(19) World Intellectual Property Organization

International Bureau





(10) International Publication Number WO 2010/080386 A3

(51) International Patent Classification: **A61B 17/122** (2006.01) A61B 17/128 (2006.01)

(21) International Application Number:

PCT/US2009/067992

(22) International Filing Date:

15 December 2009 (15.12.2009)

(25) Filing Language:

English

(26) Publication Language:

English

(30) Priority Data:

61/139,141 19 December 2008 (19.12.2008) US

(71) Applicant (for all designated States except US): WIL-SON-COOK MEDICAL INC. [US/US]; P.O.Box 27115-4191, 4900 Bethania Station Road, Winston-Salem, NC 27105-4191 (US).

(72) Inventors; and

- (75) Inventors/Applicants (for US only): KARPIEL, John, A. [US/US]; 4880 Fleetwood Circle, Winston-Salem, NC 27106 (US). AGUIRRE, Andres, F. [CO/US]; 2912 Ethan Pointe Drive, Apt. 10311, Burlington, NC 27215 (US).
- Agent: OGUSS, Douglas; Brinks Hofer Gilson & Lione, P.O.Box 10087, Chicago, IL 60610 (US).
- (81) Designated States (unless otherwise indicated, for every kind of national protection available): AE, AG, AL, AM,

AO, AT, AU, AZ, BA, BB, BG, BH, BR, BW, BY, BZ, CA, CH, CL, 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, PE, PG, PH, PL, PT, RO, RS, RU, SC, SD, SE, SG, SK, SL, SM, ST, SV, SY, TJ, TM, TN, TR, TT, TZ, UA, UG, US, UZ, VC, VN, ZA, ZM, ZW.

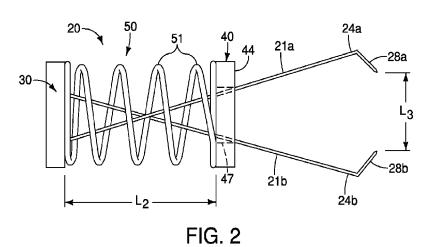
(84) Designated States (unless otherwise indicated, for every kind of regional protection available): ARIPO (BW, GH, GM, KE, LS, MW, MZ, NA, SD, SL, SZ, TZ, UG, ZM, ZW), Eurasian (AM, AZ, BY, KG, KZ, MD, RU, TJ, TM), European (AT, BE, BG, CH, CY, CZ, DE, DK, EE, ES, FI, FR, GB, GR, HR, HU, IE, IS, IT, LT, LU, LV, MC, MK, MT, NL, NO, PL, PT, RO, SE, SI, SK, SM, TR), OAPI (BF, BJ, CF, CG, CI, CM, GA, GN, GQ, GW, ML, MR, NE, SN, TD, TG).

Published:

- with international search report (Art. 21(3))
- before the expiration of the time limit for amending the claims and to be republished in the event of receipt of amendments (Rule 48.2(h))
- (88) Date of publication of the international search report:

26 August 2010

(54) Title: CLIP DEVICES AND METHODS OF DELIVERY AND DEPLOYMENT



(57) Abstract: The present embodiments provide a clip device (20) for engaging tissue. The clip device comprises at least first (21a) and second arms (21b) having proximal (22a, 22b) and distal ends (24a, 24b). The clip device comprises an open state when the spring member (50) is in a compressed state in which the distal end (54) of the spring member is spaced further apart from the distal ends of the first and second arms. In the open state, the distal ends of the first and second arms tend to be spaced apart from each other. Further, the clip device comprises a closed state when the spring member is in a relaxed state in which the spring member is biased to extend distally towards the distal ends of the first and second arms. In the closed state, the distal ends of the first and second arms are adjacent to each other and may engage tissue and promote hemostatis. A delivery system and methods for deploying one or more clip devices also are provided.



INTERNATIONAL SEARCH REPORT

International application No PCT/US2009/067992

A. CLASSI	FICATION OF SUBJECT MATTER								
INV. A61B17/122 A61B17/128									
	o International Patent Classification (IPC) or to both national classifica SEARCHED	ation and IPC							
Minimum do	cumentation searched (classification system followed by classification	on symbols)							
A61B									
Documentat	ion searched other than minimum documentation to the extent that s	uch documents are included in the fields sea	arched						
	ata base consulted during the international search (name of data bas	se and, where practical, search terms used)							
EPO-In	ternal								
	•								
C. DOCUME	ENTS CONSIDERED TO BE RELEVANT Citation of document, with indication, where appropriate, of the rele	ovant paceagoe	Relevant to claim No.						
Category	Olation of document, with indication, where appropriate, of the rele	svarii passayes	nelevant to dain 140.						
Α	WO 90/02522 A1 (SCHMIDT FERENC J	[US];	1-10						
	MAUGHAN P KEVIN [US])								
	22 March 1990 (1990-03-22) abstract; figures 1,2,5								
_									
Α	US 2008/172088 A1 (SMITH KEVIN W AL) 17 July 2008 (2008-07-17)	[US] ET	1–10						
	figures 4-6								
۸			1 10						
A	US 3 958 576 A (KOMIYA OSAMU) 25 May 1976 (1976-05-25)		1–10						
	the whole document								
									
Furth	ner documents are listed in the continuation of Box C.	X See patent family annex.							
* Special c	ategories of cited documents :	*T* later document published after the intern	national filing date						
	ent defining the general state of the art which is not ered to be of particular relevance	or priority date and not in conflict with the cited to understand the principle or the	he application but						
'E' earlier o	locument but published on or after the international	invention "X" document of particular relevance; the cla	aimed invention						
"L" document which may throw doubts on priority claim(s) or involve an inventive step when the document is taken alone which is cited to establish the publication date of another.									
"Y" document of particular relevance; the claimed invention citation or other special reason (as specified) "O" document referring to an oral disclosure, use, exhibition or document is combined with one or more other such docu—									
other n		ments, such combination being obvious in the art.							
later th	an the priority date claimed	*&* document member of the same patent fa	· · · · · · · · · · · · · · · · · · ·						
Date of the	actual completion of the international search	Date of mailing of the international search	ch report						
3 March 2010 09/07/2010									
Name and n	nailing address of the ISA/	Authorized officer							
	European Patent Office, P.B. 5818 Patentlaan 2 NL - 2280 HV Rijswijk								
Tel. (+31-70) 340-2040, Fax: (+31-70) 340-3016		Grieb, Christian							

International application No. PCT/US2009/067992

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:							
1. X Claims Nos.: 16-20 because they relate to subject matter not required to be searched by this Authority, namely:							
Rule 39.1(iv) PCT – Method for treatment of the human or animal body by surgery							
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 all searchable 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 report covers only those claims for which fees were paid, specifically claims Nos.:							
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.: 1–10							
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: 1-10

A clip device for engaging tissue, the clip device comprising: a first arm having proximal and distal ends; a second arm having proximal and distal ends; a proximal base member contacting the proximal ends of the first and second arms; and a spring member having proximal and distal ends, wherein the spring member is disposed to surround at least a portion of the first and second arms, and wherein the proximal end of the spring extends from the proximal base member. wherein the clip device comprises an open state when the spring member is in a compressed state in which the distal end of the spring member is spaced apart from the distal ends of the first and second arms, and wherein the distal ends of the first and second arms tend to be spaced apart from each other when the clip device is in the open state, and wherein the clip device comprises a closed state when the spring member is in a relaxed state in which the spring member is biased to extend distally towards the distal ends of the first and second arms, wherein the distal ends of the first and second arms are adjacent to each other when the clip device is in the closed state.

2. claims: 11-15

A system for deploying multiple clip devices in a sequential manner, the system comprising: a first clip device having proximal and distal ends; a second clip device having proximal and distal ends; a catheter having a lumen, wherein the first clip device and the second clip device are configured to be selectively advanced through the lumen of the catheter; and a stylet disposed for longitudinal movement within the lumen of the catheter, wherein the second clip device is configured to be disposed in the lumen of the catheter at a location distal to the stylet during delivery, and wherein the first clip device is configured to be disposed in the lumen of the catheter at a location distal to the second clip device during delivery, wherein distal advancement of the stylet is adapted to cause distal advancement of the first and second clip devices to selectively deploy the first clip device and, subsequently, selectively deploy the second clip device, and wherein both the first and second clip devices comprise closed states when disposed entirely within the lumen of the catheter. open states when extending partially distal to the catheter, and are biased to return to the closed states upon ejection from the catheter.

INTERNATIONAL SEARCH REPORT

Information on patent family members

International application No PCT/US2009/067992

Patent document cited in search report		Publication date		Patent family member(s)	Publication date
WO 9002522	A1	22-03-1990	AU CA	4312189 A 1336381 C	02-04-1990 25-07-1995
US 2008172088	A1	17-07-2008	AU CA CN EP WO	2008206439 A1 2674586 A1 101677818 A 2102511 A2 2008089050 A2	24-07-2008 24-07-2008 24-03-2010 23-09-2009 24-07-2008
US 3958576	Α	25-05-1976	DE JP JP	2454371 A1 50075797 U 53020957 Y2	19-06-1975 02-07-1975 01-06-1978