figure 41 illustrates that the attachment device 2 can be forced, as shown by arrow 72, so that the first leg 6a inserts into the first mass 68 and that the second leg 6b inserts into the second mass 70. Figure 42 illustrates that the attachment device 2 can be released from having the first configuration. The attachment device 2 can revert to having substantially the second configuration, causing the legs 6a and 6b to rotate inward, shown
10 by arrows 78, applying force, shown by arrows 80, to the first mass 68 and the second mass 70 such that the first and second masses 68 and 70 move toward each other.

The attachment device 2 can be removed from the second mass 70 and/or the first mass 68, when applicable, by reversing the steps of the deployment methods supra.

Figure 43 illustrates that, during use, the attachment device 2 can be covered by
15 new tissue growth 82. The flag 10 can extend outside of the new tissue growth 82 (as shown) or be located just below the surface but palpable. The flag 10 can act as a marker, palpable or visible by direct vision or imaging modalities known in the art (e.g., x-ray, magnetic resonance imaging (MRI), ultrasound, computed tomography (CT), echocardiogram) for example to locate the attachment device 2 in case of removal of the
20 attachment device 2. The flag 10 can be made of, for example, suture material (e.g., Nylon, polyglycolic acid, polyester such as DACRON® from E. I. du Pont de Nemours and Company, Wilmington, DE, metals such as those used in the other elements of the attachment device 2, other polymers or combinations thereof). The base 4 can also serve this function (e.g., of a marker) in some applications.

25 Figure 44 illustrates a tool 84 for deploying the attachment device 2. The tool 84 can have a first lever 86 and a second lever 88. The first lever 86 can be rotatably attached to the second lever 88 at a pivot 90. The first and second levers 86 and 88 can have a handle 92 at each lever's first end and a pad 94 at each lever's second end. The pads 94 can be used to hold the attachment device 2. When a force is applied to the handles 92,
30 shown by arrows 96, the force is transmitted, shown by arrows 98, to the pads 94.

A driver shaft 100 can have a driver handle 102 at a first end and grips 104 at a second end. The pivot 90 can have a longitudinal channel 106. The driver shaft 100 can pass through the longitudinal channel 106 and/or be rotatably mounted to a case (not

- 16 -

shown) fixed to a lever 86 or 88. The grips 104 can be releasably attached to the attachment device 2. The attachment device 2 can be rotated about the longitudinal axis 2 by releasing the pads 94 and rotating, as shown by arrows 108, the driver handle.

Figure 45 shows the end of a tool 84 for deploying the attachment device 2 before the attachment device 2 has been loaded into the tool 84. The tool 84 can have a top part 110 and a bottom part 112. The top part 110 can be removably attached to the bottom part, as shown by arrow 114.

The top part 110 and/or the bottom part 112 can have grooves 116 sized to fit the base 4 and a portion of one or more legs 6 when the attachment device 2 has the first configuration. The attachment device 2 can be forced to have the first configuration and be loaded into the tool 84, as shown by arrow 118. The top part 110 can be attached to the bottom part 112 with the attachment device 2 seated (not shown) in the grooves 116.

The attachment device 2 can be placed at a desired deployment site by the tool 84. The device 2 can be deployed from the tool 84 by removing the top part 110 from the bottom part 112, and removing the tool 84 from the deployment site.

Figures 46 illustrates an end of a tool 84. The tool 84 can have a case 120 with an anvil 122 and leg ports 124. The case 120 can be slidably attached to a slide 126. The attachment device 2 can be loaded around the anvil 122. The legs 6 can protrude from the case 120 through the leg ports 124.

Figure 47 illustrates a method of using the tool 84 of Figure 46 to deploy the attachment device 2. The slide 126 can be forced, as shown by arrow 128, toward the anvil 122. The slide 126 can push the base 4 against the anvil 122, causing the legs 6 to rotate outward, as shown by arrows 76. The surface geometry of the anvil 122 and the slider 126 can match the surface geometry of the attachment device 2, when the attachment device is fully strained, as shown in Figure 39. The attachment device 2 can then be inserted into the desired deployment site (not shown). When the attachment device 2 is in place, the attachment device 2 can be deployed from the tool 84, for example, by sliding the anvil 122 out of the way (perpendicular to the plane of Figure 47) and forcing the attachment device 2 out the end of the tool 84 with the slide 126.

The ends of the tools 84 shown in Figures 45 through 47 can be pivoted to the remainder of the tool 84 by methods known to those having ordinary skill in the art. The pivotable end of the tool 84 can improve access to deployment sites not as easily accessible by a non-articulating tool 84. The tool 84 can be non-articulatable. It would

- 17 -

also be possible when access to the site of implantation allows, to employ a tool substantially similar to a needle driver tool known to those skilled in the art.

Additional disclosure is included in U.S. Patent Application Serial Nos. 10/327,821 and 10/646,639, filed 20 December 2002 and 22 August 2003, respectively,
5 which are hereby incorporated by reference in their entireties. It is apparent to one skilled in the art that various changes and modifications can be made to this disclosure, and equivalents employed, without departing from the spirit and scope of the invention. Elements shown with any embodiment are exemplary for the specific embodiment and can be used on other embodiments within this disclosure.

The claims defining the invention are as follows:

1. An apparatus for attaching a prosthesis to tissue, the apparatus
5 comprising:
an attachment device made from elastic material for securing the prosthesis to
tissue; and
a delivery tool for deploying the device,
wherein the attachment device comprises:
10 a curved base having a base diameter, a first end and a second end, a first leg
having a first longitudinal axis and a first leg length, wherein the first leg extends from
the first end of the base, and a second leg having a second longitudinal axis and a second
leg length, wherein the second leg extends from the second end of the base, the legs of the
attachment device further comprising tips with straight pointed ends that allow the device
15 to be removed and redeployed at any stage of deployment; and
wherein the attachment device has a first relaxed configuration, wherein the first
leg crosses the second leg at a leg angle, and wherein the leg angle is less than 180
degrees and a second delivery configuration in which the legs splay apart, when external
forces are applied by the delivery tool; such as to allow the attachment device to be
20 pushed through the prosthesis into the tissue, and wherein the attachment device is
revertible from the second delivery configuration towards the first relaxed configuration
when the external forces are removed from the attachment device.
2. The apparatus of claim 1, wherein the leg angle is less than or equal to
90 degrees.
- 25 3. The apparatus of claim 1, wherein the leg angle is less than or equal to
60 degrees.
4. The apparatus of any one of claims 1 to 3, wherein the base diameter is
less than or equal to 3.302 mm.
5. The apparatus of any one of claims 1 to 3, wherein the base diameter is
30 greater than or equal to 2.032 mm.
6. The apparatus of any one of the preceding claims, wherein the tips
comprise retention devices and a retention coating configured to render the retention
device ineffective until the retention coating has been biodegraded.
7. The apparatus of any one of the preceding claims, further comprising a
35 pledget, wherein the device can be fed through a pledget before the device is forced into
the prosthesis and tissue.

8. The apparatus of any one of the preceding claims, wherein the tool is configured for application of a pivot torque to the device so that the legs are forced to pivot radially outward from each other from the first relaxed configuration to the second delivery configuration.

9. The apparatus of any one of the preceding claims, wherein the tool is configured for retaining the device in the second delivery configuration while allowing the device to be inserted into a desired deployment site, whereupon the device can be deployed from the tool.

10. The apparatus of any one of the preceding claims, wherein the tool comprises an anvil and the device is loaded around the anvil in the first relaxed configuration.

11. The apparatus of any one of the preceding claims, wherein the tool comprises a slide and an anvil for causing the legs of the device to rotate outward to the second delivery configuration, whereupon the device can then be inserted into a desired deployment site.

12. The apparatus of claim 11, wherein the device is deployed from the tool by sliding the anvil out of the way and forcing the device out the end of the tool with the slide.

13. A method for attaching a heart valve prosthesis to a tissue annulus using an attachment device comprising a base and a pair of legs extending from the base, the attachment device being elastically movable from a relaxed state wherein the legs cross one another and a delivery state wherein the legs extend substantially parallel with one another, the method comprising:

loading the attachment device into a tool with the attachment device in the relaxed state;

securing the heart valve prosthesis to the tissue annulus using the attachment device while applying a force using the tool to place the attachment device in the delivery state; and

releasing the attachment device from the tool such that the attachment device returns towards the relaxed state such that the legs cross one another,

wherein the heart valve prosthesis comprises a first prosthesis and a second prosthesis, and

wherein securing the heart valve prosthesis to the tissue annulus comprises:

securing the first prosthesis to a tissue annulus by inserting a plurality of attachment devices through the first prosthesis; and

thereafter placing the second prosthesis, and

wherein each attachment device is delivered by:

a) holding the attachment device in the tool in the relaxed state;

5 b) applying a force with the tool to force the attachment device to the delivery state;

c) inserting the legs through the first prosthesis into tissue with the attachment device in the delivery state; and

10 d) deploying the attachment device from the tool such that the attachment device returns towards the relaxed state.

14. The method of claim 13, wherein the legs cross one another at a leg angle less than one hundred eighty degrees (180^0) in the relaxed state.

15 15. The method of claim 14, wherein the leg angle is less than or equal to ninety degrees (90^0) in the relaxed state.

16. The method of claim 13, wherein the base rotates about a base axis when the attachment device is released, thereby causing the legs to cross one another.

17. The method of claim 13, wherein the force applied to place the attachment device in the delivery state comprises a base torque.

18. The method of claim 13, wherein the force applied to place the attachment device in the delivery state comprises a pivot torque.

19. The method of claim 13, wherein the attachment device is used to implant the heart valve prosthesis in a supra-annular position.

20. The method of claim 13, wherein the attachment device is used to implant the heart valve prosthesis in an infra-annular position.

21. The method of claim 13, wherein the first prosthesis comprises a sewing ring and the second prosthesis comprises a valve structure.

22. The method of claim 13, further comprising loading a pledget onto the attachment device before securing the heart valve prosthesis.

23. The method of claim 13, wherein the attachment devices are used to secure the first prosthesis in a supra-annular position.

24. The method of claim 13, wherein the attachment devices are placed within or around the tissue annulus to secure the first prosthesis to the tissue annulus.

25. The method of claim 13, wherein the attachment devices are placed vertically or horizontally within or around the tissue annulus to secure the first prosthesis to the tissue annulus.

26. The method of claim 13, wherein the first prosthesis comprises a sewing ring, and wherein the first prosthesis is attached to a tissue annulus by inserting the attachment devices through the sewing ring.

5 27. The method of claim 13, wherein the tool comprises an anvil, and step a) comprises loading the attachment device around the anvil in the relaxed state.

28. The method of claim 13, wherein the tool comprises a slide and an anvil for causing the legs of the attachment device to rotate outward to the delivery state during step b).

10 29. The method of claim 28, wherein step d) comprises sliding the anvil out of the way and forcing the device out the end of the tool with the slide.

30. The method of claim 13, wherein the tool retains the attachment device in the delivery state while the device is inserted through the first prosthesis into tissue, whereupon the device is deployed from the tool.

15 31. The method of claim 13, wherein the legs of the attachment devices comprise tips with straight pointed ends.

32. The method of claim 13, wherein delivery of at least one of the attachment devices further comprises removing the attachment device from the sewing ring and tissue.

20 33. The method of claim 32, wherein delivery of the at least one of the attachment devices further comprises redeploying the attachment device at another location.

34. An apparatus for attaching a prosthesis to tissue substantially as hereinbefore described with reference to any one of the embodiments as that embodiment is shown in the accompanying drawings.

25 35. A method for attaching a heart valve prosthesis to a tissue annulus substantially as hereinbefore described with reference to the accompanying drawings.

Dated 21 October, 2010

Arbor Surgical Technologies, Inc.

Patent Attorneys for the Applicant/Nominated Person

SPRUSON & FERGUSON

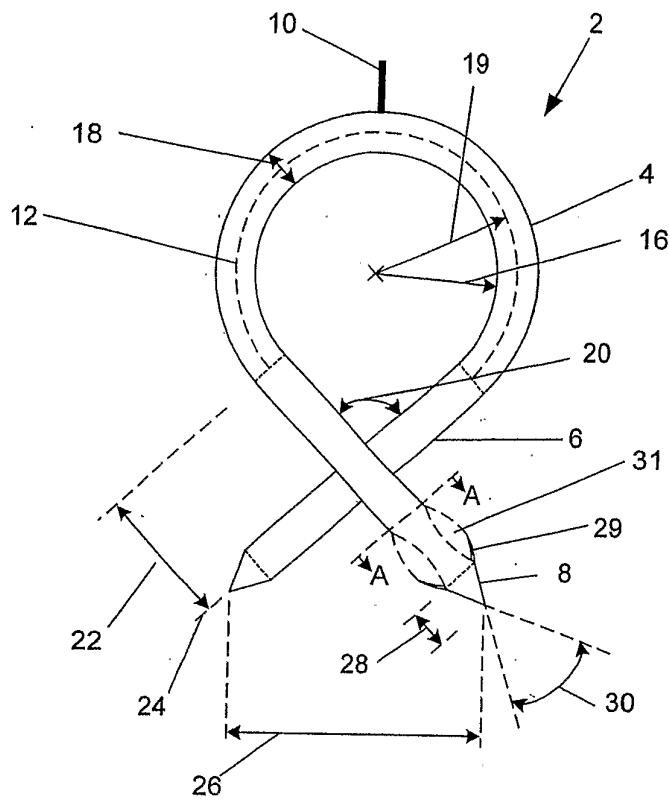


Fig. 1

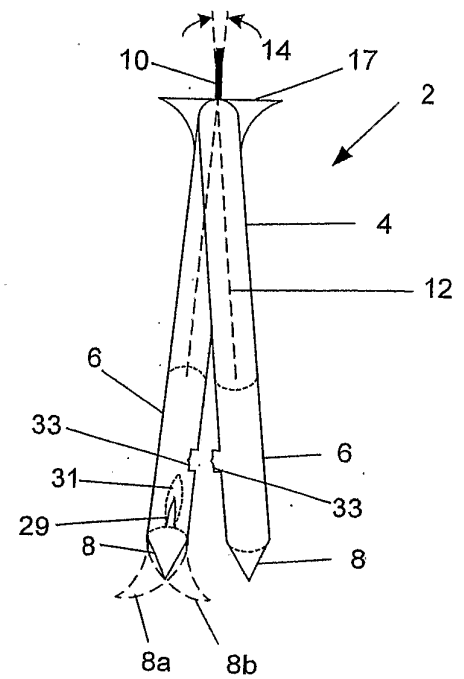


Fig. 2

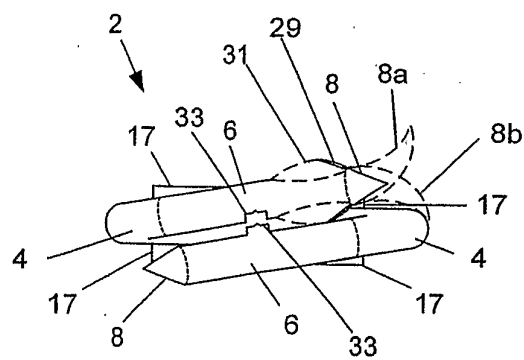


Fig. 3

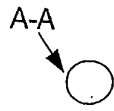


Fig. 4

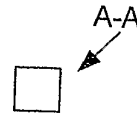


Fig. 5



Fig. 6



Fig. 7

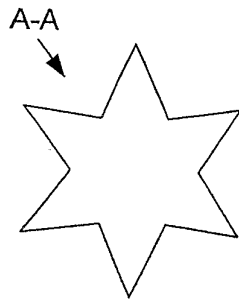


Fig. 8

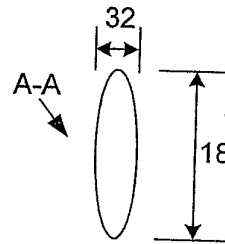


Fig. 9

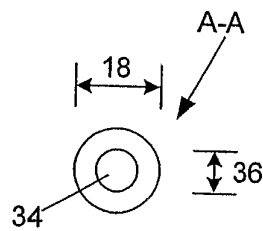
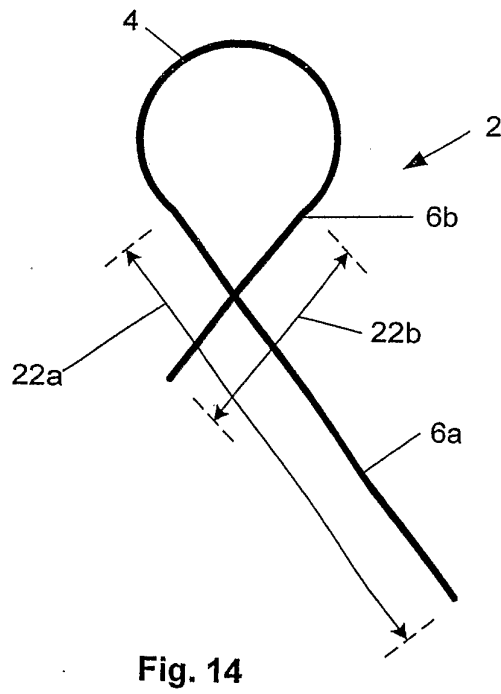
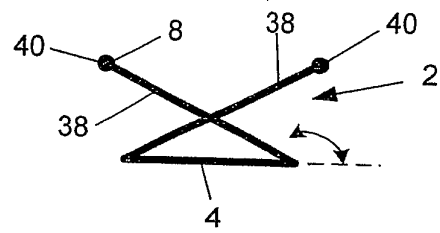
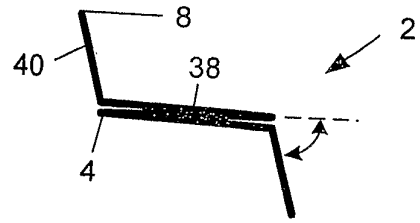
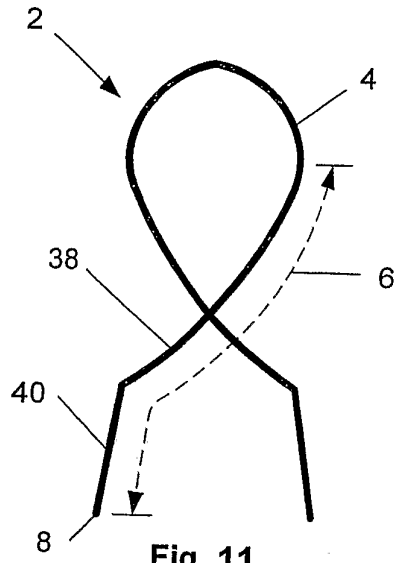


Fig. 10



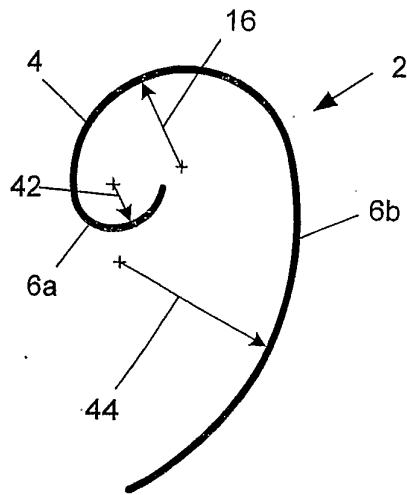


Fig. 15

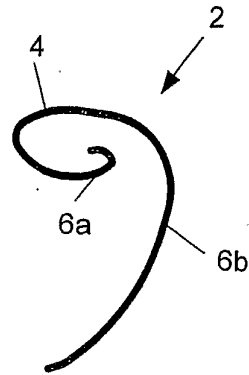


Fig. 16

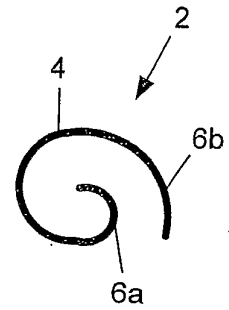


Fig. 17

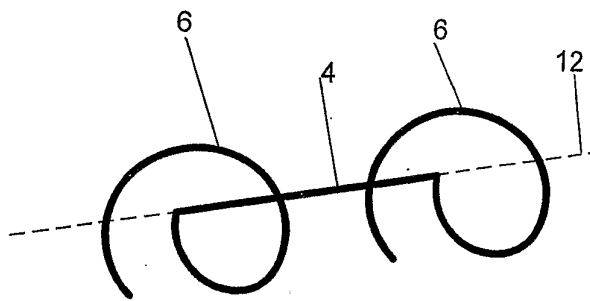


Fig. 18

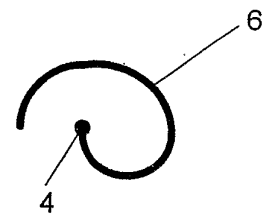
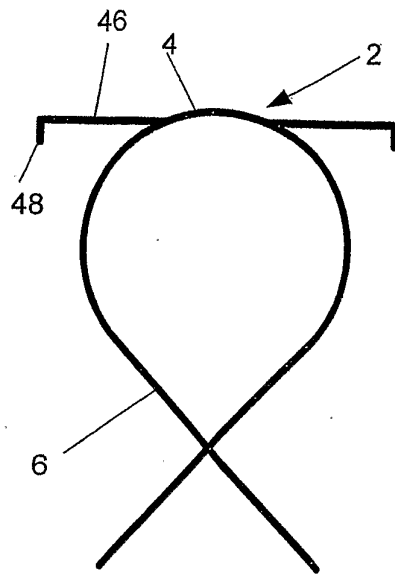


Fig. 19



20

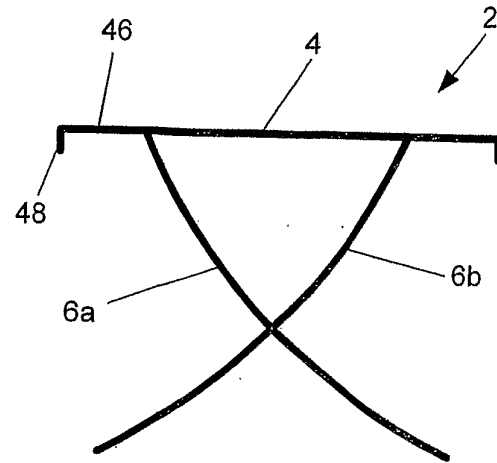


Fig. 21

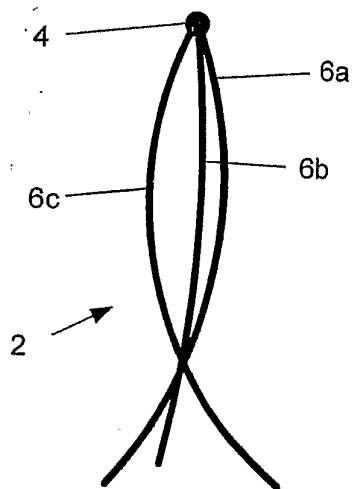


Fig. 22

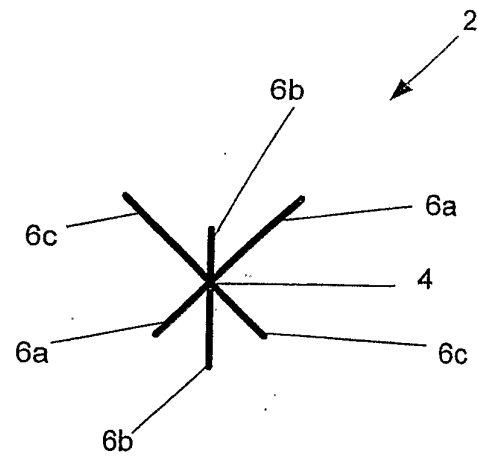


Fig. 23

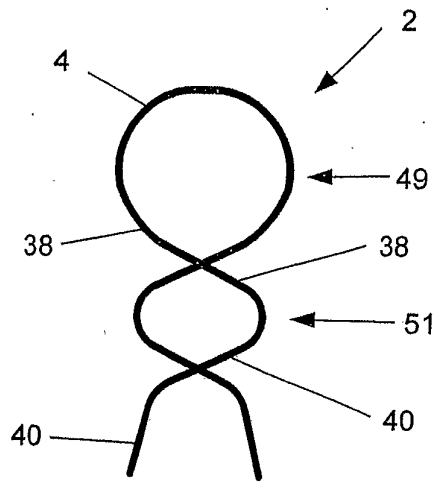


Fig. 24

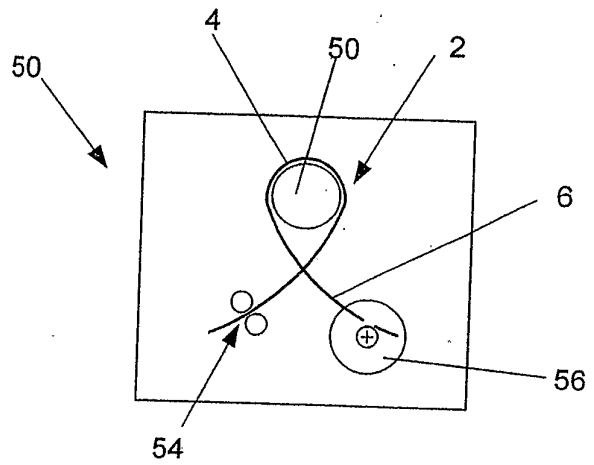


Fig. 25

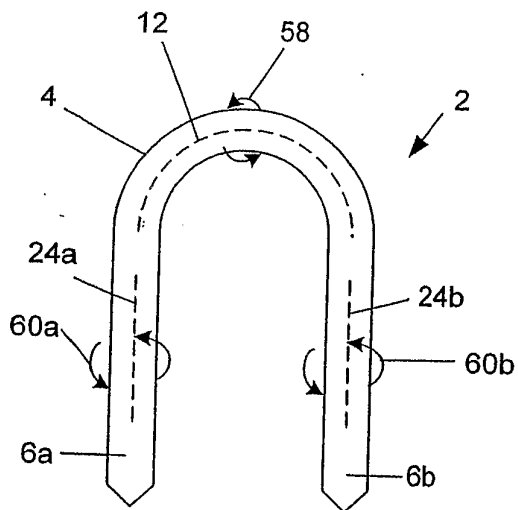


Fig. 26

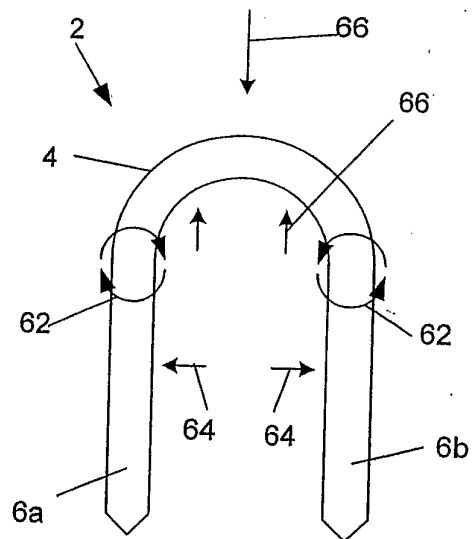


Fig. 27

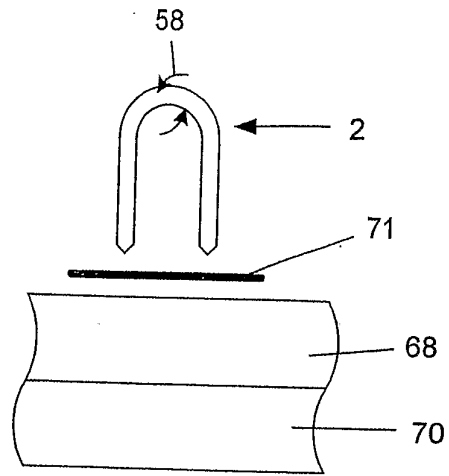


Fig. 28

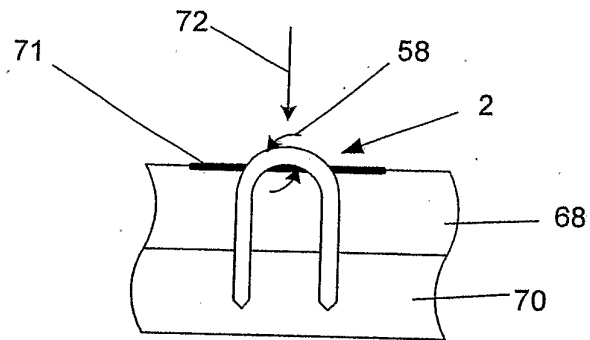


Fig. 29

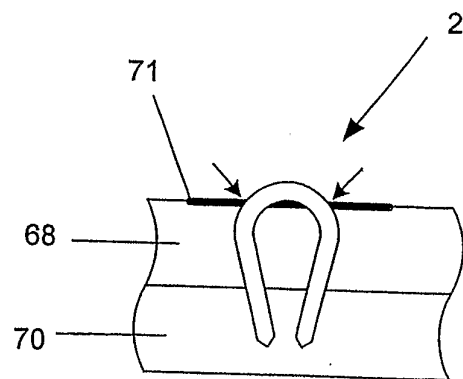


Fig. 30

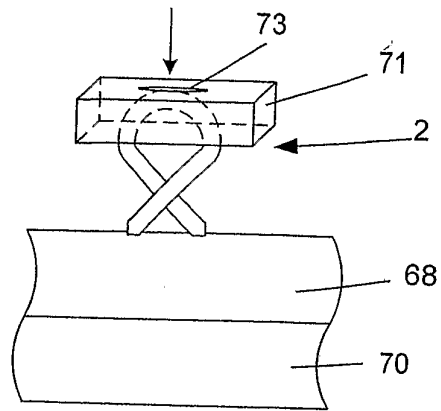


Fig. 31

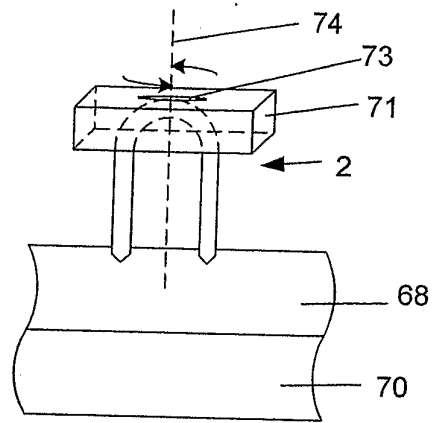


Fig. 32

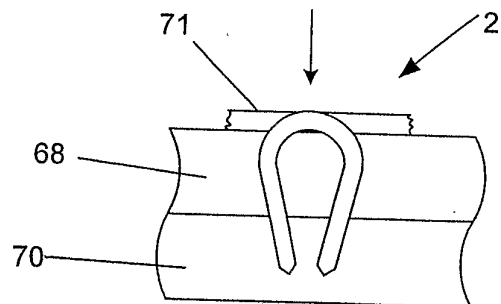


Fig. 33

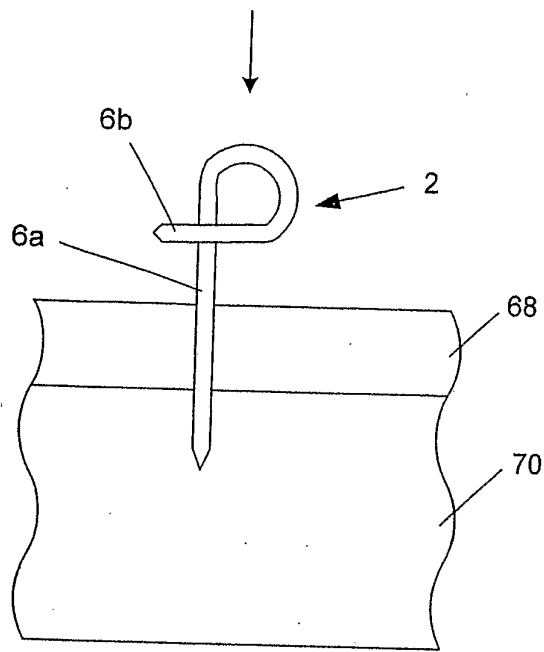


Fig. 34

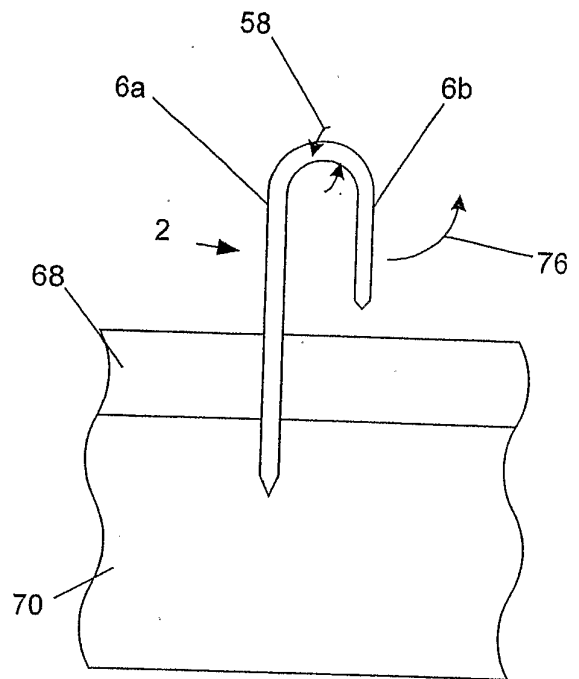


Fig. 35

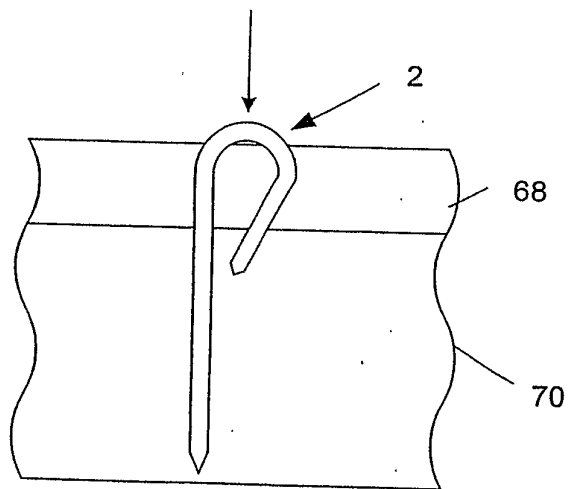


Fig. 36

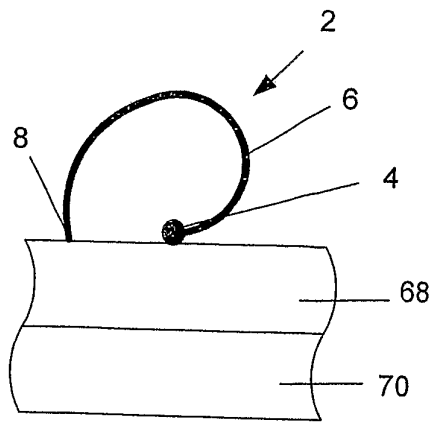


Fig. 37

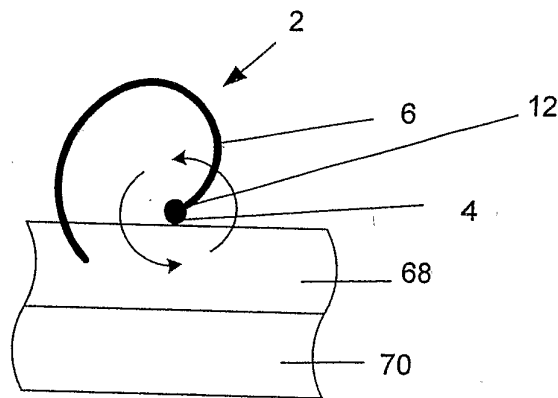


Fig. 38

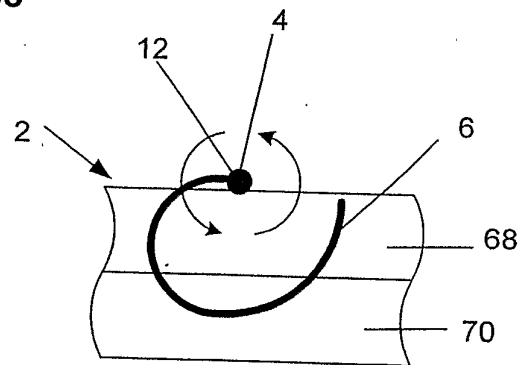


Fig. 39

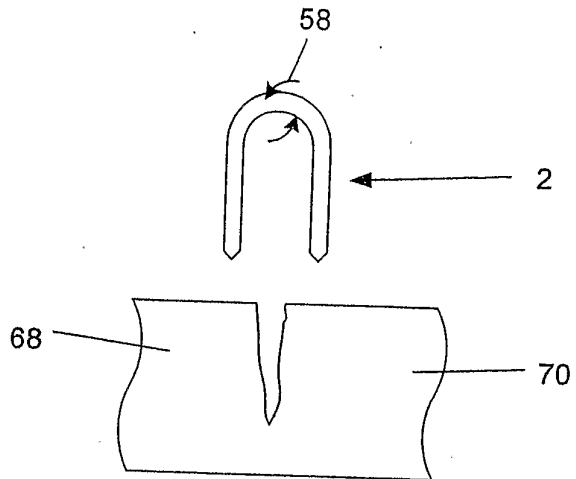


Fig. 40

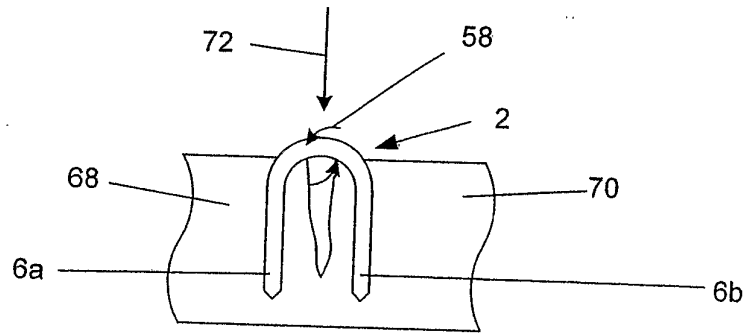


Fig. 41

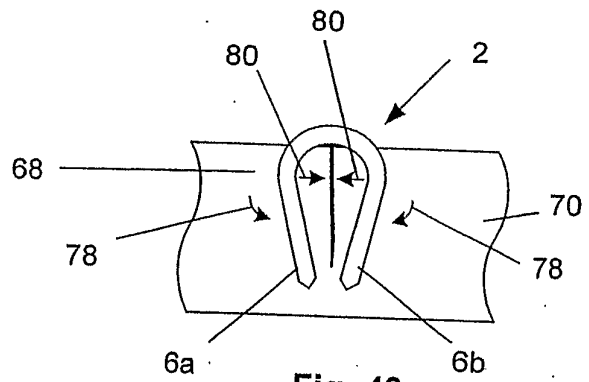


Fig. 42

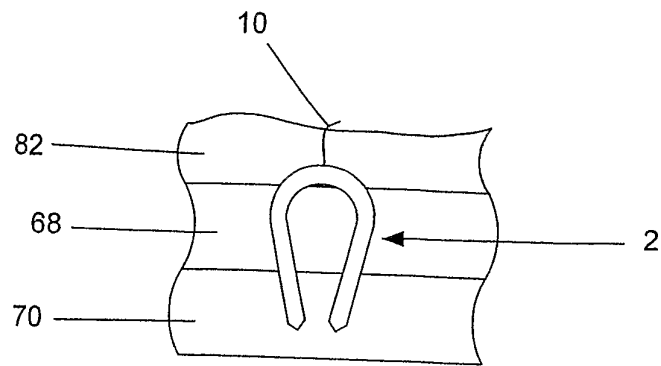


Fig. 43

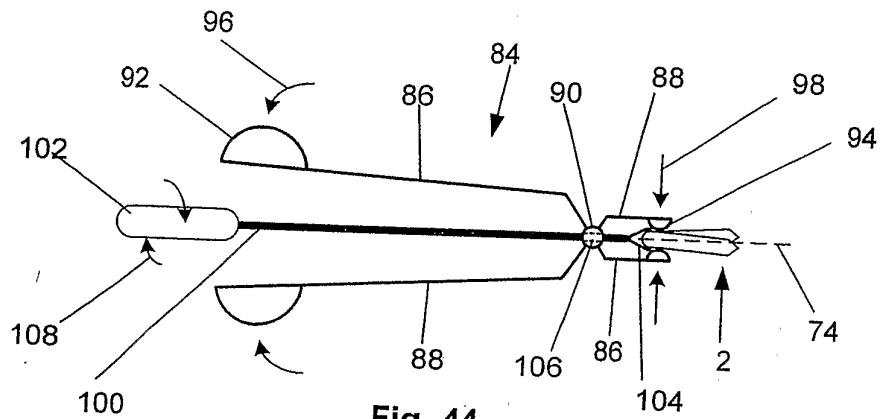


Fig. 44

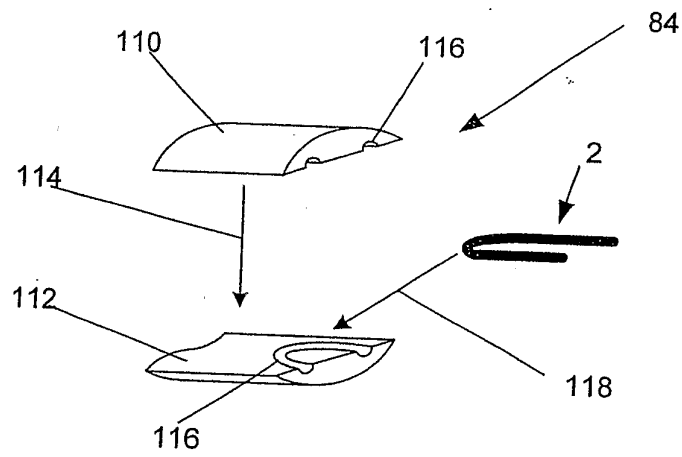


Fig. 45

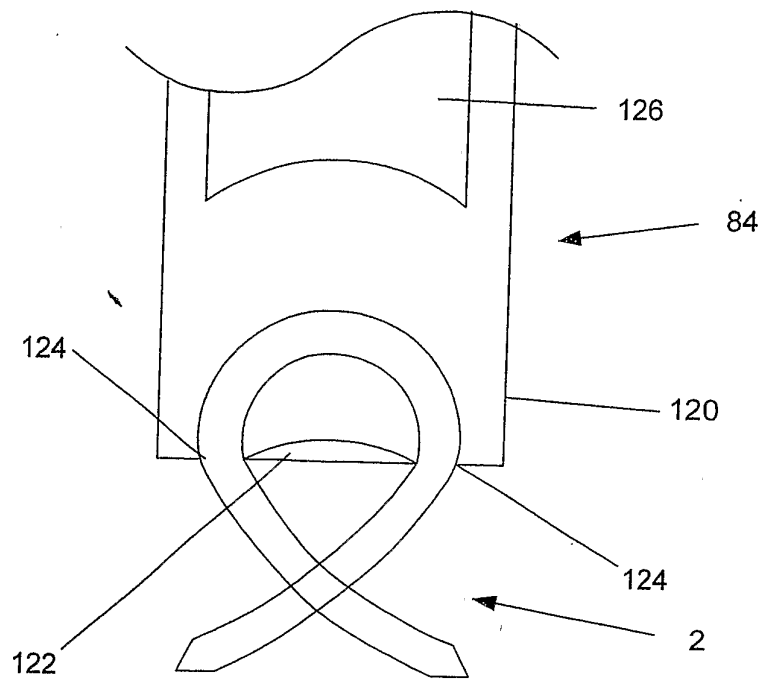


Fig. 46

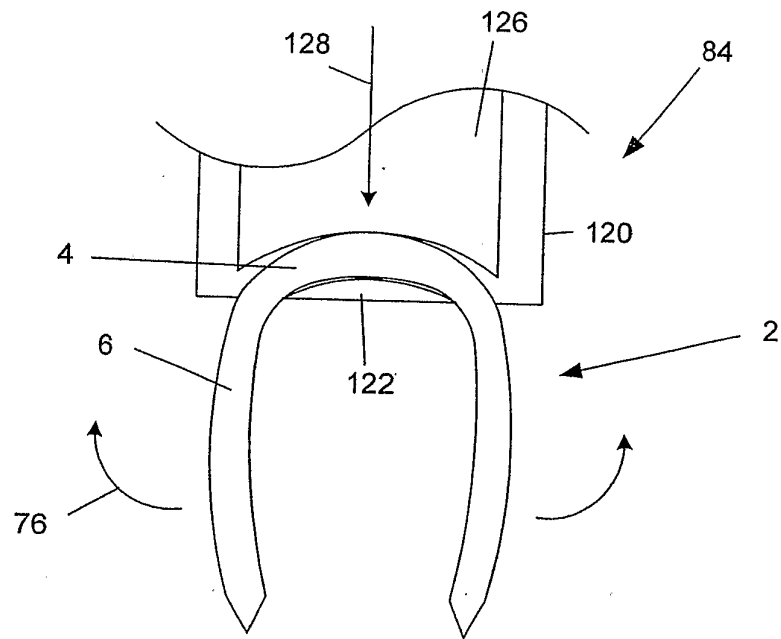


Fig. 47