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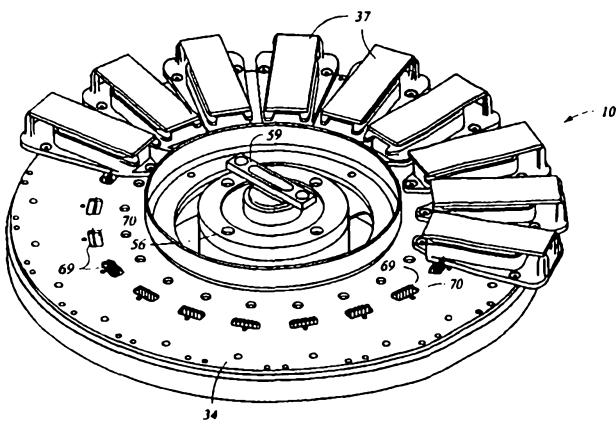
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(54) Title: AUTOMATED MOLECULAR PATHOLOGY APPARATUS HAVING INDEPENDENT SLIDE HEATERS



## (57) Abstract

Apparatus and methods for automatically staining or treating multiple tissue samples mounted on microscope slides (37) are provided. Individualized slide temperature control is accomplished by the heating system according to the present invention that has thermal platforms (64) radially mounted to the carousel (34) for heating the slides (37) and sensing the temperature of each. The heating system also permits automated de-waxing if necessary.

***Automated Molecular Pathology Apparatus  
Having Independent Slide Heaters***

**Cross-Reference Application**

This is a continuation-in part of U.S. Application Serial No. 60/076,198 filed on February 27, 1998, the subject matter of which is hereby incorporated herein.

**Field of the Invention**

The present invention is directed to apparatus for use in diagnostic molecular pathology and, more particularly, to such apparatus used for the automated staining and/or treating of tissue samples mounted on microscope slides.

**Background of the Invention**

Molecular pathology is the examination at a molecular level of the DNA, mRNA, and proteins that cause or are otherwise associated with disease. From this examination important information about patient diagnosis, prognosis, and treatment options can be elucidated. The practice of molecular pathology is generally divided into two main areas: (i) analysis of DNA, mRNA, and proteins in intact cells (*in-situ*), and (ii) analysis of these biological materials after they have been extracted from tissues. The first category, to which the present invention is primarily directed, has the advantage that it allows the pathologist or scientist to study the histopathologic architecture or morphology of the tissue specimen under the microscope at the same time that the nucleic acid or proteins are being assayed. These techniques include immunohistochemistry (IHC) which looks at proteins, *in-situ* hybridization (ISH) which looks at nucleic acids, histochemistry (HC) which looks at carbohydrates, and enzyme histochemistry (EHC) which looks at enzyme chemistry. For example, ISH can be used to look for the presence of a genetic abnormality or condition such as amplification of cancer causing genes specifically in cells that, when viewed under a microscope, morphologically appear to be malignant. ISH is also useful in the diagnosis of infectious diseases as it allows detection not only of a microbial sequence but also of precisely which cells are infected. This may have important clinicopathologic implications and is an effective means to rule out the possibility that positive hybridization signal may have come from an adjacent tissue of no clinical concern or from blood or outside contamination.

IHC utilizes antibodies which bind specifically with unique epitopes present only in certain types of diseased cellular tissue. IHC requires a series of treatment steps conducted on a tissue section or cells (e.g. blood or bone marrow) mounted on a glass slide to highlight by

selective staining certain morphological indicators of disease states. Typical steps include pretreatment of the tissue section to remove the paraffin and reduce non-specific binding, retrieval of antigens masked by cross-linking of the proteins from the chemical fixatives, antibody treatment and incubation, enzyme labeled secondary antibody treatment and incubation, substrate reaction with the enzyme to produce a fluorophore or chromophore highlighting areas of the tissue section having epitopes binding with the antibody, counterstaining, and the like. Most of these steps are separated by multiple rinse steps to remove unreacted residual reagent from the prior step. Incubations can be conducted at elevated temperatures, usually around 37°C, and the tissue must be continuously protected from dehydration. ISH analysis, which relies upon the specific binding affinity of probes with unique or repetitive nucleotide sequences from the cells of tissue samples or bodily fluids, requires a similar series of process steps with many different reagents and is further complicated by varying temperature requirements.

In view of the large number of repetitive treatment steps needed for both IHC and ISH, automated systems have been introduced to reduce human labor and the costs and error rate associated therewith, and to introduce uniformity. Examples of automated systems that have been successfully employed include the NEXES® and Gen II® staining Systems available from Ventana Medical Systems (Tucson, Arizona) as well as the system disclosed in U.S. Patent No. 5,654,199 to Copeland et al. These systems employ a microprocessor controlled system including a revolving carousel supporting radially positioned slides. A stepper motor rotates the carousel placing each slide under one of a series of reagent dispensers positioned above the slides. Bar codes on the slides and reagent dispensers permits the computer controlled positioning of the dispensers and slides so that different reagent treatments can be performed for each of the various tissue samples by appropriate programming of the computer.

The aforementioned staining systems include either a hot air blower or a heat lamp to warm the samples above laboratory ambient temperatures for steps requiring elevated temperatures. Heating the slide improves staining quality by acceleration of the chemical reaction and can permit a reaction temperature more closely matching body temperature (about 37°C) at which antibodies are designed to react. While such convection or radiant heating systems have been generally suitable for IHC, which is antibody based, they are less suitable for ISH, which is nucleic acid based and requires higher and more precise temperature control. In order to denature the DNA double helix of both the target sample and the probe so as to render them single stranded, the temperature must be raised above the melting point of the

duplex, usually about 94° C. At the same time it is imperative that the sample not be overheated past 100° C as doing so destroys cell morphology making it difficult to view under a microscope. Precise temperature control is also required in ISH to effect probe hybridization at the desired stringency. The selected temperature must be low enough to enable hybridization between probe and template, but high enough to prevent mismatched hybrids from forming. It would be desirable, therefore, to have an automatic tissue staining apparatus which can control the temperature of reactions with enough precision for most ISH applications.

Another disadvantage of the heating units typically employed with automated tissue stainers is that they do not permit the temperature of individual slides to be separately controlled. With prior art systems all of the slides are heated to the same temperature at any given time during the process. For example, U.S. Patent No. 5,645,114 to Bogen et al. discloses a dispensing assembly adapted to carry a plurality of microscope slides. Individual slide holders containing resistive heating units are provided. However, with the assembly taught by Bogen et al., all of the slides would be heated to a common temperature because, for example, no means are disclosed for separate heating controls or for shielding slides from heat generated by adjacent slides. This precludes protocols having different temperature parameters from being run on different samples at the same time. For example, DNA probe assays having different stringency requirements could not be run efficiently at the same time. It would be desirable, therefore, to have an automatic tissue staining apparatus wherein adjacent slides can have different tests applied to them even when the tests have unique heating requirements.

A difficulty frequently encountered in both IHC and ISH testing results from the manner in which the tissues are typically preserved. The mainstay of the diagnostic pathology laboratory has been for many decades the formalin-fixed, paraffin embedded block of tissue, sectioned and mounted upon glass slides. Fixation in such a preservative causes cross-linking of macromolecules, both amino acids and nucleic acids. These cross-linked components must be removed to allow access of the probe to the target nucleic acid and to allow the antibody to recognize the corresponding antigen. "Unmasking" the antigen and/or nucleic acid is typically accomplished manually with multiple pretreatment, proteolytic digestion, and wash steps. It would be desirable if the process of conditioning cells so that their antigens and nucleic acids are available for detection could be automated.

Prior to staining, complete removal of the paraffin is also required so that it does not interfere with antibody or probe binding. Paraffin, a hydrophobic substance, must be removed

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prior to staining or hybridization using probes. Deparaffinization is normally achieved by the use of two or three successive clearing reagents that are paraffin solvents such as xylene, xylene substitutes or toluene which may be toxic, flammable and pose environmental hazards. Safer and faster methods to deparaffinize the slides would be advantageous.

## Summary of the Invention

The present invention is directed to apparatus and methods for automatically staining or treating multiple tissue samples mounted on microscope slides so that each sample can receive an individualized staining or treatment protocol even when such protocols require different temperature parameters. Thus, different DNA probe and/or antibody based staining procedures can be run simultaneously despite the fact that each may have different heating requirements at a given point in time. Additionally, samples requiring de-waxing (e.g. tumor sections) can be automatically processed at the same time as other samples (e.g. smears) that do not require this preliminary step.

According to a first embodiment of the present invention there is provided a method for treating tissue samples mounted on a plurality of slides on a rotating carousel comprising the steps of:

providing a plurality of heaters for heating said slides wherein the temperature of each slide may be independently controlled; and

treating said tissue samples, wherein said treatment comprises the heating of at least one slide with one of said heaters.

According to a second embodiment of the present invention there is provided an apparatus for automatically applying reagents to a plurality of biological materials, said apparatus comprising:

separate heating units for each of said plurality of slides wherein each of said separate heating units has means for monitoring and controlling the temperature of said biological materials; and

a carousel for supporting the separate heating units.

According to a third embodiment of the present invention there is provided an apparatus for heating biological materials comprising a plurality of heaters mounted to a carousel wherein each of said heaters is thermally isolated from the transfer of heat from adjacent heaters.

According to a fourth embodiment of the present invention there is provided a method for simultaneously treating two or more slide mounted tissue samples supported on a rotating carousel comprising the steps of:

(i) providing two or more heating units for heating the slides as needed for the treatment, wherein the temperature of each unit is independently controlled by a computer;

- (ii) programming said computer with the temperature parameters of said treatment;
- (iii) selecting from the computer two or more treatments to be conducted; and
- (iv) simultaneously conducting said treatments.

5 According to a fifth embodiment of the present invention there is provided a method for removing embedded media from a tissue section mounted on a slide, the slide being supported on a rotating carousel, the method comprising the steps of:

- (a) heating the slide; and
- (b) automatically applying a fluid stream to the slide.

10 According to a sixth embodiment of the present invention there is provided a method for improving the accessibility of a stain to a target molecule in cells mounted to a slide positioned on a rotating carousel, the method comprising the steps of:

- (a) heating the slide; and
- (b) automatically applying an aqueous solution to the slide.

15 According to a seventh embodiment of the present invention there is provided a method for performing in situ PCR to amplify a target nucleic acid in cells mounted on at least one microscope slide comprising the steps of:

- (a) providing the apparatus of the second embodiment;
- (b) applying a set of PCR reagents to said cells;
- (c) using said heating units to subject said cells to thermal cycling sufficient to amplify said target nucleic acid; and,
- (d) detecting said amplified target nucleic acid.

20 According to an eighth embodiment of the present invention there is provided a microscope slide heating system for maintaining different target temperatures for a plurality of microscope slides comprising:

- heating units generating heat output for each of the plurality of slides;
- carousel for supporting the heating units;
- temperature sensors for each of the plurality of slides;
- processor in communication with the temperature sensors; and

25 means for modifying the heat output of the heating units for each of the plurality of slides, the means for modifying in communication with the processor.

According to a ninth embodiment of the present invention there is provided an apparatus for temperature control of biological materials comprising:

a plurality of heating devices, each of said plurality of heating devices adapted to receive a slide and each of said plurality of heating devices including a heater and a sensor;

5 a movable heating device support, each of said plurality of heating devices being located on said movable heating device support; and

control electronics mounted to said movable heating device support and electrically connected to each said heater and each said sensor of said plurality of heating devices, said control electronics receiving data from each said sensor of said plurality of heating devices and independently controlling each said heater of each of said plurality of 10 heating devices as a function of data from a respective one of each-said sensor of said plurality of heating devices and as a function of respective set point temperature data for a respective slide as stored in said control electronics.

According to a tenth embodiment of the present invention there is provided an apparatus for temperature control of biological materials comprising:

15 a plurality of thermal platforms, each thermal platform comprising a heater, a sensor, a slide support and a housing, each thermal platform adapted for receiving a slide on the slide support;

20 a thermal platform support, the thermal platform support being movable, and each of the plurality of thermal platforms being located on the thermal platform support; and

control electronics mounted on the thermal platform support and electrically connected to each of the plurality of thermal platforms and receiving temperature data from each said sensor and individually controlling the heater of each of the plurality of thermal platforms based upon temperature data from the sensor of each of the plurality of 25 thermal platforms and based upon respective set point temperature data for each slide.

According to an eleventh embodiment of the present invention there is provided an apparatus for analysis of biological materials comprising:

a slide carousel having individual slide heaters;

30 control electronics mounted on the slide carousel, the control electronics in communication with and controlling each of the slide heaters; and

a slip ring assembly for sending power to the individual slide heaters on the slide carousel.

According to a twelfth embodiment of the present invention there is provided a method for heating biological materials on slides in an apparatus comprising a slide

carousel having individual slide heaters, a processor, control electronics mounted on the slide carousel and controlling the individual slide heaters, and a slip ring assembly for communicating electronic information from the processor to the control electronics, the method comprising the steps of:

- 5                   accessing information by the processor;
- converting the information into a serial communication format;
- sending the serial communication format information to the control electronics; and
- controlling the heaters using the control electronics based on the serial

10                   communication information.

In a preferred embodiment, the apparatus is a computer controlled, bar code driven, staining instrument that automatically applies chemical and biological reagents to tissue or cells mounted or affixed to standard glass microscope slides. Up to 20 slides are mounted in a circular array to a carousel which rotates, as directed by the computer, placing each slide under one of a series of reagent dispensers positioned above the slides. Each slide receives the selected reagents (e.g. DNA probe) and is washed, mixed and/or heated in an optimum sequence and for the required period of time. Tissue sections so stained or treated are then removed from the apparatus by the user to be viewed under a microscope by a medical practitioner who reads the slide for purposes of patient diagnosis, prognosis, or treatment selection. The computer controlled automation permits use of the apparatus in a "walk-away" manner, i.e. with little manual labor.

Individualized slide temperature control is accomplished by the heating system according to an embodiment of the present invention that has thermal platforms radially mounted to the carousel for heating the slides and sensing the temperature of each. A printed circuit board, also mounted to the slide carousel, individually monitors and controls each thermal platform separately. Information and power pass between the rotating carousel and the fixed apparatus via a slip ring assembly. This information includes the upper and lower temperature parameters needed for heating each of the 20 slides for the appropriate time period.

30                   A key advantage of a preferred embodiment of the present invention is that each sample can receive an individualized staining or treatment protocol even when such protocols require different temperature parameters.

Another advantage of a preferred embodiment of the present invention is that it allows the temperature of the entire surface of the slide to which the tissue is mounted to

be carefully controlled (i.e. within plus or minus two degrees Celsius of the desired temperature). Such precision is particularly necessary for DNA denaturation and probe hybridization in ISH and related processes such as *in-situ* PCR. Furthermore, since the heating according to the present invention is made uniform, this narrow temperature range 5 is maintained throughout the surface of the slide so that the tissue is evenly heated regardless of its position on the slide.

Still another advantage of a preferred embodiment of the present invention is that it permits the de-waxing of the tissue sample in an automated format without reliance upon harmful solvents such as xylene.

10 Yet another advantage of a preferred embodiment of the present invention is that by heating the tissue in an aqueous solution the tissue is better conditioned for staining by rendering the targeted molecules in the cells more accessible to the stain.

15 Still another advantage of a preferred embodiment of the present invention is its ability to rapidly heat the surface of the slide to which the tissue is mounted (i.e. from 37°C to 95°C in under two minutes and to cool down over same range in under four minutes) so as to permit DNA denaturation without over-denaturation and loss of cell morphology due to excess heating.

20 Yet another advantage of a preferred embodiment of the present invention is its ability to dehydrate the tissue sample following staining using heat.

25 Still another advantage of a preferred embodiment of the present invention is the negation of human error and increase in productivity resulting from automation.

With the foregoing and other objects, advantages and features of the invention that will become hereinafter apparent, the nature of the invention may be more clearly understood by reference to the following detailed description of the invention, the appended claims and to the several views illustrated in the drawings.

**Brief Description of the Drawings:**

FIG. 1 is a perspective view of the present invention shown with the slide hood open and the carousel door removed.

FIG. 2 is a perspective view of the present invention shown in conjunction with a computer and other instruments with which it operates.

FIG. 3 is an exploded view of the present invention.

FIG. 4 is a perspective view of the present invention shown with a reagent dispenser.

FIG. 5 is a block diagram of the heating system of the present invention.

FIG. 6 is a perspective view of the heater/sensor unit of the present invention shown with the plate partially broken away to reveal the pins which are part of the control electronics.

FIG. 7 is a plan view of a heater.

FIG. 8 is a perspective view of a thermal platform shown with a glass slide thereon.

FIG. 9 is a cross section view of the thermal platform taken along line 9-9 of FIG. 8.

FIG. 10 is a perspective view of the slip ring assembly and slide carousel shown with a plurality of thermal platforms mounted thereto.

FIG. 11 is a perspective view of the underside of the carousel shown in FIG. 10 shown with the control electronics printed circuit board mounted thereto.

FIG. 12 is a top plan view of the heater;

FIG. 13 is a block diagram of the control electronics, heaters and sensors as shown in FIG. 5.

FIG. 14 is a flow chart of the controlling of the heating of an individual slide.

FIG. 15 is a flow chart of the controlling of the cooling of an individual slide.

FIG. 16 is a cross section view of the ring assembly.

### Detailed Description of the Invention

Referring now in detail to the drawings wherein like parts are designated by like reference numerals throughout, there is illustrated in FIG. 1 a perspective view of the molecular pathology apparatus according to the present invention which is designated generally by reference numeral 10. Apparatus 10 is designed to automatically stain or otherwise treat tissue mounted on microscope slides with nucleic acid probes, antibodies, and/or reagents associated therewith in the desired sequence, time and temperature. Tissue sections so stained or treated are then to be viewed under a microscope by a medical practitioner who reads the slide for purposes of patient diagnosis, prognosis, or treatment selection.

In a preferred embodiment, apparatus 10 functions as one component or module of a system 12 (FIG. 2) which also comprises a host computer 14 preferably a personal computer, monitor 16, keyboard 18, mouse 20, bulk fluid containers 22, waste container 23 and related equipment. Additional staining modules or other instruments may be added to system 12 to form a network with computer 14 functioning as a server. Alternatively, some or all of these separate components could be incorporated into apparatus 10 making it a stand-alone instrument.

The preferred configuration of apparatus 10 as well as system 12 is generally as described in U.S. patent application serial no. 08/995,052 filed December 19, 1997 as well as in the *Ventana NexES User's Guide* available from Ventana Medical Systems, Inc. (Tuscon, AZ), both incorporated herein, except with respect to the novel heating system, slide support, bulk fluids module, volume adjust, and slide wipe as disclosed below. For purposes of clarity, detailed descriptions of those components found in both the present invention and the incorporated references are omitted.

In brief, apparatus 10 is a microprocessor controlled staining instrument that automatically applies chemical and biological reagents to tissue mounted on standard glass microscope slides. A carousel supporting radially positioned glass slides is revolved by a stepper motor to place each slide under one of a series of reagent dispensers. Apparatus 10 controls dispensing, washing, mixing, and heating to optimize reaction kinetics. The computer controlled automation permits use of apparatus 10 in a walk-away manner, i.e. with little manual labor.

More particularly, apparatus 10 comprises a housing formed of a lower section 30 removably mounted or hinged to an upper section 32. A slide carousel 34 is mounted within

lower section 30 for rotation about axis A-A. As set forth in greater detail below, a plurality of thermal platforms 50 are mounted radially about the perimeter of carousel 34 upon which standard glass slides with tissue samples may be placed. Carousel 34 is preferably constructed of stainless steel. It is a key feature of the present invention that the temperature of each slide may be individually controlled by means of various sensors and microprocessors as described herein. Also housed within apparatus 10 (FIG. 3) are wash dispense nozzles 36, Coverslip™ dispense nozzle 37, fluid knife 38, wash volume adjust nozzle 39, bar code reader mirror 40, and air vortex mixers 42 the details of which are discussed hereinafter.

Rotatably mounted atop upper section 32 is a reagent carousel 28. Dispensers 26 are removably mounted to reagent tray 29 (FIG. 4) which, in turn, is adapted to engage carousel 28. Reagents may include any chemical or biological material conventionally applied to slides including nucleic acid probes or primers, polymerase, primary and secondary antibodies, digestion enzymes, pre-fixatives, post-fixatives, readout chemistry, and counterstains. Reagent dispensers 26 are preferably bar code labeled 29 for identification by the computer. For each slide, a single reagent is applied and then incubated for a precise period of time in a temperature-controlled environment. Mixing of the reagents is accomplished by compressed air jets 42 aimed along the edge of the slide thus causing rotation of the reagent. After the appropriate incubation, the reagent is washed off the slide using nozzles 36. Then the remaining wash buffer volume is adjusted using the volume adjust nozzle 39. Coverslip™ solution, to inhibit evaporation, is then applied to the slide via nozzle 37. Air knife 38 divides the pool of Coverslip™ followed by the application of the next reagent. These steps are repeated as the carousels turn until the protocol is completed.

In addition to host computer 14, apparatus 10 preferably includes its own microprocessor 44 to which information from host computer 14 is downloaded. In particular, the computer downloads to microprocessor 44 both the sequence of steps in a run program and the sensor monitoring and control logic called the "run rules" as well as the temperature parameters of the protocol. Model No. DS2251T 128K from Dallas Semiconductor, Dallas TX is an example of a microprocessor that can perform this function.

Turning now to FIG. 5 there is shown a block diagram of the slide heating system 48. The system generally comprises about twenty thermal platforms 50, radially mounted to carousel 34, for heating the slides and monitoring the temperature thereof, and control electronics printed circuit board 52 also mounted to the slide carousel for monitoring the sensors and controlling the heaters. Control electronics 52 are mounted under the rotating slide

carousel 34. Information and power are transferred from the fixed instrument platform to the rotating carousel via a slip ring assembly 56. This information includes the temperature parameters needed for heating the slides (upper and lower) communicated from microprocessor 44 (after having been downloaded from computer 14) to control electronics 52 as described below. If, during a run, the slide temperature is determined to be below the programmed lower limit, the thermal platform heats the slide. Likewise, if the slide temperature is found to be above the upper limit, heating is stopped. (See Block 88 of Figure 14). A power supply of sufficient capacity to provide about eight watts per heater is provided to meet the requisite rate of temperature rise (a/k/a "ramp up").

Similarly, in an alternate embodiment, the cooling of the slides may be likewise controlled, as described subsequently. In one alternate embodiment, cooling platforms are mounted below the slide. The cooling platforms may comprise Peltier-type thermal transducers. In an alternative embodiment, a cooling device such as a fan (not shown) may optionally be provided if rapid cooling of the slides is required for particular applications. The cooling device will modify the ambient air for all of the platforms, necessitating the heaters corresponding to the slides which should not be cooled to compensate for the drop in ambient air temperature.

The slide heating system described herein uses conduction heating and heats slides individually. The system provides more accurate on-slide temperature and allows for temperature settings on a slide by slide basis. Each of the components of heating system 48 are now described in more detail.

#### *Thermal Platforms*

With reference to FIGS. 6-10 thermal platforms 50 comprises two components: a heater/sensor unit 58 and a housing 70 for removably mounting heater/sensor unit 58 to carousel 34 and for supporting the slides 37.

Heater/sensor unit 58 has a plate 60, about two inches long and one inch wide, preferably constructed of .04 inch thick brass plate. In lieu of brass, another material may be employed if it is both rigid and has sufficient conductivity to dissipate heat evenly throughout its surface so that the slide is warmed in a uniform manner. The plate may optionally be covered with a corrosion resistant material such as Teflon®.

It is a particular feature of the present invention that adjacent slides may optionally be heated to different temperatures at particular points in time. This is accomplished by making the slides thermally isolated from one another by having high thermal resistance between the

heaters. As one skilled in the art will readily appreciate, thermal resistance is a function of the conductivity of the material, the thickness of the material, and the distance the heat must travel. Hence, a variety of materials may be employed to thermally isolate adjacent slides including rubber, plastics, ceramics, or metals if they provide thermal resistance based on the aforementioned criteria. As used herein, the term "thermally isolated" means that the heat from one heater has no appreciable affect on the temperature of adjacent slides. In addition, a variety of structures may be employed to thermally isolate adjacent slides including mounting the slide on a thermally resistant material, mounting a thermally resistant material in between slides, and placing the slides on a thermally resistant platform.

In a preferred embodiment, mounted about the perimeter of plate 60 and depending perpendicularly from the underside thereof is a skirt 62 preferably constructed of rubber or a similar material that is both waterproof and a thermal insulator. The insulative properties of skirt 62 helps to facilitate these temperature differentials between adjacent slides. It should be appreciated that a variety of materials may be employed in lieu of rubber to thermally insulate adjacent slides including ceramics and plastics that can withstand temperatures of at least 100°C. Also, the components housed within the cavity of heater/sensor unit 58 (to be described) must be shielded from the various heated solutions (oil and water based) that will be applied during the staining operation of the apparatus. Hence, plate 60 is preferably bonded to skirt 62 through vulcanizing or a similar process that results in a fluid impervious seal even at high temperatures. The walls of skirt 62 must be similarly resistant to such heated solutions. In a preferred embodiment, the thickness of the skirt 62 is .06 inch for rubber material, thereby minimizing the cross sectional area through which heat may travel. Alternatively, skirt 62 may be constructed of a metallic material, such as brass, sufficiently thin (e.g., approximately .01 inch) to provide thermal resistance. When mounted to carousel 34 the height of skirt 62 is about one-half inch thereby elevating plate 60 and the slide supported thereon by that same distance. Elevating the platform upon which the slides are placed distances them from the various fluids that collect on the carousel 34 during operation and thermally isolate or insulate the slides from heat generated by adjacent heaters.

A photo-etched resistive heater 64 is mounted to the underside of plate 60 within the cavity defined by skirt 62. The heater can be made of a variety of materials from high resistance, nickel based materials, such as Inconel, to more conductive materials, such as cupro-nickel. Cupro-nickel is preferred. The photo-etched resistor 64 is bonded to and retained between two, thin sheets of plastic such .008 inch thick Kapton™ polyimid film

available from DuPont. Electrical leads 65 are welded to the ends of the resistive traces and these leads are brought out from between the two Kapton™ layers and connected to the photo-etched resistor. One outer side of this sandwich is designated to be bonded to the heater while the other outer side has another, photo-etched circuit attached to it. The second circuit is for temperature sensing and has four low resistance traces which terminate in the center of the heater at solder pads which connect to a sensor made by Dallas Semiconductor, their part number DS1721S. The four traces are welded to four wires which exit in the same area as the wires connected to the heating traces. A third layer of Kapton™ is bonded over the control traces and this third layer has cutouts over the solder pads in the center so that the sensor can be attached. Six wires exit the heater, two for powering the heater and four for sensing the temperature, as shown in FIG. 7. The six wires are attached to a female, six circuit plug 67 which could be made by a number of companies, such as AMP (Harrisburg, PA) or Molex (Lisle, IL). The female connector slides over six, mating pins 69 that are soldered onto the control electronics circular PC board 52 described elsewhere. The PC board 52 is mounted under the slide carousel 34 opposite the side upon which the slide heaters are attached, so the six pins extend upward through a rectangular aperture 75 in the carousel.

A manufacturing source for heaters 64 according to the specifications set forth herein is Minco Products (Minneapolis, MN). As set forth in more detail below, heaters may be individually controlled by an integrated circuit driver or individual transistors (mounted to printed circuit board 52) capable of switching the heater current on and off.

The heater/sensor unit as described has the ability to rapidly heat the useful area of the slide from 37°C to 95°C in under two minutes and to cool down over same range in under four minutes so as to permit DNA denaturation without over-denaturation and loss of cell morphology due to excess heating.

Heating the slide surface uniformly is another key goal of the present invention since tissue specimens are often mounted in different positions on the slide. This poses a challenge for conduction heating, even when done manually, since traditional hot plates often generate patchy "hotspots" making it hard to know where to place the slide on the plate. If the cells throughout the tissue are not heated evenly, the microscope slide cannot be accurately interpreted. For example, if the temperature is not high enough to denature the probe and tissue DNA this may lead to false negatives and inconsistencies during stringency washes could lead to false positives.

In order to ensure uniform heating by thermal platform 60, the resistive heater 64 is

bonded to the bottom side of plate 60. As stated, the brass plate has sufficient conductivity to smooth out any local non-uniformity caused by the fact that the heating traces are not continuous over the surface, but rather are adjacent lines separated by a space where no heat is generated. The separation is on the order of .015 inch, so this non-uniformity in the heat source is not seen at the other side of the brass plate. Uniformity of temperature of the slide may also be achieved by modifying the heating traces so that they produce heat in a non-uniform manner. Heat is lost to the surrounding air at all surfaces including the edges of the slide 37 and edges of brass plate 60. But heat is generated only in the heater 64 on the bottom surface of the brass plate. If the heat generation is uniform over the area of the heater so there is constant flux into the bottom of the brass plate, the center of the top of the glass slide will be significantly hotter than the edges where heat can dissipate faster. This phenomenon can be accommodated if the heater flux is less in the center so that the temperature uniformity on the top of the glass slide can be enhanced. A finite element heat transfer program, Mechanica by Parametric Technologies (Waltham, MA) may be employed to model the heat flow in the system. The heater flux is preferably set to be as shown in FIG. 12, where the central area 63 covers 40% of the total and generates 8.3% of the total energy while the outer zone area 61 generates the balance. Therefore, since the central area receives less heat, the temperature on the slide that is directly above the central area is slightly cooler than the temperature of the slide that is directly above the oblong ring. The variation in temperature over the useful area of the glass slide (the area upon which tissue is placed, which generally excludes the extreme edges of the slide) is about 0.2° C, when the heater is profiled as described. The temperature gradient from the center of the glass slide to an edge of the useful area of the glass slide is as follows: gradually rising 0.2 °C then gradually falling .2 °C. The top surface of a wetted glass slide, which is one inch wide and three inches long, maintains a specified temperature uniformly over its useful area which is defined as the area centered on the width of the slide that is 0.75 inches wide, 1.6 inches long and starts 0.25 inches from the end opposite the label. The uniformity goal is to maintain a set temperature to within plus or minus two Celsius degrees over the useful area for any set temperature from 37°C to 95°C.

In lieu of the aforementioned heating elements, a Peltier-type thermal transducer could be employed that is capable of both heating and cooling by reversing the polarity through the transducer. Such a cooling capability may have utility in connection with certain potential uses and applications of the present invention such as performing *in-situ* PCR (discussed hereinafter).

A temperature sensor 68 is also mounted within cavity 73 to the underside of heater 64. Several different types of sensors could be used such as thermistors, RTD's, or thermocouples. In a preferred embodiment of the present invention an integrated circuit sensor 68 providing direct temperature to digital conversion is used such as sensor model no. DS1721 available from Dallas Semiconductor (Dallas, TX). This sensor uses the I<sup>2</sup>C protocol to digitally report the sensed temperature. Similar sensors are available from National Semiconductor (Santa Clara, CA). The sensor selected must be accurate, repeatable, and have low thermal mass.

A housing 70, preferably constructed of an injection molded plastic, is provided for removably clamping heater/sensor unit 58 to carousel 34 and for supporting glass slides 37. As best viewed in FIG. 9, housing 70 defines a generally rectangular cavity 71 into which heater/sensor unit 58 may be inserted and held by a clamp. At bottom of housing 70 there is defined a recessed area 72 that receives a corresponding rim 74 defined along the terminal edge of skirt 62 to hold heater sensor unit 58 in place. To further seal cavity 71 from the various reagents used during operation of the apparatus, a downwardly extending lip 76 can be provided to more firmly engage rim 74. A bulge 78 may also be provided along the outer wall of skirt 62 for further sealing. The outside dimension of this bulge is slightly larger than the inside dimension of the housing, causing an interference that prevents liquids from entering cavity 71 below the bulge between the skirt and the housing.

The base of the housing defines a set of apertures 80 (FIG. 8) to receive machine screws that engage aligned bores defined in the carousel.

Glass slides 37 rest against plate 60 captured by four upwardly depending posts 82 which are integrally mounted to housing 70. The posts extend half way up the thickness of the glass slide 37 as can be seen in Fig. 9 since the glass slide is .04 inch thick, the posts are .02 inch below the top surface of the glass slide. It is important that the posts do project to the top surface of the slide in order to prevent surface tension of the aqueous solution from drawing the solution off. A problem with devices known in the art that vertically clamp against the top of the slide is that they have a tendency to wick fluid off of the slide by capillary action. It should be appreciated that other means for capturing or supporting the slides may be employed.

#### *Control Electronics (Printed Circuit Board)*

With reference to the block diagram shown in FIG. 13, control electronics 52 consists of an annular printed circuit board with the components necessary to receive temperature setpoint information from staining apparatus microprocessor 44 via a serial digital protocol 57 and using this information to maintain each heater 64 at its setpoint. Not shown are those

components (e.g. resistors, capacitors, etc.) readily understood by one of skill in the art to be included. The control of the heaters may be performed in a variety of methods. In a preferred embodiment, the heaters may be individually controlled by an integrated circuit driver or individual transistors 53 capable of switching the heater current on and off. Thus, the processor may control the duty cycle of the heaters, as described subsequently. In an alternate embodiment, the amount of power to the heaters may be regulated by processor 55 so that the heaters may be performed at a percentage of total capacity (e.g., 50% of maximum heating power). In a preferred embodiment, an integrated circuit (UDQ2559) available from Allegro Microsystems (Worcester, MA). Serial communication 57 with microprocessor 44 (via slip ring assembly 56) preferably uses the I<sup>2</sup>C (Inter Integrated Circuit) serial bus protocol developed by Philips Labs, Eindhoven, The Netherlands. Alternative protocols could also be employed such as RS232D, RS422 or others. Control electronics 52 functions to both monitor the sensors 68 and control the heaters 64. Central to control electronics 52 is a microprocessor 55 (which is in communication with memory 51) or other digital circuitry of sufficient capability to communicate with staining apparatus microprocessor 44 via the I<sup>2</sup>C serial bus, monitor the heater temperature sensors 68 and power the heaters 64 when the slide temperature needs to be raised at a particular time. An example of such a microprocessor is PIC16C64A available from Microchip Technology Inc., Chandler, AZ. The program must control each heater in response to the heater temperature sensor when compared with the setpoint temperature (or target temperature) provided by the staining system microcontroller. (See Figure 14). The microprocessor 55 determines, based on a look-up table of the setpoint temperatures 47 in memory 51, how to control the heaters. The setpoint temperatures in look-up table 47 are received from serial communication 57 with microprocessor 44. The microprocessor 55 obtains the actual temperatures from sensors 68, and thereafter modifies the control of the heaters 64 based on the difference in actual temperature and setpoint temperature. This control of the heaters may be strictly on-off (i.e., turn the heater on if its sensor temperature is below setpoint, and turn the heater off if its sensor temperature is above setpoint) or it may use proportional, integral, and/or derivative control system algorithms to provide a more controlled and accurate response.

The power distribution and controlling feedback system must be sufficient so that the thermal platform can be precisely regulated to mimic the features in thermocycling technology (e.g. in-situ PCR) and be capable of rapid temperature ramp-ups and cool-downs (e.g. from 37°C to 95°C in under 3 minutes and cool over the same range in under 5 min.). These

features are particularly important for successful ISH staining.

The processor controls the temperature of the slides by modifying the heat to the slides in order for the slides' temperature to be at the target temperature. In a preferred embodiment, modifying the heat to the slides is accomplished by modifying the output of the heaters. Referring to Figure 14, there is shown a flow chart of the control of the heating of the individual slides. As shown at block 84, the target heating temperature (or setpoint temperature) for the individual slide is obtained. In the preferred embodiment, the target temperature is sent from microprocessor 42 to the control electronics 52. The target temperature may alternatively be input from the operator or be read through the barcode on the slide. As shown at block 86, it is determined whether the temperature of the slide, as indicated by temperature sensor 68, is above the target temperature. If yes, the heater is turned off, as shown at block 88. Alternatively, depending on the disparity between the actual temperature and the target temperature, the amount of heat generated by the heater may be modified. For example, the duty cycle for the heater may be reduced. Through pulse width modulation, the duty cycle for the heater may be modified (e.g., the duty cycle for the heater may be reduced from 50% (where the heater is on 50% of the time) to 25% duty cycle (where the heater is on 25% of the time)). In another alternative embodiment, the cooler can be turned on after the heater is turned off, if the actual temperature is significantly greater than the target temperature or if finer temperature control is sought.

In still another alternative embodiment, the processor may control the amount of heat transferred to the slide by modifying the amount of heat transferred between the heater and the slide. As one example, the microprocessor may change the heat transmission characteristics of a buffer between the heater and the slide, thereby modifying the amount of heat transferred to the slide, and thereby modifying the temperature of the slide.

If the temperature of the slide is less than the target temperature, the heater is turned on, as shown at block 90. The control of the heater may use proportional, integral, and/or derivative control system algorithms to provide a more controlled and accurate response. In a preferred embodiment, the amount of heat generated by the heater is based on the disparity between the actual temperature and the target temperature. For example, depending on the disparity in the temperature between the current temperature and the target temperature, the heater may be turned on for a 100%, 50%, etc. duty cycle. Thus, if the actual temperature is greater than 2°C away from the target temperature, the heater is turned on with a full duty cycle. As the actual temperature approaches the target temperature, the duty cycle of the heater

is reduced, thereby generating less total heat for the slide. In addition, once the heater achieves the target temperature, the processor 55 maintains control by determining the difference between the actual temperature and the target temperature, as shown at block 86. This loop is continued until the time for heating of the slide is over, as shown at block 92. Thus, if the slide is scheduled to be heated for a predetermined amount of time, the control of the temperature of the slide is performed until the predetermined amount of time has elapsed.

Moreover, based on the particular target temperature of a slide, it has been determined empirically the amount of heat necessary to maintain the slide at the target temperature. For example, when the amount of heat is modified based on modifying the duty cycle of the heaters, the particular duty cycle for the heater has been determined based on the target temperature. These values are stored in look-up table 47. Thus, as the actual temperature of the slide approaches the target temperature, the duty cycle is reduced to the empirical value in look-up table 47. In this manner, the temperature of the slide may be transitioned from the current temperature to the target temperature.

Alternatively, the control of the temperature may be strictly on-off (*i.e.*, turn the heater on if its sensor temperature is below target temperature, and turn the heater off if its sensor temperature is at or above the target temperature) or the control of the temperature may be proportional (*i.e.*, modifying the amount of heat generated by the heater instead of the duty cycle so that the heater outputs a portion of its total heating power, *e.g.*, 50% of its total heater output).

Referring to Figure 15, there is shown a flow chart of the control of the cooling of the individual slides as an alternate embodiment of the invention. As shown at block 94, the target cooling temperature for the individual slide is obtained. The target temperature is sent from microprocessor 42 to the control electronics 52. The target temperature may alternatively be input from the operator or be read through the barcode on the slide. As shown at block 95, depending on the operation of the system, the slide may be cooled by the ambient air, or alternatively be cooled by cooling platforms or the like.

As shown at block 96, similar to Figure 14, it is determined whether the temperature of the slide, as indicated by temperature sensor 68, is below the target temperature. If yes, the cooler is turned off, as shown at block 97. Alternatively, depending on the disparity between the actual temperature and the target temperature, the cooling amount generated by the cooler may be modified. For example, the duty cycle for the cooler may be reduced. Through pulse width modulation, the duty cycle for the cooler may be modified.

If the temperature of the slide is greater than the target temperature, the cooler is turned on, as shown at block 98. The control of the cooler, similar to control of the heater, may use proportional, integral, and/or derivative control system algorithms to provide a more controlled and accurate response. In one embodiment, the cooling force generated is based on the disparity between the actual temperature and the target temperature. For example, depending on the disparity in the temperature between the current temperature and the target temperature, the cooler may be turned on for a 100%, 50%, etc. duty cycle. Thus, if the actual temperature is greater than 2°C away from the target temperature, the cooler is turned on with a full duty cycle. As the actual temperature approaches the target temperature, the duty cycle of the cooler is reduced, thereby generating less total cooling energy for the slide. In addition, once the cooler achieves the target temperature, the processor 55 maintains control by determining the difference between the actual temperature and the target temperature, as shown at block 96. This loop is continued until the time for cooling of the slide is over, as shown at block 100.

### *Slip Ring Assembly*

Slip ring assembly 56 uses technology employing rotating silver rings and silver graphite brushes. The slip ring must be of sufficient size (about 3" diameter) and capacity (about 10 amps per circuit) to carry the I<sup>2</sup>C digital control signals (two circuits), power to the logic (two circuits), and power to the heaters (two circuits). Slip rings suitable for this application are available from Fabricast, Inc, South El Monte CA., Airflyte Electronics, Bayonne, New Jersey, Litton Poly-Scientific, Blacksburg, VA and others. A cable 57 operably connects the slip ring rotor to the control electronics 52 (FIG. 11). A stator bracket 59 is provided to mount the stator to apparatus 10 using machine screws or the like (mounting not shown). Referring to FIG. 16, there is shown a longitudinal section view of the slip ring assembly 56, with leads 49 which transmit data, logic power and heater power, as shown in FIGS. 5 and 16.

With reference to FIG. 3 the following components are mounted within apparatus 10 generally as described in U.S. Patent Application Serial No. 08/995,052 : Liquid Coverslip™ dispense nozzle 37, stepper motor 61, rinse dispense nozzles 36, fluid knife 38, bar-code reader 40, air vortex mixers 42, and wash volume adjust 39. The buffer heater as disclosed in the above-referenced application has been removed. Bulk fluid module 22 (FIG. 2) is preferably constructed to accommodate a plurality of fluid receptacles as needed for ISH including SSC, DI water, and cell conditioning buffers. The volume adjust nozzle 39 is constructed to permit

application of the plurality of fluids.

The invention herein also departs from the one disclosed in U.S. Patent Application Serial No. 08/995,052 in the manner in which the wash buffer is wiped off the slide after being applied so as not to dilute the next reagent applied. With the present invention nozzle 36 is aimed to spray fluid at the end of the slide from which the fluid is to be evacuated thereby causing evacuation of the fluid through capillary action.

#### ***Definitions***

The following terms shall have the following meanings as used herein:

“Tissue” means any collection of cells that can be mounted on a standard glass microscope slide including, without limitation, sections of organs, tumors sections, bodily fluids, smears, frozen sections, cytology preps, and cell lines.

“Targeted molecules” means detectable molecules found in cells including without limitation nucleic acids, proteins, carbohydrates, lipids, and small molecules.

“Stain” means any biological or chemical entity which, when applied to targeted molecules in tissue, renders the molecules detectable under a microscope. Stains include without limitation detectable nucleic acid probes, antibodies, and dyes.

“Treating” or “Treatment” shall mean application of a stain to a tissue as well as other processes associated with such application including, without limitation, heating, cooling, washing, rinsing, drying, evaporation inhibition, deparaffinization, cell conditioning, mixing, incubating, and evaporation.

“Automated” or “Automatic” means activity substantially computer or machine driven and substantially free of human intervention.

#### ***Use and Operation***

In operation, apparatus 10 may be used to perform *in-situ* hybridization (ISH), *in-situ* PCR, immunohistochemistry (IHC), as well as a variety of chemical (non-biological) tissue staining techniques. Moreover, two or more of the above techniques may be employed during a single run despite their differing temperature requirements due to the inventive heating system herein.

*In-situ* hybridization is clearly a technique that may be advantageously employed with the present invention, either alone or in combination with other techniques, since many of the steps in ISH must be carefully temperature controlled for a precise period of time. The precise amount of heat for a specific period of time is necessary to sufficiently denature the DNA so

that subsequent hybridization may occur without over-heating to the point where cell morphology is degraded. Different specimens may require different temperatures for denaturation depending on how the tissue was prepared and fixed. The steps of denaturation, hybridization, and posthybridization washes each have unique temperature requirements that depend on the particulars of the probe and tissue being tested. These temperature requirements can be controlled through the individualized control of the heaters, as discussed previously. DNA probes require and are typically hybridized at between 30°-55°C while RNA probes are typically hybridized at higher temperatures with the time for hybridization varying from 30 min. to 24 hours depending on target copy number, probe size and specimen type. Standard denaturation for cytogenetic preparations is performed at about 72°C for 2 min. while for tissue sections the conditions may vary from 55°C to 95°C from 2 to 30 min. Post hybridization wash temperatures may vary from about 37°C to 72°C for 2 min. to 15 min. Salt concentration may vary from .1x to 2x SSC. Probe detection temperatures may vary from ambient to 42°C for 2 min. to 30 min.

The low mass of the plate 60 and heater 64 enables the rapid heating and cooling of the slide and consequently the tissue on the slide (i.e. from 37°C to 95°C in 180 seconds). The increased rapidity of heating and cooling increases the efficiency of *in situ* hybridization. The rapid annealing of the probe to the target facilitated by rapid temperature ramping increases the specificity of the probe. Concomitantly, the background is decreased and the quality of the resulting test is vastly improved. ISH may be employed to detect DNA, cDNA, and high copy mRNA. It can be applied to smears, tissue, cell lines, and frozen sections. Typically, the specimen is mounted on a 1"x3" glass slide.

Hybridization or denaturation of DNA is absolutely essential to the tissue staining process and requires that temperatures in the range of 92 - 100 degrees C be quickly reached, precisely controlled and maintained. The thermal platform brings treated tissue on microscope slides to the required temperature range in less than 180 seconds with an accuracy of plus or minus 2 degrees C. Rapid loss of temperature in hybridized tissue is essential to successful staining and diagnosis. A fan or other rapid cooling feature may be added to bring the required temperature to 37 degrees C in less than 420 seconds.

The inventive apparatus permits the placement of multiple types of specimens and ISH tests in the same run without compromising the unique requirements of each ISH test requirement (i.e., hybridization temperature 37-45°C stringency, and wash concentrations). The system may run more than one detection chemistry in the same run on different slides. As

used herein "ISH" includes both fluorescent detection (FISH) and non-fluorescent detection (e.g. brightfield detection).

Apparatus 10 may also be employed for the simultaneous application of ISH and IHC staining to certain tissue sections to allow both genetic and protein abnormalities to be viewed at the same time. This may be advantageous, for example, in assaying breast tumor sections for both gene amplification and protein expression of HER-2/neu as both have been deemed to have clinical significance. See Ross et al. "The Her-2/neu Oncogene in Breast Cancer," *The Oncologist* 1998; 3:237-253.

The rapid heating and cooling by the thermal platform make the present invention amenable for use in *in-situ* PCR (polymerase chain reaction) which requires repeated cycles of higher and lower temperatures. A limitation of PCR is the need to extract the target DNA or RNA prior to amplification that precludes correlation of the molecular results with the cytological or histological features of the sample. *In situ* PCR obviates that limitation by combining the cell localizing ability of ISH with the extreme sensitivity of PCR. The technique is described in U.S. Patent No. 5,538,871 to Nuovo et al. which is incorporated herein.

Sections embedded in paraffin require as a first step deparaffinization of the embedded tissue. Using the thermal platform eliminates the use of harsh chemicals such as xylene, through the use of precisely controlled heating of individual slides allowing the paraffin embedded in the tissue to melt out and float in aqueous solution where it can be rinsed away. Paraffin, being less dense than water, once liquified rises through the aqueous buffer on the tissue sample and floats on top of this fluid. The liquid paraffin can then be removed from the microscope slide and away from the tissue sample by passing a fluid stream, either liquid or gaseous, over the liquid paraffin. Details of this procedure are set forth in U.S. Patent Application Serial No. 60/099,018 filed September 3, 1998 which is incorporated herein. A similar technique may be employed to remove embedding materials other than paraffin such as plastics although the addition of etching reagents may be required.

Heating the tissue with thermal platforms 50 in an appropriate aqueous solution has been found to improve the accessibility of the stain to the target molecule in the cell (protein, nucleic acid, carbohydrate, lipid, or small molecule). Lack of accessibility may be caused by cross-linking of the molecules by aldehydes used in preserving the tissue or by other changes in the confirmation caused by fixatives. Cross-linking of antigens causes a loss of antigenicity due to the chemical modification of antigenic proteins. This process of improving accessibility

of the stain (biological or chemical) to the molecular target is referred to herein as "cell conditioning." For DNA targets the preferred conditioning solution is citrate buffer, the preferred temperature is up to about 95 degrees, and the preferred time of heating is about one hour. For protein targets the preferred conditioning solution is citrate buffer and the preferred temperature is up to about 100 degrees C for about 42 minutes. Heating the tissue sample by the thermal platform decreases the degree of cross-linking in aldehyde treated tissue such that the modified antigen reverts to a form recognizable by a corresponding antibody thereby enhancing the staining. For RNA targets the preferred conditioning solution is citrate buffer and the preferred temperature is up to about 75 degrees C for about one hour. Many alternatives to citrate buffer may be employed as cell conditioning solution. A list of such solutions appears in *Analytical Morphology*, Gu, ed., Eaton Publishing Co. (1997) at pp. 1-40. The solutions should generally have known molarity, pH, and composition. Sodium dodecyl sulfate (SDS), ethylene glycol are preferably added to the conditioning solution.

Typical In-Situ Hybridization (ISH), In-Situ PCR, Immunohistochemical (IHC), Histochemical (HC), or Enzymehistochemical (EHC) methods as carried out with the apparatus of this invention includes the following steps.

- 1) Slides are prepared by applying a bar code to the slide indicating the In-Situ Hybridization, In-Situ PCR Immunohistochemical, Histochemical, or Enzymehistochemical process to be used with the sample.
- 2) Inserting a batch of slides in the apparatus, mounting each slide into a slide support.
- 3) Closing the apparatus and beginning the treatment process.
- 4) If the slides are to be deparaffinized in the apparatus as a pretreatment, each slide will be dry heated to temperatures above 60°C. Following the dry heat, the slides are washed with about 7ml of DI water leaving a residual aqueous volume of about 300µl. The slides are then covered with about 600µl of evaporation inhibiting liquid. The slides remain at temperatures above 60°C for an additional 6 minutes and are then rinsed again with about 7 ml DI water and covered with 600µl of evaporation inhibiting liquid. The temperature of lowered to 37°C. The slides are deparaffinized and ready for the next phase of the indicated process.
- 5) Slides that are to be cell conditioned will be rinsed with about 7 ml DI water. A volume-reducing fixture within the apparatus will lower the residual volume from about 300µl to about 100µl. Using a volume-adjusting fixture within the apparatus 200µl of cell conditioning solution will be added to the slide. The slide will then receive about 600µl of evaporation

inhibiting liquid. The slide temperature will be raised to the assigned temperature in a range of 37°C to 100°C, and fluid cycling will commence and be repeated every 6 - 8 minutes for a period of time up to 2 hours as set in the protocol. Slides are cooled to 37°C and rinsed with ~7 ml of APK wash solution. At this point the slides are ready for the next phase of the indicated process.

6) As each slide pauses in the reagent application zone, the appropriate reagent vessel is moved by the reagent carousel to the reagent application station. A metered volume of reagent is applied to the slide. The reagent liquid passes through the evaporation inhibiting liquid layer to the underlying liquid layer.

7) The slide carousel then proceeds, moving slides directly in front of vortex mixing stations. The vortex mixer jets stir the reagents on the slide surface below the evaporation inhibiting liquid layer.

#### 8a) For In-Situ Hybridization

If process requires protein digestion, slides are rinsed with ~7 ml of APK wash solution leaving a residual volume of ~300µL of buffer. The slide will then receive ~ 600µL of evaporation inhibiting liquid. Steps as described in steps 6 and 7 are repeated for digestive enzyme application. Selectable incubation times range from 2 min through to 32 minutes at 37°C. The slides are rinsed with ~7 mls of 2x SSC buffer, leaving a residual volume of ~300µL of buffer. A volume reducing fixture is used to shift the volume from ~300µL to ~100µL. Steps as described in 6 and 7 are repeated for probe application. The slide will then receive ~ 600µL of evaporation inhibiting liquid. Raise slide temperature to specified temperature in a range of 37°C to 95°C for denaturation or unfolding respectively of target and/or probe.

Selectable incubation times range from 2 min through to 18 hrs.

Rinsing occurs after hybridization employing user selectable stringency, which includes selectable salt concentrations of 2X, 1X, 0.5X, 0.1X SSC and temperature range 37°C to 75°C.

Following the probe step, the slides are washed with 1xAPK wash buffer, and then receive ~ 600µL of evaporation inhibiting liquid. Probes are detected directly as in the case of some labeled probes as in FISH, and indirectly for ISH using anti hapten antibody followed an appropriate detection technology.

If Clearing is desired, following the detection steps for the probe, slides will be rinsed with DI water and a detergent will be applied to clear the slides of the evaporation inhibiting liquid.

Again the slides will be rinsed with DI water and the residual volume will be removed with the use of the volume reducing fixture. The slides will be dry heated at temperatures at or above 37°C until all aqueous is evaporated from the tissue, cells or smears.

8b) For In-Situ PCR

If process requires protein digestion, slides are rinsed with ~7 ml of APK wash solution leaving a residual volume of ~300µL of buffer. The slide will then receive ~ 600µL of evaporation inhibiting liquid. Steps as described in steps 6 and 7 are repeated for digestive enzyme application. Selectable incubation times range from 2 min through to 32 minutes at 37°C.

The slides are rinsed with ~7 mls of DI Water, leaving a residual volume of ~300µL of buffer. A volume reducing fixture is used to shift the volume from ~300µL to ~100µL.

Steps as described in step 7 are repeated for amplification reagent application. Amplification reagents are formulated for delivery to 100µL residual slide volume at temperatures at or above 37°C. The slide will then receive ~ 600µL of evaporation inhibiting liquid. Raise slide temperature to specified temperature in a range of 37°C to 95°C for greater than 2 minutes to start PCR reaction. Heat cycling up to 30 cycles, will commence from 55°C for 1.5 minutes to 89°C for 45 seconds.

Following In-Situ PCR the slides will be subjected to In-Situ Hybridization as described in section

8c) For IHC, HC, EHC protocols, the slides are rinsed with ~7 mls of 1x APK wash or appropriate buffer, leaving a residual volume of ~300µL of buffer. A volume reducing fixture may or may not be used to shift the volume from ~300µL to ~100µL. The slide will then receive ~ 600µL of evaporation inhibiting liquid. Steps as described in step 7 are repeated for antibody or other reagent application.

Selectable incubation times range from 2 min through to 32 min.

Selectable incubation temperatures range from 37°C to 95°C depending on whether cell conditioning or deparaffinization is required.

Throughout the procedure, the slides are washed with 1xAPK wash or appropriate buffer, and then receive ~ 600µL of evaporation inhibiting liquid. Proteins, carbohydrates, and enzymes are directly labeled, as in fluorescence, or indirectly using an appropriate detection technology. At the conclusion of the designated staining procedures, the slides are prepared for coverslipping with the automated clearing procedure, coverslipped, and reviewed microscopically for appropriate staining, be it DNA/RNA, protein, carbohydrate or enzyme.

The procedures set forth above, including sequence of steps, application of reagents, and temperature parameters above are preferably pre-programmed into the host computer by the manufacturer. Certain parameters, such as the reaction time, may optionally be modifiable by the user. Initial programming of the test is flexible enough to allow complex manipulation of the protocol and addition of multiple reagents (5-6 reagents) both before and after addition of the probe to the target tissue or specimen.

Within-run and between run temperature control is  $\pm 1\%$  of the target temperature and may be controlled as described previously. The operator may run multiple complex ISH protocols in the same run. This includes ability to program protocols for ISH methods that run at the same denaturation temperatures. Likewise, the system is accessible for slide temperature calibration by the operator without tedious dismantling of the instrument. The protocol changes for user-defined ISH protocols are protected by a security access. The system is barcode driven for both the slide and reagent system. There is also the option for operator manual control of all major hardware functions including reagent dispense, wash dispense, coverslip (high and low temperature) dispense, slide indexing and temperature control. This enables the user to help troubleshoot problems. User defined protocols allow the operator to control the temperature of all phases of the reaction except detection temperature. The software includes pre-programmed optimized protocols resident in the software to allow continuous introduction of the optimized turnkey probes.

#### *Examples*

The following non-limiting examples further illustrate and detail uses and applications of the invention disclosed herein.

#### **EXAMPLE I**

##### **Detection of High Risk Strains of Human Papaloma Virus (HPV) using Automated *In-Situ* Hybridization**

A cervical smear, collected by standard collection devices such as a cytobrush or by a ThinPrep™ slide method (Cytec, Inc.) which would normally be stained by the Papanicolaou stain (Pap smear), is subjected to in situ hybridization with a probe set specific to High Risk HPV types. The specimen slide is loaded into the slide holder of the apparatus according to the present invention (hereinafter referred to as "staining apparatus"). The system is set to run the HPV in situ program. This program performs all the steps of the in situ reaction with no interaction required from the user once the program has been started.

The staining apparatus first performs Slide Pretreatment: at room temperature 1X APK

(10xAPK Ventana P/N 250-042) rinse and Coverslip™ application, then a Protease digestion for 4 minutes at 37°C with Protease 1 followed by a rinse step in 2X SSC. Following the 2xSSC rinse the residual slide volume is reduced from about 300 microliters to about 100 microliters and Coverslip™ is applied. The FITC-label DNA probe cocktail premixed with Hybridization Solution is applied to the slide from a Ventana definable dispenser. The specimen and the slide is heated to 72°C for 4 minutes to denature both the probe and specimen DNA. The staining apparatus then ramps the temperature of the slide down to 37°C and hybridization occurs for 2 hours at 37°C. The staining apparatus removes the probe mixture and Coverslip™ from the slide and performs the Post-Hybridization Washes. Post-Hybridization Wash solution (2XSSC) and Coverslips are added to the slide and the instrument heats the slide to 45°C for 10 minutes. The staining apparatus removes the Post-Hybridization Wash solution and begins the Detection steps. First, the staining apparatus rinses the slides with 1XAPK and applies Coverslip. Then, an anti-FITC (serotec P/N MCA1320) antibody is applied from a dispenser to the slide and incubates the slide for 20 minutes while heating the slide to 37 degrees C followed by APK rinse and Coverslip application. Then, a biotin labeled secondary antibody is added and incubated for 8 minutes at 37°C, also followed by an APK rinse and Coverslip application. A Streptavidin-Alkaline Phosphates conjugate is placed on the slide and staining apparatus incubates the slide for 30 minutes at 37 degrees C. After an APK rinse, Ventana Blue Detection Reagents are added to the slide and incubated for 20 minutes at room temperature. Ventana Blue Kit (P/N 760-060) comprises of Biotin labeled secondary antibody, Streptavidin-Alkaline Phosphatase and NBT/BCIP substrate. The slide is rinsed with DI Water, and the slide is heat dried by the instrument. At this Point, Nuclear Fast Red counterstain is applied to the slide, incubated for 5 minutes at room temperature, and the slide is rinsed with water.

## EXAMPLE II

### **Detection of mRNA of Epstein Barr Virus (EBER) in Paraffin Embedded Tissue Using Automated In-Situ Hybridization**

A 5 micron section was cut of spleen # EBV 37A and placed on a supper frost glass staining slide. The specimen slide was loaded into the slide holder of the apparatus according to the present invention (hereinafter referred to as "staining apparatus"). The staining apparatus was programmed to run the EBER in situ program. This program will perform all the steps of the in situ reaction with no interaction required from the user once the program has been started.

The staining apparatus first performs deparaffinization: slides were dry heated to 65°C for 6 minutes, room temperature DI water rinses the slide, leaving 300µL residual volume and 600µL liquid coverslip, which prevents evaporation and protects the slide specimen from drying. The temperature remains at 65°C to melt away the paraffin. Cell conditioning was done by rinsing the slide with DI water, then reducing the residual volume, and applying 200µL cell conditioning buffer (Citrate Buffer) and 600µL liquid Coverslip™. The slide was heated to 75°C and the conditioning buffer and Coverslip™ were reapplied every 8 minutes for 40 minutes. The slide temperature was cooled to 37°C and the slide was rinsed with room temperature 1x APK Wash (Ventana 10 x APK P/N 250-042) leaving ≈ 300µL residual slide volume and ≈ 600µL of liquid coverslip was applied. Protease digestion was for 8 minutes with Protease 1 (Ventana P/N 250-2018) at 37°C. Following digestion the slide was rinsed with room temperature 2x SSC (20x SSC Ventana P/N 650-012). Using a volume- reducing fixture in the staining apparatus the residual slide volume was reduced from ≈ 300µl to ≈ 100µL and ≈ 600µL of liquid coverslip was applied to the slide. The Dig-labeled (Boehringer Mannheim cat # 1 417 231) oligonucleotide probe which was designed to target mRNA for EBER was premixed with Hybridization solution and the reagent was placed into a Ventana user defined dispenser( Ventana P/N 551-761). The probe was applied to the specimen and the slide was heated to 75°C for 4 minutes to unwind the oligonucleotide and specimen mRNA. The staining apparatus then ramps to a temperature of the slide to 37°C, to hybridize for 2 hours. The staining apparaus removed the probe solution and Coverslip™ from the slide and performed 3 Post-Hybridization Washes. The Post Hybridization Washes consisted of washing the slide with 2x SSC at 42 °C for 4 minutes then washing the slide with 1x SSC at 42 °C for 4 minutes and finally 0.5x SSC 42 °C for 4 minutes. The staining apparatus then performed the detection steps. The slide was washed with 1x APK and coverslip was applied. An anti-Dig antibody (Sigma P/N D-8156) was applied to the slide and incubated for 16 minutes at 37°C followed by 1x APK wash and Coverslip™ application. Then, a biotin labeled secondary antibody was added to the slide and incubated for 8 minutes at 37°C, followed by 1x APK wash and coverslip application. Following the secondary antibody, Streptavidin-Alkaline Phosphatase conjugate was applied and incubated for 30 minutes at 37°C. After an APK wash and coverslip application Ventana Blue Detection Reagents were applied to the specimen and incubated for 20 minutes at 37°C. The slide was then washed with water and heat dried by the

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instrument. The biotin labeled secondary antibody, Streptavidin- Alkaline Phosphatase, and Detection Reagents are components of Ventana Blue Kit (Ventana P/N 760-060). Following dehydration of the specimen, the slide was covered with a glass coverslip and reviewed microscopically.

Although certain presently preferred embodiments of the invention have been described herein, it will be apparent to those skilled in the art to which the invention pertains that variations and modifications of the described embodiment may be made without departing from the spirit and scope of the invention. Accordingly, it is intended that the invention be limited only to the extent required by the appended claims and the applicable rules of law.

**What is claimed is:**

1. A method for treating tissue samples mounted on a plurality of slides on a rotating carousel comprising the steps of:
  - providing a plurality of heaters for heating said slides wherein the temperature of each slide may be independently controlled; and
  - treating said tissue samples, wherein said treatment comprises the heating of at least one slide with one of said heaters.
2. The method of claim 1 wherein said treating step further comprises the application of a detectable stain selected from the group consisting of a nucleic acid probe, a nucleic acid primer, an antibody, and a dye.
3. The method of claim 1 wherein said treating step further comprises an automated process selected from the group consisting of washing, rinsing, drying, covering, mixing, incubating, and cooling.
4. The method of claim 1 wherein at least one of said heaters is capable of heating a slide to a temperature of up to about 94°.
5. The method of claim 1 wherein said tissue sample is selected from the group consisting of a tumor section, an organ section, a frozen section, a bodily fluid, a smear, a cytology prep, and a cell line.
6. The method of claim 1 wherein said treating step further comprises the step of applying a fluid to remove paraffin.
7. Apparatus for automatically applying reagents to a plurality of biological materials, said apparatus comprising:
  - separate heating units for each of said plurality of slides wherein each of said separate heating units has means for monitoring and controlling the temperature of said biological materials; and
  - a carousel for supporting the separate heating units.
8. Apparatus for heating biological materials comprising a plurality of heaters mounted to a carousel wherein each of said heaters is thermally isolated from the transfer of heat from adjacent heaters.
9. The apparatus of claim 8 wherein the heaters are mounted to carousel via platforms.
10. A method for simultaneously treating two or more slide mounted tissue samples supported on a rotating carousel comprising the steps of:
  - (i) providing two or more heating units for heating the slides as needed for the

treatment, wherein the temperature of each unit is independently controlled by a computer;

(ii) programming said computer with the temperature parameters of said treatment;

5 (iii) selecting from the computer two or more treatments to be conducted; and  
(iv) simultaneously conducting said treatments.

11. The method according to claim 10 wherein said treatment is selected from the group consisting of DNA denaturation, DNA renaturation, probe hybridization, and post-hybridization washing.

10 12. A method for removing embedded media from a tissue section mounted on a slide, the slide being supported on a rotating carousel, the method comprising the steps of:

(a) heating the slide; and  
(b) automatically applying a fluid stream to the slide.

15 13. A method for improving the accessibility of a stain to a target molecule in cells mounted to a slide positioned on a rotating carousel, the method comprising the steps of:

(a) heating the slide; and  
(b) automatically applying an aqueous solution to the slide.

14. A method for performing in situ PCR to amplify a target nucleic acid in cells mounted on at least one microscope slide comprising the steps of:

(a) providing the apparatus of claim 7;  
(b) applying a set of PCR reagents to said cells;  
(c) using said heating units to subject said cells to thermal cycling sufficient to amplify said target nucleic acid; and,  
(d) detecting said amplified target nucleic acid.

25 15. A microscope slide heating system for maintaining different target temperatures for a plurality of microscope slides comprising:

heating units generating heat output for each of the plurality of slides;  
carousel for supporting the heating units;  
temperature sensors for each of the plurality of slides;  
processor in communication with the temperature sensors; and  
means for modifying the heat output of the heating units for each of the plurality of slides, the means for modifying in communication with the processor.

16. A microscope slide heating system as claimed in claim 15 wherein the means for modifying the heat includes means for modifying duty cycles of the heating units.

17. Apparatus for temperature control of biological materials comprising:  
a plurality of heating devices, each of said plurality of heating devices adapted  
5 to receive a slide and each of said plurality of heating devices including a heater and a  
sensor;

a movable heating device support, each of said plurality of heating devices  
being located on said movable heating device support; and

10 control electronics mounted to said movable heating device support and  
electrically connected to each said heater and each said sensor of said plurality of heating  
devices, said control electronics receiving data from each said sensor of said plurality of  
heating devices and independently controlling each said heater of each of said plurality of  
heating devices as a function of data from a respective one of each-said sensor of said  
plurality of heating devices and as a function of respective set point temperature data for a  
15 respective slide as stored in said control electronics.

18. Apparatus for temperature control of biological materials as claimed in claim  
17 wherein the movable heating device support is a carousel.

19. Apparatus for temperature control of biological materials as claimed in claim  
17 wherein each of said plurality of heating devices further includes a housing, the  
20 housing being mounted to the movable heating device support.

20. Apparatus for temperature control of biological materials as claimed in claim  
17 wherein each of said plurality of heating devices further includes a plate adjacent to  
the heater and adapted for supporting the slide.

21. Apparatus for temperature control of biological materials as claimed in claim  
17 wherein each of said plurality of heating devices is mounted on a respective thermal  
platform and disposed on the movable heating device support, wherein the thermal  
platforms are thermally isolated from one another.

22. Apparatus for temperature control of biological materials as claimed in claim  
21 wherein thermally resistant material is located between each of the plurality of heating  
30 devices and the movable heating device support.

23. Apparatus for temperature control of biological materials as claimed in claim  
21 wherein thermally resistant material is mounted on the movable heating device-support  
in between each of the plurality of heating devices.

24. Apparatus for temperature control of biological materials as claimed in claim 17 wherein the control electronics compares the received data from each said sensor with said respective set point temperature data for a respective slide as stored in said control electronics and wherein the control electronics controls each said heater based on the 5 comparison in order to independently control each of said plurality of heating devices.

25. Apparatus for temperature control of biological materials as claimed in claim 24 wherein the control electronics modifies duty cycles of each of the plurality of heaters based on the comparison of the received data from each said sensor with said-respective set point temperature data for a respective slide as stored in said control electronics.

10 26. Apparatus for temperature control of biological materials as claimed in claim 17 wherein the control electronics modifies power sent to said respective one of each said heater based on comparison of the data received from said respective one of each said sensor with said respective set point temperature data for said respective slide as stored in said control electronics.

15 27. Apparatus for temperature control of biological materials as claimed in claim 17 further comprising a processor which sends said respective set point temperature data to the control electronics, the processor being mounted on a fixed assembly external to the movable heating device support.

20 28. Apparatus for temperature control of biological materials comprising:  
a plurality of thermal platforms, each thermal platform comprising a heater, a sensor, a slide support and a housing, each thermal platform adapted for receiving a slide on the slide support;

25 a thermal platform support, the thermal platform support being movable, and each of the plurality of thermal platforms being located on the thermal platform support; and

30 control electronics mounted on the thermal platform support and electrically connected to each of the plurality of thermal platforms and receiving temperature data from each said sensor and individually controlling the heater of each of the plurality of thermal platforms based upon temperature data from the sensor of each of the plurality of thermal platforms and based upon respective set point temperature data for each slide.

29. Apparatus for temperature control of biological materials as claimed in claim 28 wherein each of said plurality of thermal platforms further includes a housing and, the housing includes a skirt, the skirt having an upper end which supports the slide support

and also having a lower end which is mounted to the thermal platform support so that the slide support is raised with respect to the thermal platform support.

30. Apparatus for temperature control of biological materials as claimed in claim 28 wherein the control electronics compares the temperature data from each said sensor with said respective set point temperature data for a respective slide as stored in said control electronics and wherein the control electronics controls each said heater based on the comparison in order to individually control each of said plurality of thermal platforms.

31. Apparatus for temperature control of biological materials as claimed in claim 30 wherein the control electronics modifies duty cycles of each said heater based on the comparison of the temperature data from each said sensor with said respective setpoint temperature data for the slide.

32. Apparatus for analysis of biological materials comprising:  
a slide carousel having individual slide heaters;  
control electronics mounted on the slide carousel, the control electronics in communication with and controlling each of the slide heaters; and  
a slip ring assembly for sending power to the individual slide heaters on the slide carousel.

33. Apparatus for analysis of biological materials as claimed in claim 32, wherein the apparatus includes a stationary portion, and

wherein the slip ring assembly includes a first portion attached to the stationary portion and a second portion attached to the slide carousel, the first portion in physical contact with the second portion.

34. A method for heating biological materials on slides in an apparatus comprising a slide carousel having individual slide heaters, a processor, control electronics mounted on the slide carousel and controlling the individual slide heaters, and a slip ring assembly for communicating electronic information from the processor to the control electronics, the method comprising the steps of:

accessing information by the processor;  
converting the information into a serial communication format;  
sending the serial communication format information to the control electronics; and  
controlling the heaters using the control electronics based on the serial communication information.

35. The method as claimed in claim 34 wherein the information accessed by the processor includes temperature setpoint information.

36. The method as claimed in claim 35 wherein controlling the heaters based on the serial communication information includes comparing the temperature setpoint information with a temperature associated with the slide and controlling a heater associated with the slide based on the comparison of the temperature setpoint information with the temperature associated with the slide.

37. Apparatus for automatically applying reagents to a plurality of biological materials substantially as hereinbefore described with reference to the accompanying drawings.

38. Apparatus for heating biological materials substantially as hereinbefore described with reference to the accompanying drawings.

39. A microscope slide heating system for maintaining different target temperatures for a plurality of microscope slides substantially as hereinbefore described with reference to the accompanying drawings.

40. Apparatus for temperature control of biological materials substantially as hereinbefore described with reference to the accompanying drawings.

41. Apparatus for analysis of biological materials substantially as hereinbefore described with reference to the accompanying drawings.

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**Dated 9 May, 2003**

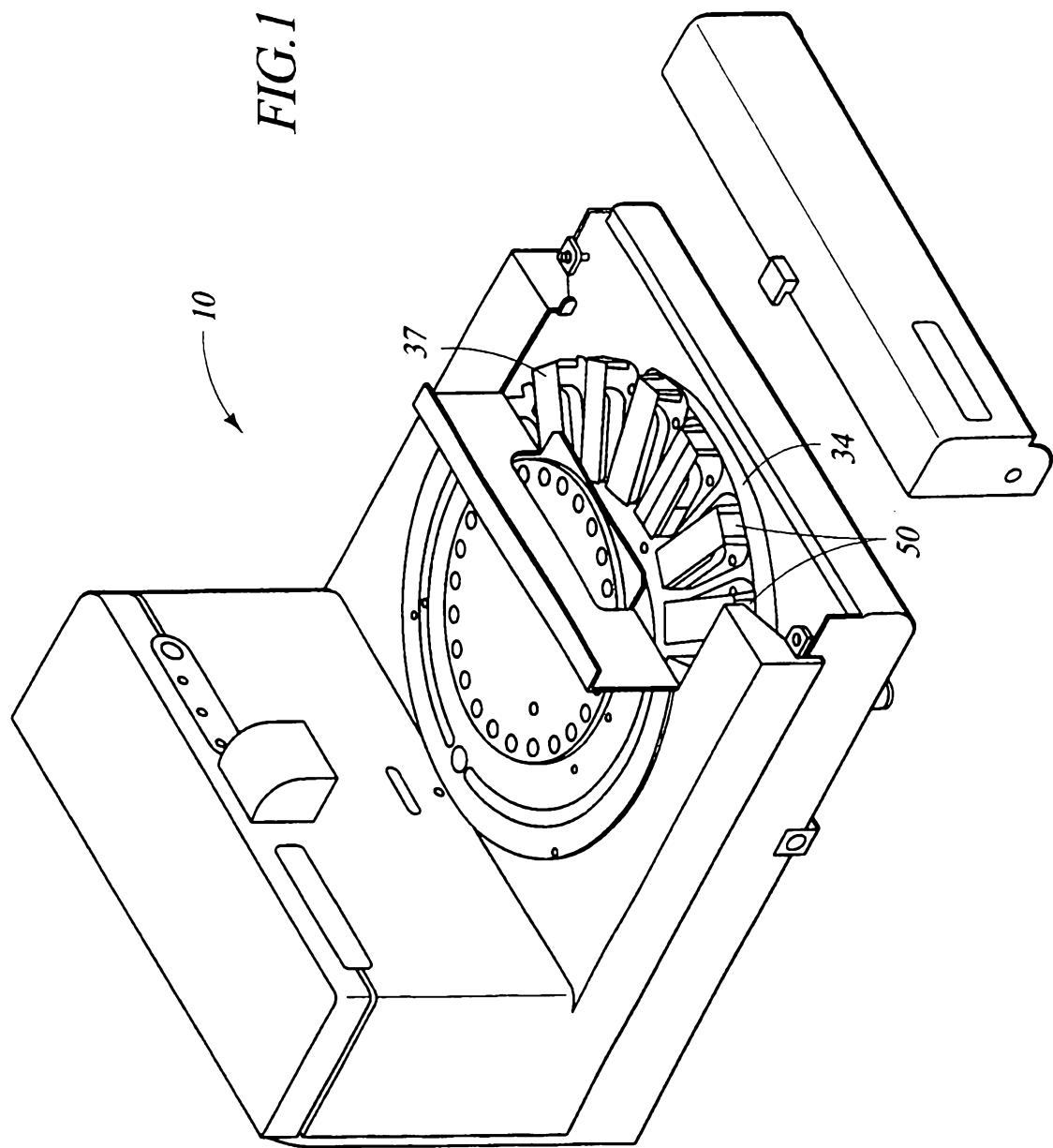
**Ventana Medical Systems**

**Patent Attorneys for the Applicant/Nominated Person**

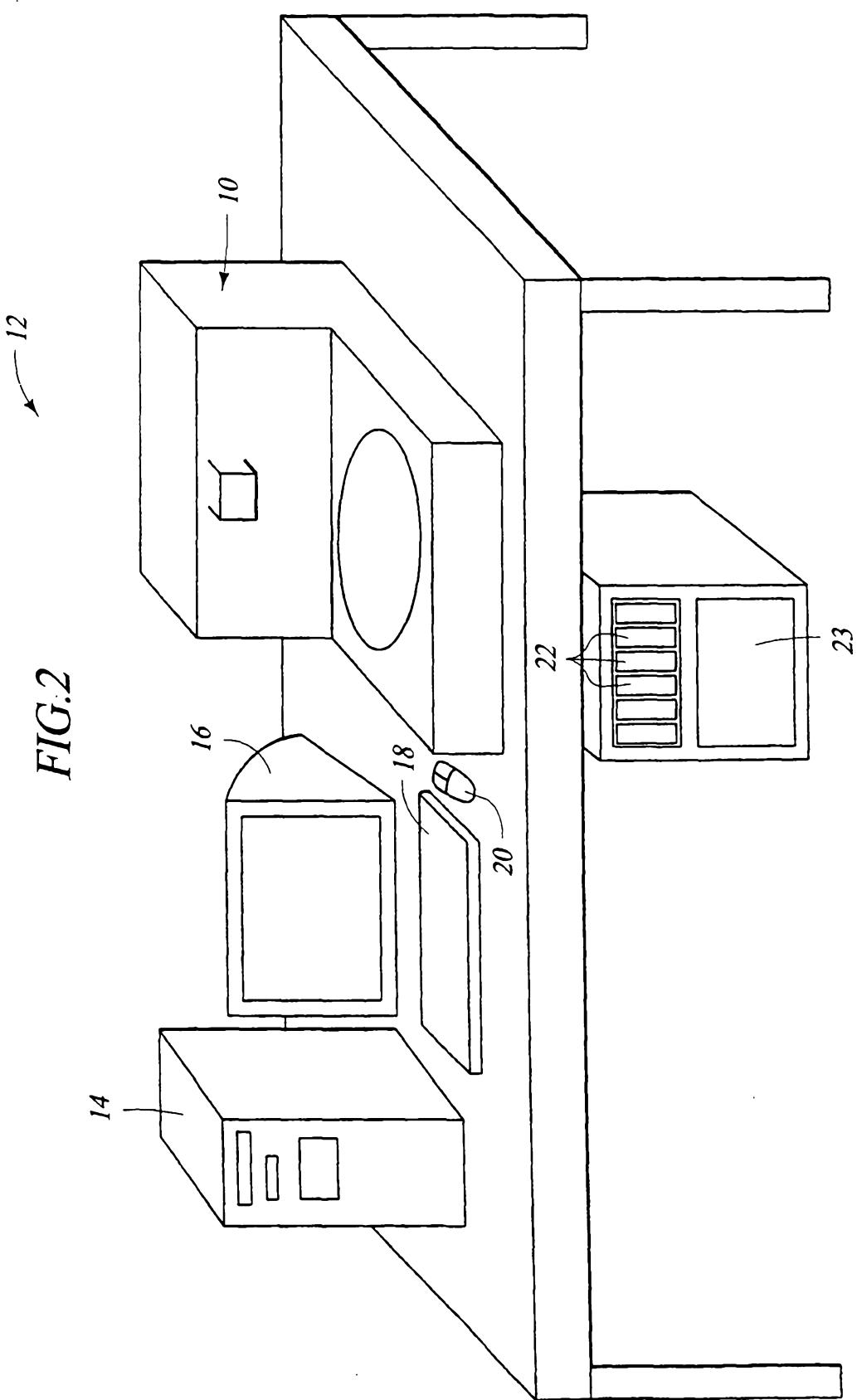
**SPRUSON & FERGUSON**

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FIG. 1

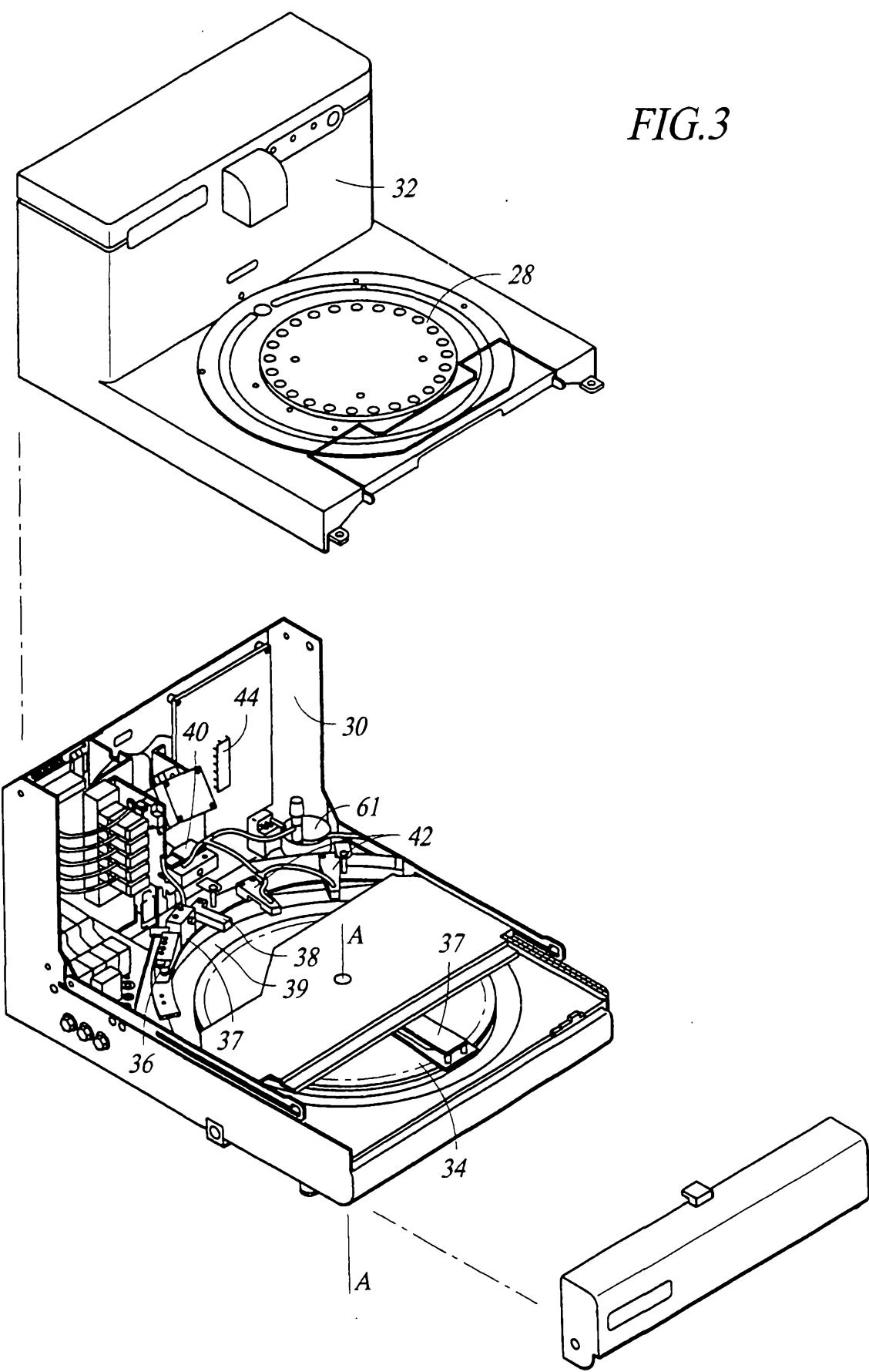


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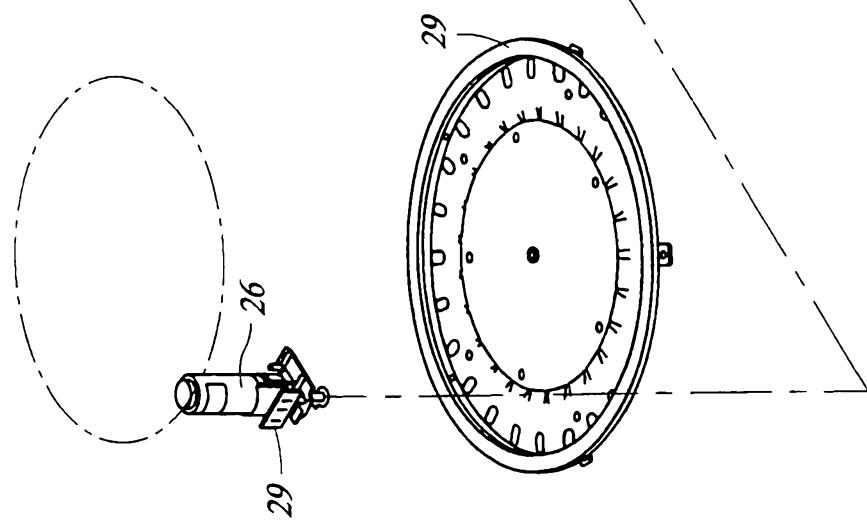
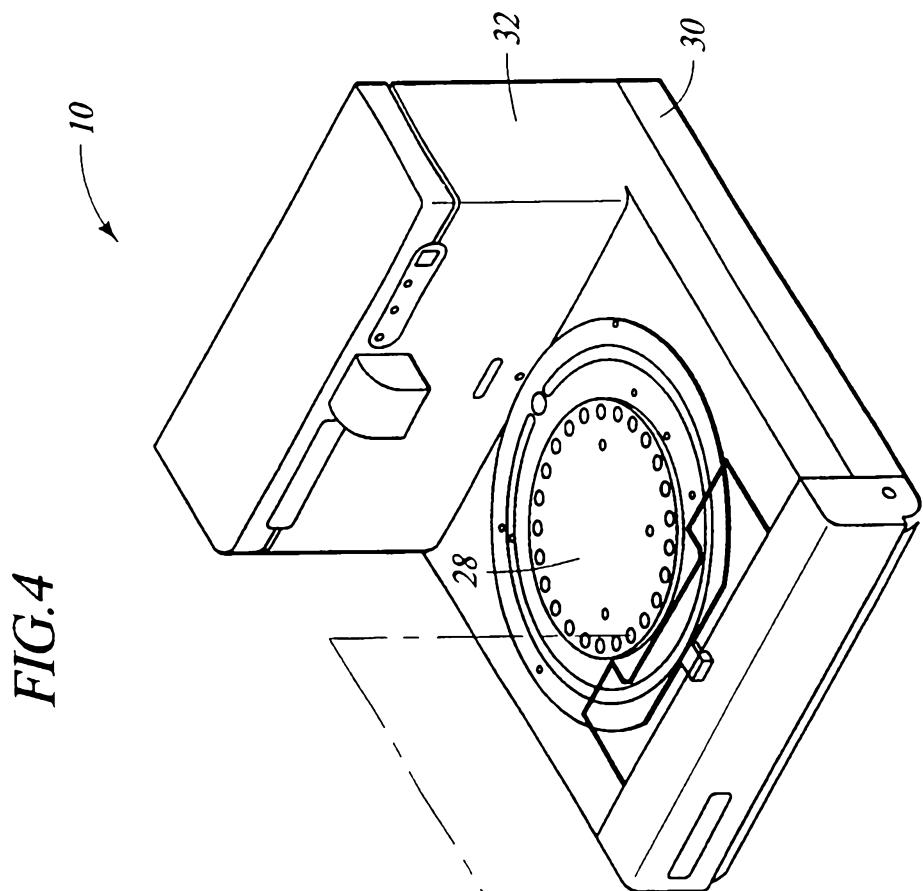


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FIG.3



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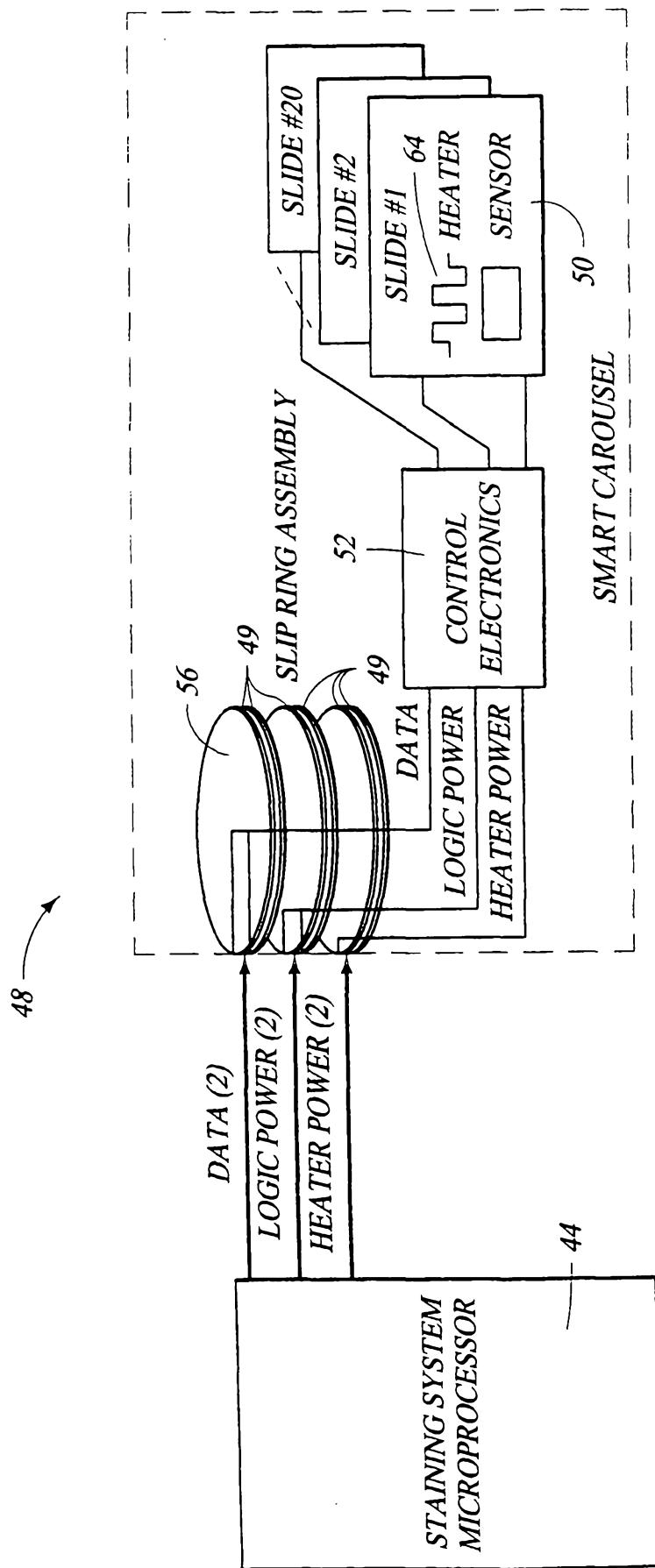


FIG.5

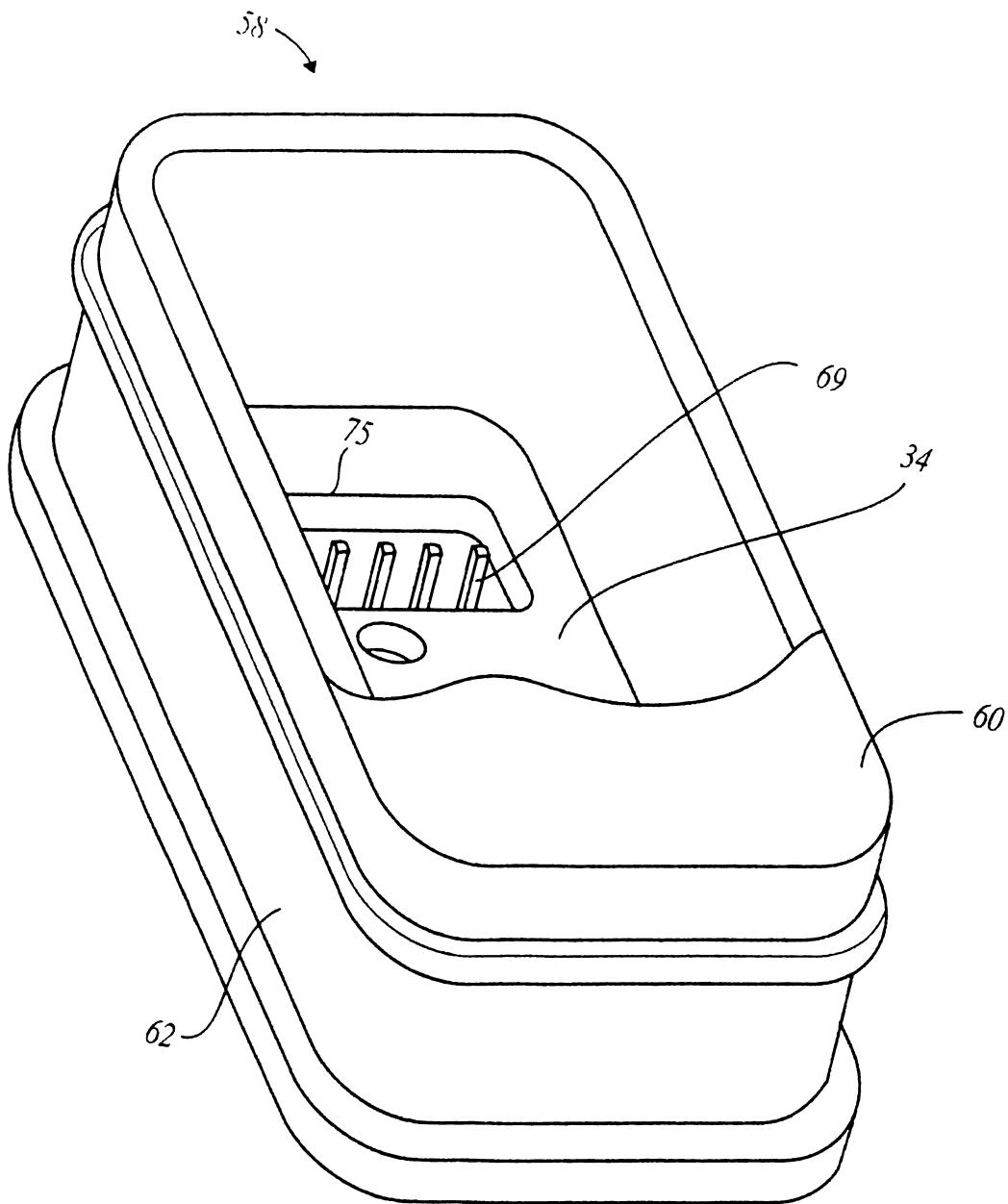


FIG. 6

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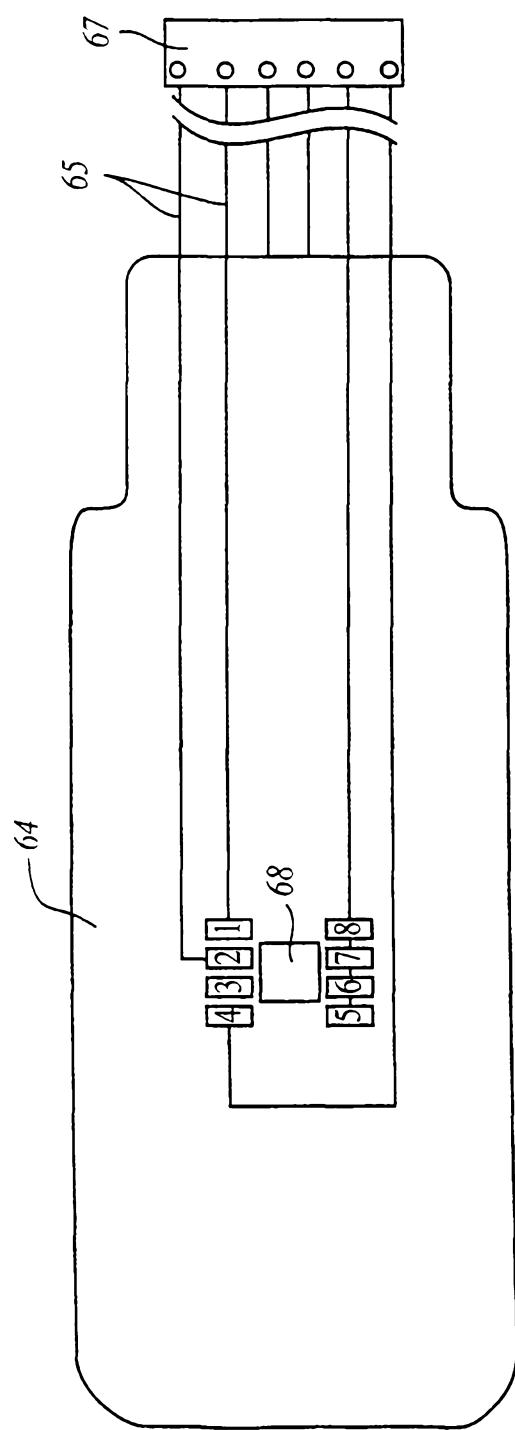
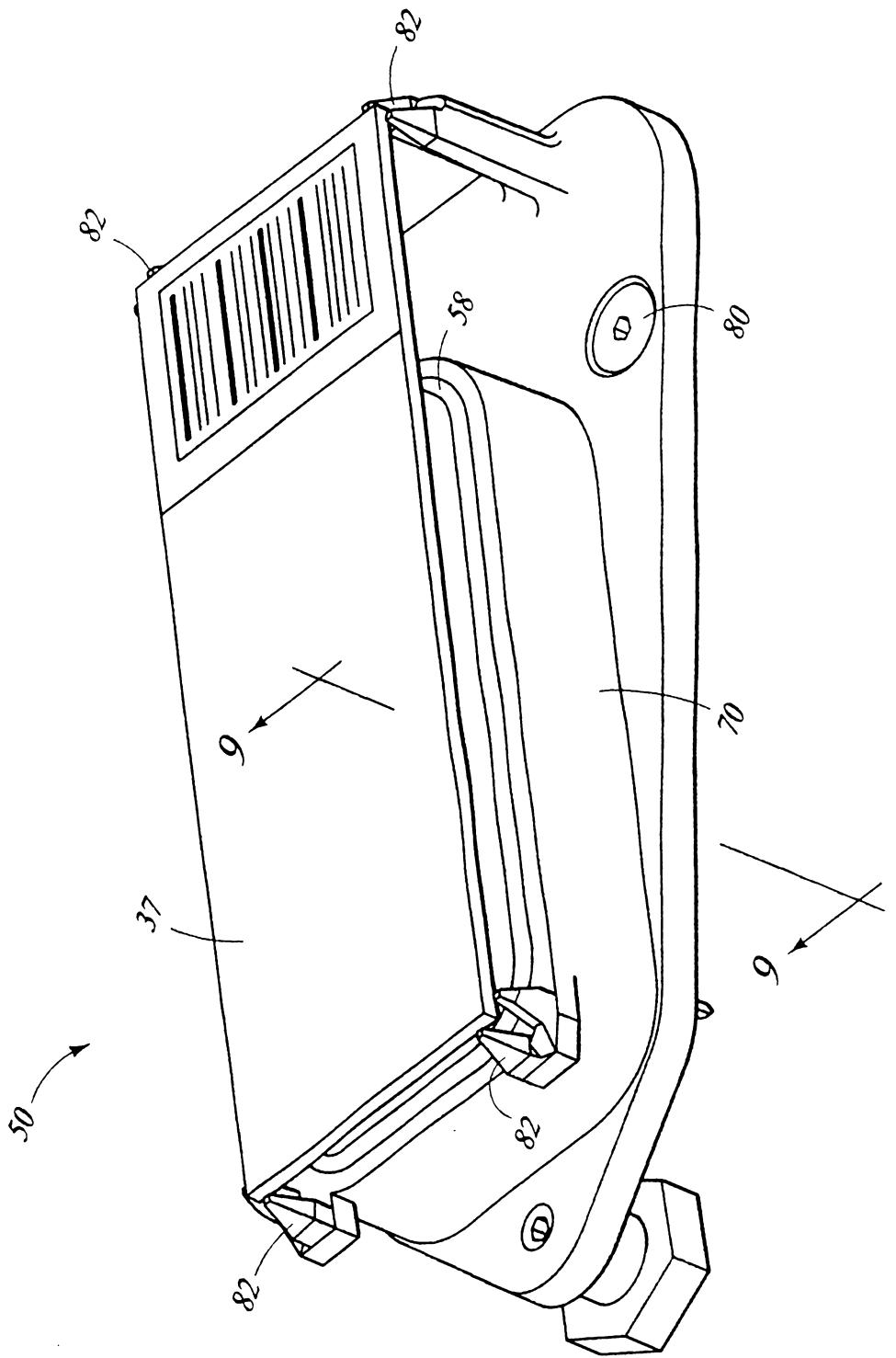


FIG. 7

FIG. 8



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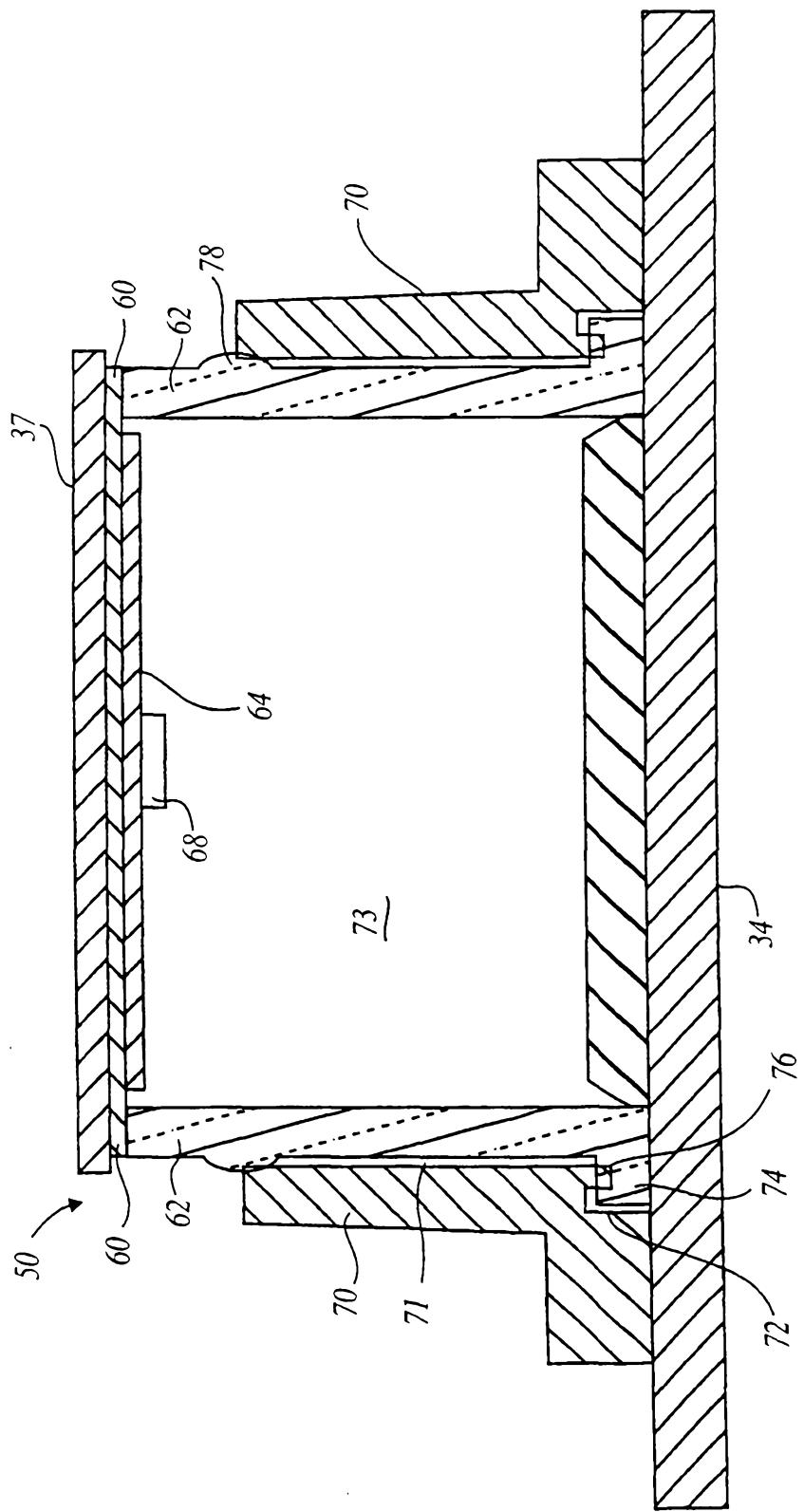
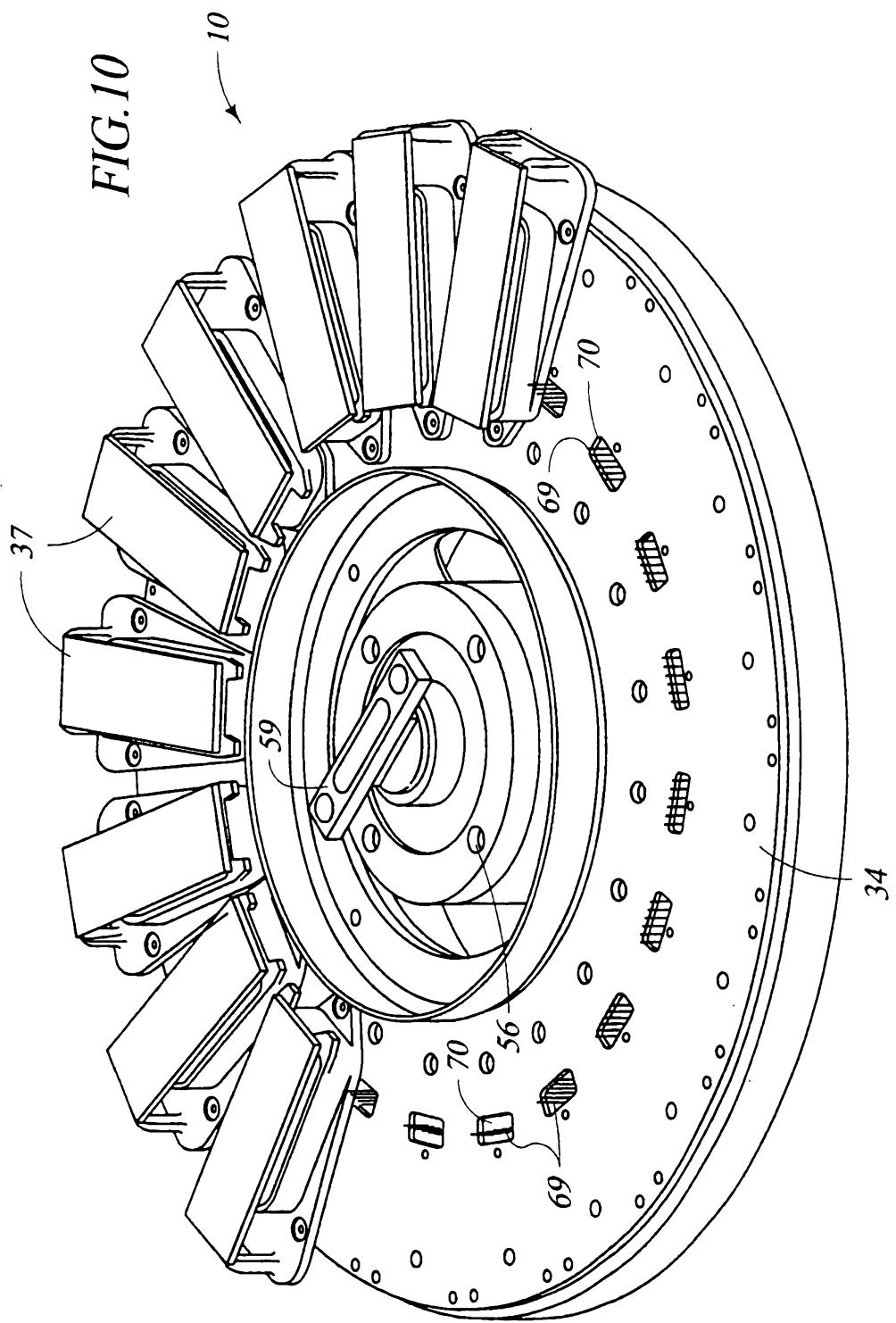


FIG. 9

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FIG. 10



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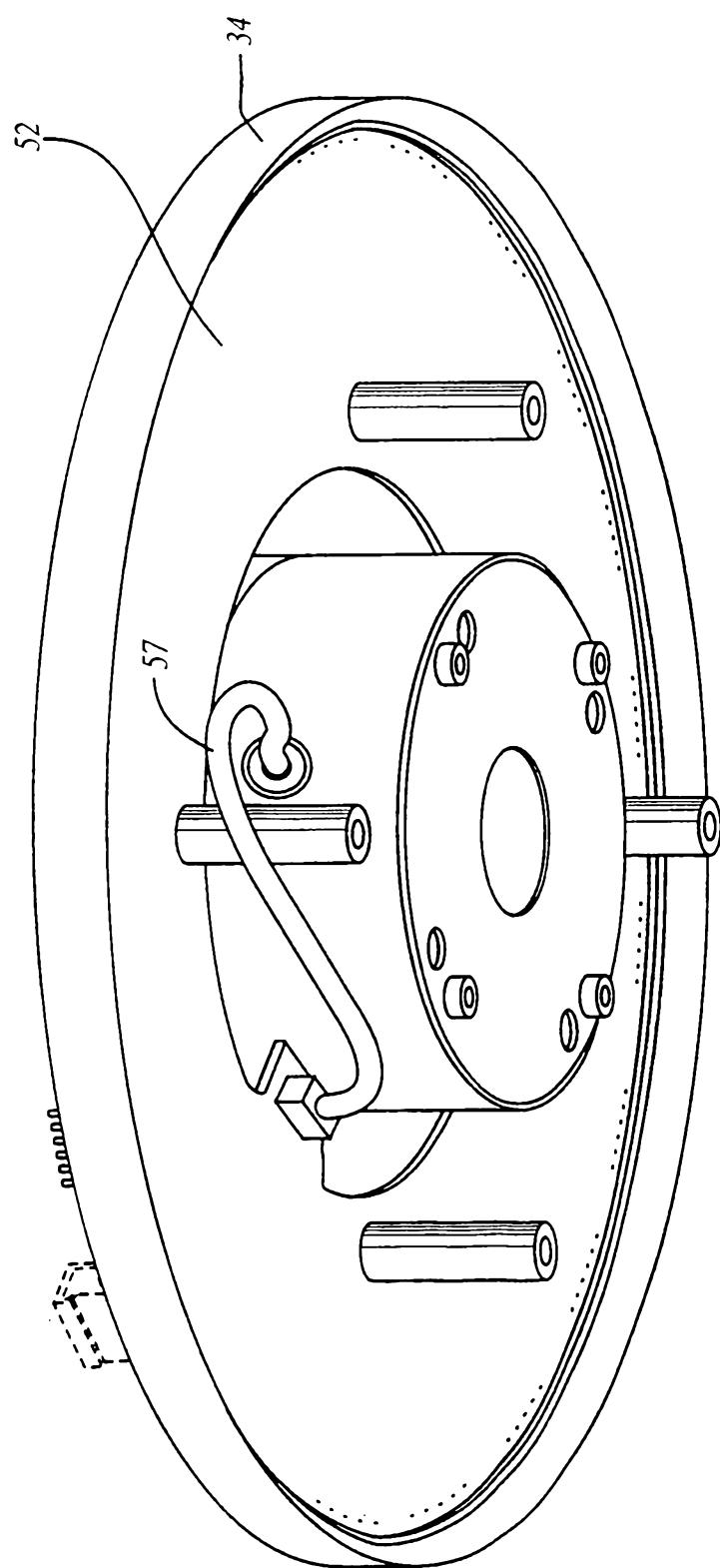


FIG. 11

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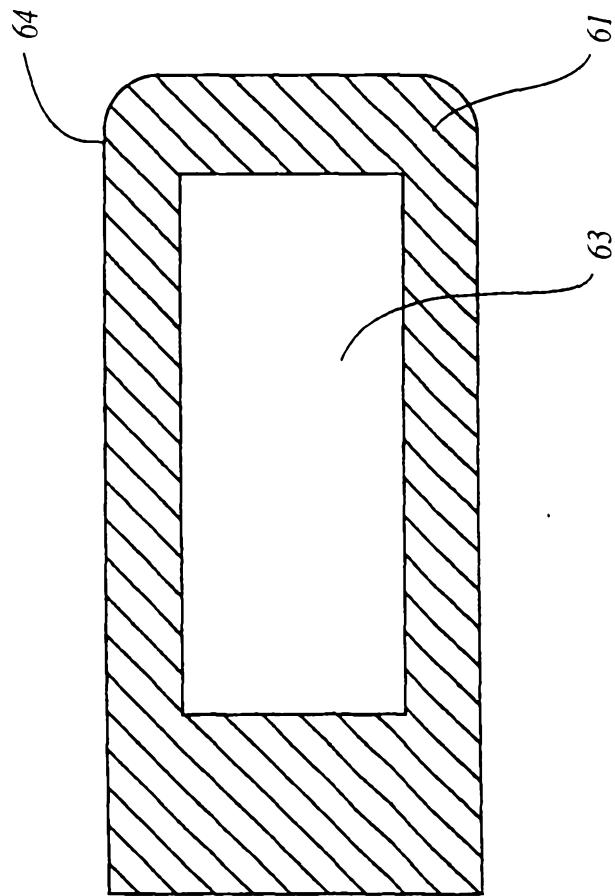


FIG. 12

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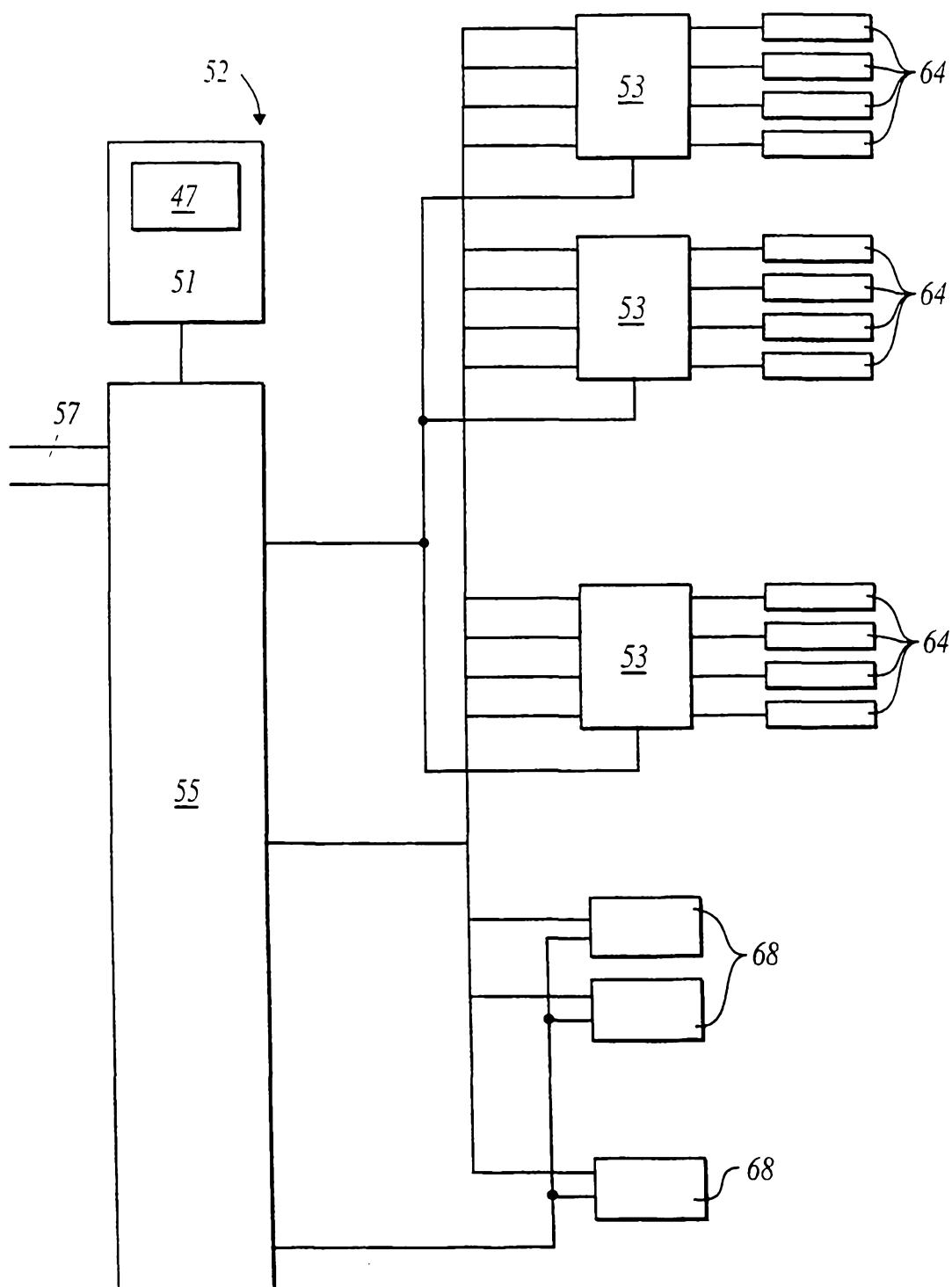


FIG. 13

SUBSTITUTE SHEET (RULE 26)

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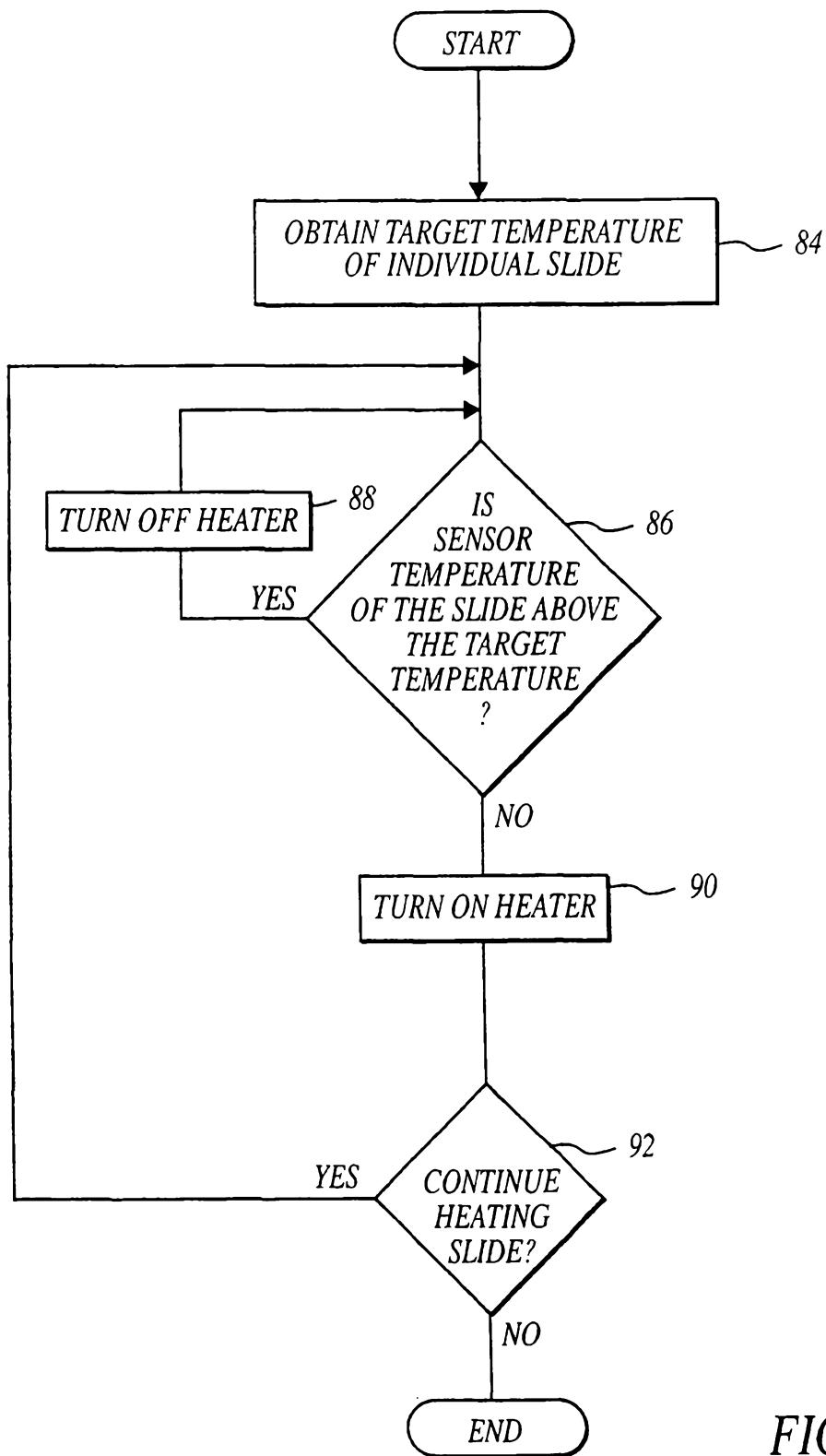


FIG. 14

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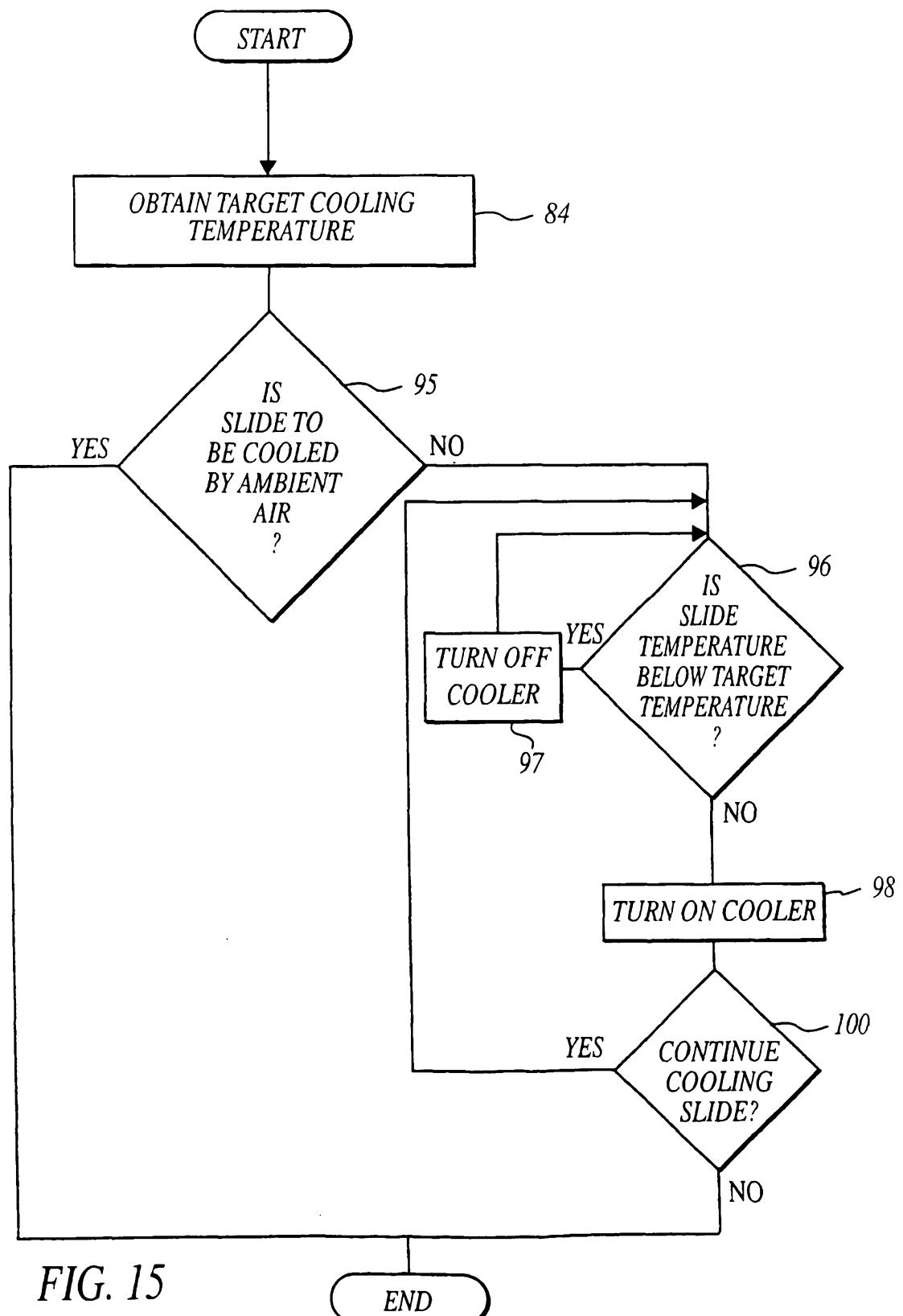


FIG. 15

END

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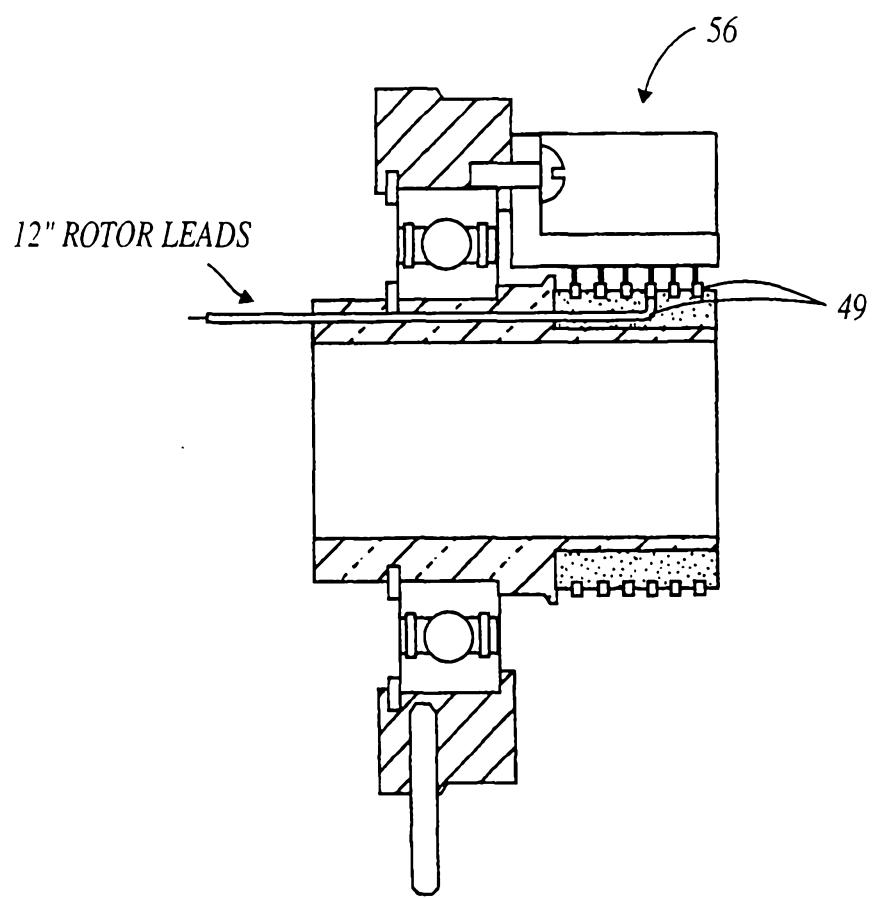


FIG. 16