(19) World Intellectual Property Organization International Bureau





(43) International Publication Date 4 May 2006 (04.05.2006)

(10) International Publication Number WO 2006/047768 A3

(51) International Patent Classification: A61B 3/00 (2006.01) A61F 9/00 (2006.01)

(21) International Application Number:

PCT/US2005/039199

(22) International Filing Date: 26 October 2005 (26.10.2005)

(25) Filing Language: English

(26) Publication Language: English

(30) Priority Data: 60/623,756 29 October 2004 (29.10.2004) US

(71) Applicant (for all designated States except US): ALCON, INC. [CH/CH]; P.O. Box 62, Bosch 69, CH-6331 Hunenberg (CH).

(72) Inventors; and

- (75) Inventors/Applicants US ART-(for only): **SYUKHOVICH, Alexander, N.** [BY/US]; 33472 Cheltam Way, Apt. C, Dana Point, California 92629 (US). ROWE, T. Scott [US/US]; 28465 Danafir, Dana Point, California 92629 (US).
- (74) Agents: PASTRANA, Armando, Jr. et al.; 6201 South Freeway, Fort Worth, Texas 76134 (US).
- (81) Designated States (unless otherwise indicated, for every kind of national protection available): AE, AG, AL, AM,

AT, AU, AZ, BA, BB, BG, BR, BW, BY, BZ, CA, CH, CN, CO, CR, CU, CZ, DE, DK, DM, DZ, EC, EE, EG, ES, FI, GB, GD, GE, GH, GM, HR, HU, ID, IL, IN, IS, JP, KE, KG, KM, KP, KR, KZ, LC, LK, LR, LS, LT, LU, LV, LY, MA, MD, MG, MK, MN, MW, MX, MZ, NA, NG, NI, NO, NZ, OM, PG, PH, PL, PT, RO, RU, SC, SD, SE, SG, SK, SL, SM, SY, TJ, TM, TN, TR, TT, TZ, UA, UG, US, UZ, VC, VN, YU, ZA, ZM, ZW.

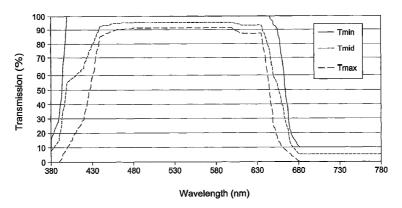
(84) Designated States (unless otherwise indicated, for every kind of regional protection available): ARIPO (BW, GH, GM, KE, LS, MW, MZ, NA, SD, SL, SZ, TZ, UG, ZM, ZW), Eurasian (AM, AZ, BY, KG, KZ, MD, RU, TJ, TM), European (AT, BE, BG, CH, CY, CZ, DE, DK, EE, ES, FI, FR, GB, GR, HU, IE, IS, IT, LT, LU, LV, MC, NL, PL, PT, RO, SE, SI, SK, TR), OAPI (BF, BJ, CF, CG, CI, CM, GA, GN, GQ, GW, ML, MR, NE, SN, TD, TG).

Published:

- with international search report
- before the expiration of the time limit for amending the claims and to be republished in the event of receipt of amendments
- (88) Date of publication of the international search report: 22 June 2006

For two-letter codes and other abbreviations, refer to the "Guidance Notes on Codes and Abbreviations" appearing at the beginning of each regular issue of the PCT Gazette.

(54) Title: COLOR COMPENSATING RETINAL SAFETY FILTER



(57) Abstract: A filter and method for filtering an optical beam are disclosed. One embodiment of the filter is an optical filter for filtering an incident light beam, comprising an optically effective material characterized by: a light transmittance of less than 1% for wavelengths below 420 nm; and a light transmittance for wavelengths complimentary to wavelengths below 420 nm that, combined with the transmittance for wavelengths below 420 nm, will yield a filtered light beam having a luminosity of about 90% and an excitation purity of 5% or less. The complimentary wavelengths can be wavelengths above about 640 nm, wavelengths above about 660 nm, and/or wavelengths from about 540 nm to about 560 nm. Further, in one embodiment the difference between the light transmittance just below 420 nm and the light transmittance just above 420 nm can be greater than 90%. Above 420 nm, in some embodiments, the light transmittance can be arbitrarily determined. The optically effective material can be optical-grade glass, an optical-grade plastic or polymer, a thin-film dielectric coating, or an optical-grade glass or plastic coated with a dielectric coating. The optical filter can be mounted downstream of an illumination source exit aperture, wherein the illumination source produces the incident light beam, and upstream of a site to be illuminated by the filtered light beam. Alternatively, the optical filter can be operably mounted on a set of viewing optics of a surgical microscope to filter a reflected portion of a light beam produced by an illumination source and used to illuminate a site, such as a surgical site.



Intel I application No PCT/US2005/039199

A. CLASSIFICATION OF SUBJECT MATTER A61B3/00 A61F9/00

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

B. FIELDS SEARCHED

 $\begin{array}{c} \text{Minimum documentation searched \ (classification system followed by classification symbols)} \\ \text{G02B} \end{array}$

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

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

EPO-Internal

| C. DOCUM | ENTS CONSIDERED TO BE RELEVANT | |
|-----------|--|-----------------------|
| Category* | Citation of document, with indication, where appropriate, of the relevant passages | Relevant to claim No. |
| X | WO 01/38246 A (COMMISSARIAT A L'ENERGIE ATOMIQUE; ALM; FIRON, MURIEL; MONTERRAT, ERIC) 31 May 2001 (2001-05-31) the whole document | 1-15,29, 30 |
| X | ANONYMOUS: "Hot Mirror HM-07 Transmission Data" OPTICAL-FILTERS.COM, [Online] 10 December 2003 (2003-12-10), XP002372667 Retrieved from the Internet: URL:http://web.archive.org/web/20031210001 758/http://www.optical-filters.com/materia ls-hotmirrors.html> [retrieved on 2006-03-16] | 1-6,13, 14 |
| Υ | the whole document | 29,30 |

| X Further documents are listed in the continuation of Box C. | X See patent family annex. |
|--|--|
| * Special categories of cited documents: "A" document defining the general state of the art which is not considered to be of particular relevance "E" earlier document but published on or after the international filling date "L" document which may throw doubts on priority claim(s) or which is cited to establish the publication date of another citation or other special reason (as specified) "O" document referring to an oral disclosure, use, exhibition or other means "P" document published prior to the international filing date but later than the priority date claimed | "T" later document published after the international filing date or priority date and not in conflict with the application but cited to understand the principle or theory underlying the invention "X" document of particular relevance; the claimed invention cannot be considered novel or cannot be considered to involve an inventive step when the document is taken alone "Y" document of particular relevance; the claimed invention cannot be considered to involve an inventive step when the document is combined with one or more other such documents, such combined with one or more other such documents, such combination being obvious to a person skilled in the art. "&" document member of the same patent family |
| Date of the actual completion of the international search 17 March 2006 | Date of mailing of the international search report 24/04/2006 |
| Name and mailing address of the ISA/ European Patent Office, P.B. 5818 Patentlaan 2 NL – 2280 HV Rijswijk Tel. (+31–70) 340–2040, Tx. 31 651 epo nl, Fax: (+31–70) 340–3016 | Authorized officer Serra i Verdaguer, J |

Inte application No
PCT/US2005/039199

| | | PCT/US2005/039199 |
|------------|--|-----------------------|
| C(Continua | tion). DOCUMENTS CONSIDERED TO BE RELEVANT | |
| Category* | Citation of document, with indication, where appropriate, of the relevant passages | Relevant to claim No. |
| X | DE 40 17 419 A1 (WEIMEL, ERICH, 8563 SCHNAITTACH, DE) 24 October 1991 (1991-10-24) column 2, line 41 - column 3, line 64; claims | 1-6,29, 30 |
| Υ | US 5 335 648 A (KOZAWA ET AL) 9 August 1994 (1994-08-09) abstract; figures | 1-15,29, 30 |
| Y | US 6 179 421 B1 (PANG KIAN TIONG) 30 January 2001 (2001-01-30) column 9, line 34 - column 15, line 6; figures | 1-15,29, 30 |
| Y | US 6 331 914 B1 (WOOD, II BYRON A ET AL) 18 December 2001 (2001-12-18) column 4, line 58 - column 7, line 34 | 1-15,29, 30 |
| Υ | EP 0 409 554 A (GENERAL ELECTRIC COMPANY) 23 January 1991 (1991-01-23) abstract; figures 3,4 | 1-15,29, 30 |
| A | US 6 391 400 B1 (RUSSELL THOMAS A ET AL) 21 May 2002 (2002-05-21) figure 13 | 1-15,29, 30 |
| A | GB 2 302 412 A (ANDREW JAMES * MENZIES) 15 January 1997 (1997-01-15) the whole document | 1-15,29, 30 |
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |

PCT/US2005/039199

| Box II Observations where certain claims were found unsearchable (Continuation of item 2 of first sheet) |
|--|
| This International Search Report has not been established in respect of certain claims under Article 17(2)(a) for the following reasons: |
| 1. X Claims Nos.: 16-28 because they relate to subject matter not required to be searched by this Authority, namely: Rule 39.1(iv) PCT - Diagnostic Method |
| Claims Nos.: because they relate to parts of the International Application that do not comply with the prescribed requirements to such an extent that no meaningful International Search can be carried out, specifically: |
| 3. Claims Nos.: because they are dependent claims and are not drafted in accordance with the second and third sentences of Rule 6.4(a). |
| Box III Observations where unity of invention is lacking (Continuation of item 3 of first sheet) |
| This International Searching Authority found multiple inventions in this international application, as follows: |
| |
| |
| As all required additional search fees were timely paid by the applicant, this International Search Report covers all searchable claims. |
| 2. As all searchable claims could be searched without effort justifying an additional fee, this Authority did not invite payment of any additional fee. |
| 3. As only some of the required additional search fees were timely paid by the applicant, this International Search Report covers only those claims for which fees were paid, specifically claims Nos.: |
| 4. No required additional search fees were timely paid by the applicant. Consequently, this International Search Report is restricted to the invention first mentioned in the claims; it is covered by claims Nos.: |
| Remark on Protest The additional search fees were accompanied by the applicant's protest. No protest accompanied the payment of additional search fees. |

Information on patent family members

Intermal application No PCT/US2005/039199

| Patent document cited in search report | | Publication date | | Patent family member(s) | Publication date |
|--|-------|---------------------|--|---|--|
| WO 0138246 | Α | 31-05-2001 | AT DE DE EP FR JP US | 250234 T 60005393 D 60005393 T 1232407 A 2801684 A 2003515196 T 6844976 B | 1 23-10-2003 2 15-07-2004 2 21-08-2002 1 01-06-2001 22-04-2003 |
| DE 4017419 | A1 | 24-10-1991 | WO EP JP | 9115987 A 0525000 A 5506166 T | |
| US 5335648 | Α | 09-08-1994 | NONE | | |
| US 6179421 | B1 | 30-01-2001 | AU AU EP WO JP | 737530 B2 7063698 A 0975258 A1 9846122 A1 2001521422 T | 11-11-1998 02-02-2000 |
| US 6331914 | B1 | 18-12-2001 | EP JP WO US | 1009949 A1 2001508190 T 9823897 A1 5923471 A | 19-06-2001 |
| EP 0409554 | A | 23-01-1991 | CA DE DE JP JP US | 2017471 A1 69015273 D1 69015273 T2 2542108 B2 3129304 A 5138219 A | 02-02-1995 20-07-1995 |
| US 6391400 | B1 | 21-05-2002 | NONE | ************************************** | |
| GB 2302412 | А | 15-01-1997 | NONE | · | · — — — — — — — — — — — — — — — — — — — |