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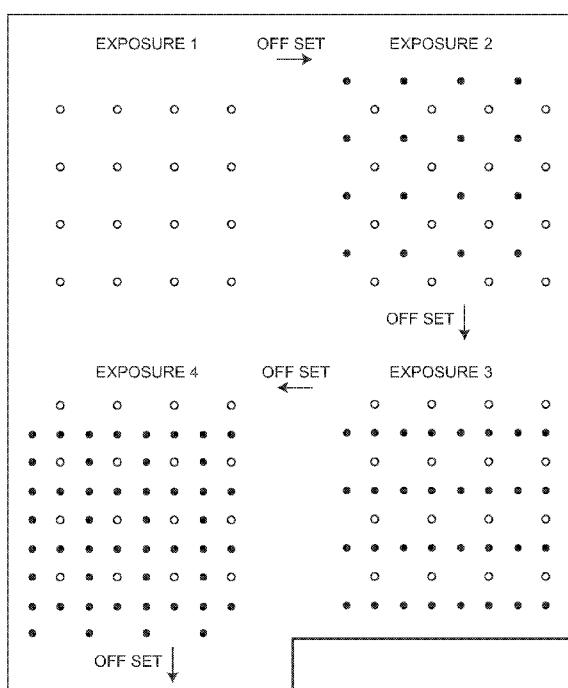


FIG. 24

(57) Abstract: A process for heat treating biological tissue includes repeatedly applying a pulsed energy to a target tissue over a period of time so as to controllably raise a temperature of the target tissue to create a therapeutic effect to the target tissue without destroying or permanently damaging the target tissue. After the first treatment is concluded the application of the pulsed energy to the target tissue is halted for an interval of time. Within a single treatment session a second treatment is performed on the target tissue after the interval of time by repeatedly reapplying the pulsed energy to the target tissue so as to controllably raise the temperature of the target tissue to therapeutically treat the target tissue without destroying or permanently damaging the target tissue.

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PROCESS UTILIZING PULSED ENERGY TO HEAT TREAT BIOLOGICAL TISSUE

DESCRIPTION

BACKGROUND OF THE INVENTION

[Para 1] The present invention is generally directed to systems and processes for treating biological tissue, such as diseased biological tissue. More particularly, the present invention is directed to a process for heat treating biological tissue using pulsed energy that creates a therapeutic effect to a target tissue without destroying or permanently damaging the target tissue.

[Para 2] The inventors have discovered that there is a therapeutic effect to biological tissue, and particularly damaged or diseased biological tissue, by controllably elevating the tissue temperature up to a predetermined temperature range while maintaining the average temperature rise of the tissue over several minutes at or below a predetermined level so as not to permanently damage the target tissue. More particularly, the inventors have discovered that electromagnetic radiation, such as in the form of various wavelengths of laser light, can be applied to retinal tissue in a manner that does not destroy or damage the retinal tissue while achieving beneficial effects on eye diseases. The inventors have found that a laser light beam can be generated and applied to the retinal tissue cells such that it is therapeutic, yet sublethal to retinal tissue cells and thus avoids damaging photocoagulation in the retinal tissue which provides preventative and protective treatment of the

retinal tissue of the eye. The treatment typically entails applying a train of laser micropulses to radiate a portion of a diseased retina for a total duration of less than a second. Each micropulse is on the order of tens to hundreds of microseconds long, with the microseconds being separated by one to several milliseconds, which raises the tissue temperature in a controlled manner.

[Para 3] It is believed that raising the tissue temperature in such a controlled manner selectively stimulates heat shock protein activation and/or production and facilitation of protein repair, which serves as a mechanism for therapeutically treating the tissue. It is believed that this micropulse train thermally activates heat shock proteins (HSPs) in the targeted tissue. In the case of retinal tissue, the process thermally activates HSPs in the retinal pigment epithelium (RPE) layer immediately behind the retinal layer containing the visually sensitive rods and cones, and that these activated HSPs then reset the diseased retina to its healthy condition by removing and repairing damaged proteins. This then results in improved RPE function, improves retinal function and autoregulation, restorative acute inflammation, reduced chronic inflammation, and systematic immunodulation. These laser-triggered effects then slow, stop or reverse retinal disease, improve visual function and reduce the risk of visual loss. It is believed that raising tissue temperature in such a controlled manner to selectively stimulate heat shock protein activation has benefits in other tissues as well.

[Para 4] HSPs are a family of proteins that are produced by cells in response to exposure to stressful conditions. Production of high levels of heat shock

proteins can be triggered by exposure to different kinds of environmental stress conditions, such as infection, inflammation, exercise, exposure of the cell to toxins, oxidants, heavy metals, starvation, hypoxia, water deprivation and tissue trauma.

[Para 5] It is known that heat shock proteins play a role in responding to a large number of abnormal conditions in body tissues, including viral infection, inflammation, malignant transformations, exposure to oxidizing agents, cytotoxins, and anoxia. Several heat shock proteins function as intra-cellular chaperones for other proteins and members of the HSP family are expressed or activated at low to moderate levels because of their essential role in protein maintenance and simply monitoring the cell's proteins even under non-stressful conditions. These activities are part of a cell's own repair system, called the cellular stress response or the heat-shock response.

[Para 6] Heat shock proteins are found in nearly every cell and tissue-type of multicellular organisms as well as in explanted tissues and in cultured cells. The HSPs typically comprise 3%–10% of a cell's proteins, although when under stress the percentage can rise to 15%. The density of proteins of a mammalian cells has been found to be in the range of $(2\text{--}4) \times 10^{18}\text{CM}^{-3}$. Thus, the aforementioned percentages mean that the density of HSPs is normally $(1\text{--}4) \times 10^{17}\text{CM}^{-3}$, while under stress the density can rise to $(3\text{--}6) \times 10^{17}\text{CM}^{-3}$.

[Para 7] Heat shock proteins are typically named according to their molecular weight, and act in different ways. An especially ubiquitous heat shock protein is Hsp70, a protein with a molecular weight of 70 kilodaltons. It plays a

particularly significant role in protecting proteins that are just being formed and in rescuing damaged proteins. It contains a groove with an affinity for neutral, hydrophobic amino acid residues that can interact with peptides up to 7 residues in length. Hsp70 has peptide-binding and ATPase domains that stabilize protein structures in unfolded and assembly-competent states. The HSPs play a role in preventing aggregation of misfolded proteins, many of which have exposed hydrophobic portions, and a facilitating the refolding of proteins into their proper conformations. Hsp70 accomplishes this by first binding to the misfolded or fragmented protein, a binding that is made energetically possible by a site that binds ATP and hydrolyzes it into ADP.

[Para 8] Hsp70 heat shock proteins are a member of extracellular and membrane bound heat-shock proteins which are involved in binding antigens and presenting them to the immune system. Hsp70 has been found to inhibit the activity of influenza A virus ribonucleoprotein and to block the replication of the virus. Heat shock proteins derived from tumors elicit specific protective immunity. Experimental and clinical observations have shown that heat shock proteins are involved in the regulation of autoimmune arthritis, type 1 diabetes, mellitus, arterial sclerosis, multiple sclerosis, and other autoimmune reactions.

[Para 9] Accordingly, it is believed that it is advantageous to be able to selectively and controllably raise a target tissue temperature up to a predetermined temperature range over a short period of time, while maintaining the average temperature rise of the tissue at a predetermined temperature over a longer period of time. It is believed that this induces the

heat shock response in order to increase the number or activity of heat shock proteins in body tissue in response to infection or other abnormalities. However, this must be done in a controlled manner in order not to damage or destroy the tissue or the area of the body being treated. It would also be desirable to maximize the amount of heat shock protein activation within the cells of a targeted tissue during a single treatment session. The present invention fulfills these needs, and provides other related advantages.

SUMMARY OF THE INVENTION

[Para 10] The present invention is directed to a process for heat treating biological tissues by applying pulsed energy to a target tissue to therapeutically treat the target tissue. A first treatment to the target tissue is performed by generating a pulsed energy and repeatedly applying the pulsed energy to the target tissue over a period of time so as to controllably raise a temperature of the target tissue to therapeutically treat the target tissue without destroying or permanently damaging the target tissue. The target tissue may comprise retinal tissue.

[Para 11] The pulsed energy has energy parameters including wavelength or frequency, duty cycle and pulse train duration. The energy parameters are selected so as to raise a target tissue temperature up to 11° C. to achieve a therapeutic effect, wherein the average temperature rise of the tissue over several minutes is maintained at or below a predetermined level so as not to permanently damage the target tissue. The pulsed energy parameters may be

selected so that the target tissue temperature is raised between approximately 6° C. to 11° C. at least during application of the pulsed energy to the target tissue. The average temperature rise of the target tissue over several minutes is maintained at 6° C. or less, such as at approximately 1° C. or less over several minutes.

[Para 12] The pulsed energy may comprise a light beam, a microwave, a radiofrequency or an ultrasound. A device may be inserted into a cavity of the body in order to apply the pulsed energy to the tissue. The pulsed energy may be applied to an exterior area of a body which is adjacent to the target tissue, or has a blood supply close to a surface of the exterior area of the body.

[Para 13] The pulsed energy may comprise a radiofrequency between approximately 3 to 6 megahertz (MHz). It may have a duty cycle of between approximately 2.5% to 5%. It may have a pulsed train duration of between approximately 0.2 to 0.4 seconds. The radiofrequency may be generated with a device having a coil radii of between approximately 2 and 6 mm and approximately 13 and 57 amp turns.

[Para 14] The pulsed energy may comprise a microwave frequency of between 10 to 20 gigahertz (GHz). The microwave may have a pulse train duration of approximately between 0.2 and 0.6 seconds. The microwave may have a duty cycle of between approximately 2% and 5%. The microwave may have an average power of between approximately 8 and 52 watts.

[Para 15] The pulsed energy may comprise a pulsed light beam, such as one or more laser light beams. The light beam may have a wavelength of between

approximately 530 nm to 1300 nm, and more preferably between 800 nm and 1000 nm. The pulsed light beam may have a power of between approximately 0.5 and 74 watts. The pulsed light beam has a duty cycle of less than 10%, and preferably between 2.5% and 5%. The pulsed light beam may have a pulse train duration of approximately 0.1 and 0.6 seconds.

[Para 16] The pulsed energy may comprise a pulsed ultrasound, having a frequency of between approximately 1 and 5 MHz. The ultrasound has a train duration of approximately 0.1 and 05 seconds. The ultrasound may have a duty cycle of between approximately 2% and 10%. The ultrasound has a power of between approximately 0.46 and 28.6 watts.

[Para 17] The first treatment comprises applying the pulsed energy to the target tissue for a period of less than ten seconds, and more typically less than one second. The first treatment creates a level of heat shock protein activation in the target tissue.

[Para 18] The application of the pulsed energy to the target tissue is halted for an interval of time that preferably exceeds the period of time of the first treatment. The interval of time may comprise several seconds to several minutes, such as three seconds to three minutes, or preferably between ten seconds to ninety seconds.

[Para 19] After the interval of time and within a single treatment session, a second treatment is performed to the target tissue by repeatedly reapplying the pulsed energy to the target tissue so as to controllably raise the temperature of the target tissue to therapeutically treat the target tissue without destroying or

permanently damaging the target tissue. The second treatment increases the level of heat shock protein activation in the target tissue such that it is at a level which is higher than the level after the first treatment.

[Para 20] Other features and advantages of the present invention will become apparent from the following more detailed description, taken in conjunction with the accompanying drawings, which illustrate, by way of example, the principles of the invention.

BRIEF DESCRIPTION OF THE DRAWINGS

[Para 21] The accompanying drawings illustrate the invention. In such drawings:

[Para 22] FIGURES 1A and 1B are graphs illustrating the average power of a laser source compared to a source radius and pulse train duration of the laser;

[Para 23] FIGURES 2A and 2B are graphs illustrating the time for the temperature to decay depending upon the laser source radius and wavelength;

[Para 24] FIGURES 3–6 are graphs illustrating the peak ampere turns for various radiofrequencies, duty cycles, and coil radii;

[Para 25] FIGURE 7 is a graph depicting the time for temperature rise to decay compared to radiofrequency coil radius;

[Para 26] FIGURES 8 and 9 are graphs depicting the average microwave power compared to microwave frequency and pulse train durations;

[Para 27] FIGURE 10 is a graph depicting the time for the temperature to decay for various microwave frequencies;

[Para 28] FIGURE 11 is a graph depicting the average ultrasound source power compared to frequency and pulse train duration;

[Para 29] FIGURES 12 and 13 are graphs depicting the time for temperature decay for various ultrasound frequencies;

[Para 30] FIGURE 14 is a graph depicting the volume of focal heated region compared to ultrasound frequency;

[Para 31] FIGURE 15 is a graph comparing equations for temperature over pulse durations for an ultrasound energy source;

[Para 32] FIGURES 16 and 17 are graphs illustrating the magnitude of the logarithm of damage and HSP activation Arrhenius integrals as a function of temperature and pulse duration;

[Para 33] FIGURE 18 is a diagrammatic view of a light generating unit that produces timed series of pulses, having a light pipe extending therefrom, in accordance with the present invention;

[Para 34] FIGURE 19 is a cross-sectional view of a photostimulation delivery device delivering electromagnetic energy to target tissue, in accordance with the present invention;

[Para 35] FIGURE 20 is a diagrammatic view illustrating a system used to generate a laser light beam, in accordance with the present invention;

[Para 36] FIGURE 21 is a diagrammatic view of optics used to generate a laser light geometric pattern, in accordance with the present invention;

[Para 37] FIGURE 22 is a top plan view of an optical scanning mechanism, used in accordance with the present invention;

[Para 38] FIGURE 23 is a partially exploded view of the optical scanning mechanism of FIG. 22, illustrating the various component parts thereof;

[Para 39] FIGURE 24 illustrates controlled offsets of exposure of an exemplary geometric pattern grid of laser spots to treat the target tissue, in accordance with an embodiment of the present invention;

[Para 40] FIGURE 25 is a diagrammatic view illustrating the use of a geometric object in the form of a line controllably scanned to treat an area of the target tissue;

[Para 41] FIGURE 26 is a diagrammatic view similar to FIG. 25, but illustrating the geometric line or bar rotated to treat the target tissue;

[Para 42] FIGURE 27 is a diagrammatic view illustrating an alternate embodiment of the system used to generate laser light beams for treating tissue, in accordance with the present invention;

[Para 43] FIGURE 28 is a diagrammatic view illustrating yet another embodiment of a system used to generate laser light beams to treat tissue in accordance with the present invention;

[Para 44] FIGURE 29 is a cross-sectional and diagrammatic view of an end of an endoscope inserted into the nasal cavity and treating tissue therein, in accordance with the present invention;

[Para 45] FIGURE 30 is a diagrammatic and partially cross-sectioned view of a bronchoscope extending through the trachea and into the bronchus of a lung and providing treatment thereto, in accordance with the present invention;

[Para 46] FIGURE 31 is a diagrammatic view of a colonoscope providing photostimulation to an intestinal or colon area of the body, in accordance with the present invention;

[Para 47] FIGURE 32 is a diagrammatic view of an endoscope inserted into a stomach and providing treatment thereto, in accordance with the present invention;

[Para 48] FIGURE 33 is a partially sectioned perspective view of a capsule endoscope, used in accordance with the present invention;

[Para 49] FIGURE 34 is a diagrammatic view of a pulsed high intensity focused ultrasound for treating tissue internal the body, in accordance with the present invention;

[Para 50] FIGURE 35 is a diagrammatic view for delivering therapy to the bloodstream of a patient, through an earlobe, in accordance with the present invention;

[Para 51] FIGURE 36 is a cross-sectional view of a stimulating therapy device of the present invention used in delivering photostimulation to the blood, via an earlobe, in accordance with the present invention;

[Para 52] FIGURES 37A-37D are diagrammatic views illustrated in the application of micropulsed energy to different treatment areas during a predetermined interval of time, within a single treatment session, and reapplying the energy to previously treated areas, in accordance with the present invention;

[Para 53] FIGURES 38–40 are graphs depicting the relationship of treatment power and time in accordance with the embodiments of the present invention;

[Para 54] FIGURE 41 is a graph depicting wavefront from two sources separated by a distance;

[Para 55] FIGURES 42A and 42B are graphs depicting the behavior of HSP cellular system components over time following a sudden increase in temperature;

[Para 56] FIGURES 43A–43H are graphs depicting the behavior of HSP cellular system components in the first minute following a sudden increase in temperature;

[Para 57] FIGURES 44A and 44B are graphs illustrating variation in the activated concentrations of HSP and unactivated HSP in the cytoplasmic reservoir over an interval of one minute, in accordance with the present invention; and

[Para 58] FIGURE 45 is a graph depicting the improvement ratios versus interval between treatments, in accordance with the present invention.

DETAILED DESCRIPTION OF THE PREFERRED EMBODIMENTS

[Para 59] As shown in the accompanying drawings, and as more fully described herein, the present invention is directed to a system and method for delivering a pulsed energy, such as ultrasound, ultraviolet radiofrequency, microwave radiofrequency, one or more light beams, and the like, having energy parameters selected to cause a thermal time-course in tissue to raise

the tissue temperature over a short period of time to a sufficient level to achieve a therapeutic effect while maintaining an average tissue temperature over a prolonged period of time below a predetermined level so as to avoid permanent tissue damage. It is believed that the creation of the thermal time-course stimulates heat shock protein activation or production and facilitates protein repair without causing any damage.

[Para 60] The inventors have discovered that electromagnetic radiation can be applied to retinal tissue in a manner that does not destroy or damage the retinal tissue while achieving beneficial effects on eye diseases. More particularly, a laser light beam can be generated that is therapeutic, yet sublethal to retinal tissue cells and thus avoids damaging photocoagulation in the retinal tissue which provides preventative and protective treatment of the retinal tissue of the eye. It is believed that this may be due, at least in part, to the stimulation and activation of heat shock proteins and the facilitation of protein repair in the retinal tissue. This is disclosed in United States patent application serial numbers 14/607,959 filed January 28, 2015, 13/798,523 filed March 13, 2013, and 13/481,124 filed May 25, 2012, the contents of which are hereby incorporated by reference as if made in full.

[Para 61] Various parameters of the light beam must be taken into account and selected so that the combination of the selected parameters achieve the therapeutic effect while not permanently damaging the tissue. These parameters include laser wavelength, radius of the laser source, average laser power, total pulse duration, and duty cycle of the pulse train.

[Para 62] The selection of these parameters may be determined by requiring that the Arrhenius integral for HSP activation be greater than 1 or unity. Arrhenius integrals are used for analyzing the impacts of actions on biological tissue. See, for instance, The CRC Handbook of Thermal Engineering, ed. Frank Kreith, Springer Science and Business Media (2000). At the same time, the selected parameters must not permanently damage the tissue. Thus, the Arrhenius integral for damage may also be used, wherein the solved Arrhenius integral is less than 1 or unity.

[Para 63] Alternatively, the FDA/FCC constraints on energy deposition per unit gram of tissue and temperature rise as measured over periods of minutes be satisfied so as to avoid permanent tissue damage. The FDA/FCC requirements on energy deposition and temperature rise are widely used and can be referenced, for example, at

www.fda.gov/medicaldevices/deviceregulationandguidance/guidancedocuments/ucm073817.htm#attacha for electromagnetic sources, and Anastasio and P. LaRivero, ed., Emerging Imaging Technologies. CRC Press (2012), for ultrasound sources. Generally speaking, tissue temperature rises of between 6°C and 11°C can create therapeutic effect, such as by activating heat shock proteins, whereas maintaining the average tissue temperature over a prolonged period of time, such as over several minutes, such as six minutes, below a predetermined temperature, such as 6°C and even 1°C or less in certain circumstances, will not permanently damage the tissue.

[Para 64] The inventors have discovered that generating a subthreshold, sublethal micropulse laser light beam which has a wavelength greater than 532 nm and a duty cycle of less than 10% at a predetermined intensity or power and a predetermined pulse length or exposure time creates desirable retinal photostimulation without any visible burn areas or tissue destruction. More particularly, a laser light beam having a wavelength of between 550 nm-1300 nm, and in a particularly preferred embodiment between 810 nm and 1000 nm, having a duty cycle of approximately 2.5%-5% and a predetermined intensity or power (such as between 100-590 watts per square centimeter at the retina or approximately 1 watt per laser spot for each treatment spot at the retina) and a predetermined pulse length or exposure time (such as between 100 and 600 milliseconds or less) creates a sublethal, "true subthreshold" retinal photostimulation in which all areas of the retinal pigment epithelium exposed to the laser irradiation are preserved and available to contribute therapeutically. In other words, the inventors have found that raising the retinal tissue at least up to a therapeutic level but below a cellular or tissue lethal level recreates the benefit of the halo effect of the prior art methods without destroying, burning or otherwise damaging the retinal tissue. This is referred to herein as subthreshold diode micropulse laser treatment (SDM).

[Para 65] SDM does not produce laser-induced retinal damage (photocoagulation), and has no known adverse treatment effect, and has been reported to be an effective treatment in a number of retinal disorders (including diabetic macular edema (DME) proliferative diabetic retinopathy (PDR), macular

edema due to branch retinal vein occlusion (BRVO), central serous chorioretinopathy (CSR), reversal of drug tolerance, and prophylactic treatment of progressive degenerative retinopathies such as dry age-related macular degeneration, Stargardts' disease, cone dystrophies, and retinitis pigmentosa.

The safety of SDM is such that it may be used transfoveally in eyes with 20/20 visual acuity to reduce the risk of visual loss due to early fovea-involving DME.

[Para 66] A mechanism through which SDM might work is the generation or activation of heat shock proteins (HSPs). Despite a near infinite variety of possible cellular abnormalities, cells of all types share a common and highly conserved mechanism of repair: heat shock proteins (HSPs). HSPs are elicited almost immediately, in seconds to minutes, by almost any type of cell stress or injury. In the absence of lethal cell injury, HSPs are extremely effective at repairing and returning the viable cell toward a more normal functional state. Although HSPs are transient, generally peaking in hours and persisting for a few days, their effects may be long lasting. HSPs reduce inflammation, a common factor in many disorders.

[Para 67] Laser treatment can induce HSP production or activation and alter cytokine expression. The more sudden and severe the non-lethal cellular stress (such as laser irradiation), the more rapid and robust HSP activation. Thus, a burst of repetitive low temperature thermal spikes at a very steep rate of change (~ 7°C elevation with each 100μs micropulse, or 70,000°C/sec) produced by each SDM exposure is especially effective in stimulating activation of HSPs, particularly compared to non-lethal exposure to subthreshold

treatment with continuous wave lasers, which can duplicate only the low average tissue temperature rise.

[Para 68] Laser wavelengths below 550 nm produce increasingly cytotoxic photochemical effects. At 810 nm, SDM produces photothermal, rather than photochemical, cellular stress. Thus, SDM is able to affect the tissue without damaging it. The clinical benefits of SDM are thus primarily produced by sub-morbid photothermal cellular HSP activation. In dysfunctional cells, HSP stimulation by SDM results in normalized cytokine expression, and consequently improved structure and function. The therapeutic effects of this “low-intensity” laser/tissue interaction are then amplified by “high-density” laser application, recruiting all the dysfunctional cells in the targeted tissue area by densely / confluently treating a large tissue area, including all areas of pathology, thereby maximizing the treatment effect. These principles define the treatment strategy of SDM described herein.

[Para 69] Because normally functioning cells are not in need of repair, HSP stimulation in normal cells would tend to have no notable clinical effect. The “patho-selectivity” of near infrared laser effects, such as SDM, affecting sick cells but not affecting normal ones, on various cell types is consistent with clinical observations of SDM. SDM has been reported to have a clinically broad therapeutic range, unique among retinal laser modalities, consistent with American National Standards Institute “Maximum Permissible Exposure” predictions. While SDM may cause direct photothermal effects such as entropic

protein unfolding and disaggregation, SDM appears optimized for clinically safe and effective stimulation of HSP-mediated repair.

[Para 70] As noted above, while SDM stimulation of HSPs is non-specific with regard to the disease process, the result of HSP mediated repair is by its nature specific to the state of the dysfunction. HSPs tend to fix what is wrong, whatever that might be. Thus, the observed effectiveness of SDM in retinal conditions as widely disparate as BRVO, DME, PDR, CSR, age-related and genetic retinopathies, and drug-tolerant NAMD. Conceptually, this facility can be considered a sort of “Reset to Default” mode of SDM action. For the wide range of disorders in which cellular function is critical, SDM normalizes cellular function by triggering a “reset” (to the “factory default settings”) via HSP-mediated cellular repair.

[Para 71] The inventors have found that SDM treatment of patients suffering from age-related macular degeneration (AMD) can slow the progress or even stop the progression of AMD. Most of the patients have seen significant improvement in dynamic functional logMAR mesoptic visual acuity and mesoptic contrast visual acuity after the SDM treatment. It is believed that SDM works by targeting, preserving, and “normalizing” (moving toward normal) function of the retinal pigment epithelium (RPE).

[Para 72] SDM has also been shown to stop or reverse the manifestations of the diabetic retinopathy disease state without treatment-associated damage or adverse effects, despite the persistence of systemic diabetes mellitus. On this basis it is hypothesized that SDM might work by inducing a return to more

normal cell function and cytokine expression in diabetes-affected RPE cells, analogous to hitting the “reset” button of an electronic device to restore the factory default settings. Based on the above information and studies, SDM treatment may directly affect cytokine expression via heat shock protein (HSP) activation in the targeted tissue.

[Para 73] As heat shock proteins play a role in responding to a large number of abnormal conditions in body tissue other than eye tissue, it is believed that similar systems and methodologies can be advantageously used in treating such abnormal conditions, infections, etc. As such, the present invention is directed to the controlled application of ultrasound or electromagnetic radiation to treat abnormal conditions including inflammations, autoimmune conditions, and cancers that are accessible by means of fiber optics of endoscopes or surface probes as well as focused electromagnetic/sound waves. For example, cancers on the surface of the prostate that have the largest threat of metastasizing can be accessed by means of fiber optics in a proctoscope. Colon tumors can be accessed by an optical fiber system, like those used in colonoscopy.

[Para 74] As indicated above, subthreshold diode micropulse laser (SDM) photostimulation has been effective in stimulating direct repair of slightly misfolded proteins in eye tissue. Besides HSP activation, another way this may occur is because the spikes in temperature caused by the micropulses in the form of a thermal time-course allows diffusion of water inside proteins, and this allows breakage of the peptide-peptide hydrogen bonds that prevent the

protein from returning to its native state. The diffusion of water into proteins results in an increase in the number of restraining hydrogen bonds by a factor on the order of a thousand. Thus, it is believed that this process could be applied to other tissues and diseases advantageously as well.

[Para 75] As explained above, the energy source to be applied to the target tissue will have energy and operating parameters which must be determined and selected so as to achieve the therapeutic effect while not permanently damaging the tissue. Using a light beam energy source, such as a laser light beam, as an example, the laser wavelength, duty cycle and total pulse train duration parameters must be taken into account. Other parameters which can be considered include the radius of the laser source as well as the average laser power. Adjusting or selecting one of these parameters can have an effect on at least one other parameter.

[Para 76] FIGS. 1A and 1B illustrate graphs showing the average power in watts as compared to the laser source radius (between 0.1 cm and 0.4 cm) and pulse train duration (between 0.1 and 0.6 seconds). FIG. 1A shows a wavelength of 880 nm, whereas FIG. 1B has a wavelength of 1000 nm. It can be seen in these figures that the required power decreases monotonically as the radius of the source decreases, as the total train duration increases, and as the wavelength decreases. The preferred parameters for the radius of the laser source is 1 mm–4 mm. For a wavelength of 880 nm, the minimum value of power is 0.55 watts, with a radius of the laser source being 1 mm, and the total pulse train duration being 600 milliseconds. The maximum value of power for

the 880 nm wavelength is 52.6 watts when the laser source radius is 4 mm and the total pulse drain duration is 100 milliseconds. However, when selecting a laser having a wavelength of 1000 nm, the minimum power value is 0.77 watts with a laser source radius of 1 mm and a total pulse train duration of 600 milliseconds, and a maximum power value of 73.6 watts when the laser source radius is 4 mm and the total pulse duration is 100 milliseconds. The corresponding peak powers, during an individual pulse, are obtained from the average powers by dividing by the duty cycle.

[Para 77] The volume of the tissue region to be heated is determined by the wavelength, the absorption length in the relevant tissue, and by the beam width. The total pulse duration and the average laser power determine the total energy delivered to heat up the tissue, and the duty cycle of the pulse train gives the associated spike, or peak, power associated with the average laser power. Preferably, the pulsed energy source energy parameters are selected so that approximately 20 to 40 joules of energy is absorbed by each cubic centimeter of the target tissue.

[Para 78] The absorption length is very small in the thin melanin layer in the retinal pigmented epithelium. In other parts of the body, the absorption length is not generally that small. In wavelengths ranging from 400 nm to 2000 nm, the penetration depth into skin is in the range of 0.5 mm to 3.5 mm. The penetration depth into human mucous tissues is in the range of 0.5 mm to 6.8 mm. Accordingly, the heated volume will be limited to the exterior or interior surface where the radiation source is placed, with a depth equal to the

penetration depth, and a transverse dimension equal to the transverse dimension of the radiation source. Since the light beam energy source is used to treat diseased tissues near external surfaces or near internal accessible surfaces, a source radii of between 1 mm to 4 mm and operating a wavelength of 880 nm yields a penetration depth of approximately 2.5 mm and a wavelength of 1000 nm yields a penetration depth of approximately 3.5 mm.

[Para 79] It has been determined that the target tissue can be heated to up to approximately 11°C for a short period of time, such as less than one second, to create the therapeutic effect of the invention while maintaining the target tissue average temperature to a lower temperature range, such as less than 6°C or even 1°C or less over a prolonged period of time, such as several minutes. The selection of the duty cycle and the total pulse train duration provide time intervals in which the heat can dissipate. A duty cycle of less than 10%, and preferably between 2.5% and 5%, with a total pulse duration of between 100 milliseconds and 600 milliseconds has been found to be effective. FIGS. 2A and 2B illustrate the time to decay from 10°C to 1°C for a laser source having a radius of between 0.1 cm and 0.4 cm with the wavelength being 880 nm in FIG. 2A and 1000 nm in FIG. 2B. It can be seen that the time to decay is less when using a wavelength of 880 nm, but either wavelength falls within the acceptable requirements and operating parameters to achieve the benefits of the present invention while not causing permanent tissue damage.

[Para 80] It has been found that the average temperature rise of the desired target region increasing at least 6°C and up to 11°C, and preferably

approximately 10°C, during the total irradiation period results in HSP activation. The control of the target tissue temperature is determined by choosing source and target parameters such that the Arrhenius integral for HSP activation is larger than 1, while at the same time assuring compliance with the conservative FDA/FCC requirements for avoiding damage or a damage Arrhenius integral being less than 1.

[Para 81] In order to meet the conservative FDA/FCC constraints to avoid permanent tissue damage, for light beams and other electromagnetic radiation sources, the average temperature rise of the target tissue over any six-minute period is 1°C or less. FIGS. 2A and 2B above illustrate the typical decay times required for the temperature in the heated target region to decrease by thermal diffusion from a temperature rise of approximately 10°C to 1°C as can be seen in FIG. 2A when the wavelength is 880 nm and the source diameter is 1 millimeter, the temperature decay time is 16 seconds. The temperature decay time is 107 seconds when the source diameter is 4 mm. As shown in FIG. 2B, when the wavelength is 1000 nm, the temperature decay time is 18 seconds when the source diameter is 1 mm and 136 seconds when the source diameter is 4 mm. This is well within the time of the average temperature rise being maintained over the course of several minutes, such as 6 minutes or less. While the target tissue's temperature is raised, such as to approximately 10°C, very quickly, such as in a fraction of a second during the application of the energy source to the tissue, the relatively low duty cycle provides relatively long periods of time between the pulses of energy applied to the tissue and the

relatively short pulse train duration ensure sufficient temperature diffusion and decay within a relatively short period of time comprising several minutes, such as 6 minutes or less, that there is no permanent tissue damage.

[Para 82] The parameters differ for the individual energy sources, including microwave, infrared lasers, radiofrequency and ultrasound, because the absorption properties of tissues differ for these different types of energy sources. The tissue water content can vary from one tissue type to another, however, there is an observed uniformity of the properties of tissues at normal or near normal conditions which has allowed publication of tissue parameters that are widely used by clinicians in designing treatments. Below are tables illustrating the properties of electromagnetic waves in biological media, with Table 1 relating to muscle, skin and tissues with high water content, and Table 2 relating to fat, bone and tissues with low water content.

[Para 83] **Table 1. Properties of Electromagnetic Waves in Biological Media: Muscle, Skin, and Tissues with High Water Content**

Frequency (MHz)	Wavelength in Air (cm)	Dielectric Constant ϵ_H	Conductivity σ_H (mho/m)	Wavelength λ_H (cm)	Depth of Penetration (cm)	Reflection Coefficient			
						Air-Muscle Interface		Muscle-Fat Interface	
r	ϕ	r	ϕ						
1	30000	2000	0.400	436	91.3	0.982	+179		
10	3000	160	0.625	118	21.6	0.956	+178		
27.12	1106	113	0.612	68.1	14.3	0.925	+177	0.651	-11.13
40.68	738	97.3	0.693	51.3	11.2	0.913	+176	0.652	-10.21
100	300	71.7	0.889	27	6.66	0.881	+175	0.650	-7.96
200	150	56.5	1.28	16.6	4.79	0.844	+175	0.612	-8.06
300	100	54	1.37	11.9	3.89	0.825	+175	0.592	-8.14
433	69.3	53	1.43	8.76	3.57	0.803	+175	0.562	-7.06
750	40	52	1.54	5.34	3.18	0.779	+176	0.532	-5.69
915	32.8	51	1.60	4.46	3.04	0.772	+177	0.519	-4.32
1500	20	49	1.77	2.81	2.42	0.761	+177	0.506	-3.66
2450	12.2	47	2.21	1.76	1.70	0.754	+177	0.500	-3.88
3000	10	46	2.26	1.45	1.61	0.751	+178	0.495	-3.20
5000	6	44	3.92	0.89	0.788	0.749	+177	0.502	-4.95
5800	5.17	43.3	4.73	0.775	0.720	0.746	+177	0.502	-4.29
8000	3.75	40	7.65	0.578	0.413	0.744	+176	0.513	-6.65
10000	3	39.9	10.3	0.464	0.343	0.743	+176	0.518	-5.95

[Para 84] Table 2. Properties of Electromagnetic Waves in Biological Media: Fat, Bone, and Tissues with Low Water Content

Frequency (MHz)	Wavelength in Air (cm)	Dielectric Constant ϵ_L	Conductivity σ_L , (mmho/m)	Wavelength λ_L (cm)	Depth of Penetration (cm)	Reflection Coefficient			
						Air-Fat Interface	ϕ	Fat-Muscle Interface	ϕ
1	30000								
10	3000								
27.12	1106	20	10.9-43.2	241	159	0.660	+174	0.651	+169
40.68	738	14.6	12.6-52.8	187	118	0.617	+173	0.652	+170
100	300	7.45	19.1-75.9	106	60.4	0.511	+168	0.650	+172
200	150	5.95	25.8-94.2	59.7	39.2	0.458	+168	0.612	+172
300	100	5.7	31.6-107	41	32.1	0.438	+169	0.592	+172
433	69.3	5.6	37.9-118	28.8	26.2	0.427	+170	0.562	+173
750	40	5.6	49.8-138	16.8	23	0.415	+173	0.532	+174
915	32.8	5.6	55.6-147	13.7	17.7	0.417	+173	0.519	+176
1500	20	5.6	70.8-171	8.41	13.9	0.412	+174	0.506	+176
2450	12.2	5.5	96.4-213	5.21	11.2	0.406	+176	0.500	+176
3000	10	5.5	110-234	4.25	9.74	0.406	+176	0.495	+177
5000	6	5.5	162-309	2.63	6.67	0.393	+176	0.502	+175
5900	5.17	5.05	186-338	2.29	5.24	0.388	+176	0.502	+176
8000	3.75	4.7	255-431	1.73	4.61	0.371	+176	0.513	+173 -
10000	3	4.5	324-549	1.41	3.39	0.363	+175	0.518	+174,-

[Para 85] The absorption lengths of radiofrequency in body tissue are long compared to body dimensions. Consequently, the heated region is determined by the dimensions of the coil that is the source of the radiofrequency energy rather than by absorption lengths. Long distances r from a coil the magnetic (near) field from a coil drops off as $1/r^3$. At smaller distances, the electric and magnetic fields can be expressed in terms of the vector magnetic potential, which in turn can be expressed in closed form in terms of elliptic integrals of the first and second kind. The heating occurs only in a region that is comparable in size to the dimensions of the coil source itself. Accordingly, if it is desired to preferentially heat a region characterized by a radius, the source coil will be chosen to have a similar radius. The heating drops off very rapidly outside of a hemispherical region of radius because of the $1/r^3$ drop off of the magnetic field. Since it is proposed to use the radiofrequency the diseased

tissue accessible only externally or from inner cavities, it is reasonable to consider a coil radii of between approximately 2 to 6 mm.

[Para 86] The radius of the source coil(s) as well as the number of ampere turns (NI) in the source coils give the magnitude and spatial extent of the magnetic field, and the radiofrequency is a factor that relates the magnitude of the electric field to the magnitude of the magnetic field. The heating is proportional to the product of the conductivity and the square of the electric field. For target tissues of interest that are near external or internal surfaces, the conductivity is that of skin and mucous tissue. The duty cycle of the pulse train as well as the total train duration of a pulse train are factors which affect how much total energy is delivered to the tissue.

[Para 87] Preferred parameters for a radiofrequency energy source have been determined to be a coil radii between 2 and 6 mm, radiofrequencies in the range of 3–6 MHz, total pulse train durations of 0.2 to 0.4 seconds, and a duty cycle of between 2.5% and 5%. FIGS. 3–6 show how the number of ampere turns varies as these parameters are varied in order to give a temperature rise that produces an Arrhenius integral of approximately one or unity for HSP activation. With reference to FIG. 3, for an RF frequency of 6 MHz, a pulse train duration of between 0.2 and 0.4 seconds, a coil radius between 0.2 and 0.6 cm, and a duty cycle of 5%, the peak ampere turns (NI) is 13 at the 0.6 cm coil radius and 20 at the 0.2 cm coil radius. For a 3 MHz frequency, as illustrated in FIG. 4, the peak ampere turns is 26 when the pulse train duration is 0.4 seconds and the coil radius is 0.6 cm and the duty cycle is 5%. However, with

the same 5% duty cycle, the peak ampere turns is 40 when the coil radius is 0.2 cm and the pulse train duration is 0.2 seconds. A duty cycle of 2.5% is used in FIGS. 5 and 6. This yields, as illustrated in FIG. 5, 18 amp turns for a 6 MHz radiofrequency having a coil radius of 0.6 cm and a pulse train duration of 0.4 seconds, and 29 amp turns when the coil radius is only 0.2 cm and the pulse train duration is 0.2 seconds. With reference to FIG. 6, with a duty cycle of 2.5% and a radiofrequency of 3 MHz, the peak ampere turns is 36 when the pulse train duration is 0.4 seconds and the coil radius is 0.6 cm, and 57 amp turns when the pulse train duration is 0.2 seconds and the coil radius is 0.2 cm.

[Para 88] The time, in seconds, for the temperature rise to decay from approximately 10°C to approximately 1°C for coil radii between 0.2 cm and 0.6 cm is illustrated for a radiofrequency energy source in FIG. 7. The temperature decay time is approximately 37 seconds when the radiofrequency coil radius is 0.2 cm, and approximately 233 seconds when the radiofrequency coil radius is 0.5 cm. When the radiofrequency coil radius is 0.6 cm, the decay time is approximately 336 seconds, which is still within the acceptable range of decay time, but at an upper range thereof.

[Para 89] Microwaves are another electromagnetic energy source which can be utilized in accordance with the present invention. The frequency of the microwave determines the tissue penetration distance. The gain of a conical microwave horn is large compared to the microwave wavelength, indicating under those circumstances that the energy is radiated mostly in a narrow forward load. Typically, a microwave source used in accordance with the

present invention has a linear dimension on the order of a centimeter or less, thus the source is smaller than the wavelength, in which case the microwave source can be approximated as a dipole antenna. Such small microwave sources are easier to insert into internal body cavities and can also be used to radiate external surfaces. In that case, the heated region can be approximated by a hemisphere with a radius equal to the absorption length of the microwave in the body tissue being treated. As the microwaves are used to treat tissue near external surfaces or surfaces accessible from internal cavities, frequencies in the 10–20 GHz range are used, wherein the corresponding penetration distances are only between approximately 2 and 4 mm.

[Para 90] The temperature rise of the tissue using a microwave energy source is determined by the average power of the microwave and the total pulse train duration. The duty cycle of the pulse train determines the peak power in a single pulse in a train of pulses. As the radius of the source is taken to be less than approximately 1 centimeter, and frequencies between 10 and 20 GHz are typically used, a resulting pulse train duration of 0.2 and 0.6 seconds is preferred.

[Para 91] The required power decreases monotonically as the train duration increases and as the microwave frequency increases. For a frequency of 10 GHz, the average power is 18 watts when the pulse train duration is 0.6 seconds, and 52 watts when the pulse train duration is 0.2 seconds. For a 20 GHz microwave frequency, an average power of 8 watts is used when the pulse train is 0.6 seconds, and can be 26 watts when the pulse train duration is only

0.2 seconds. The corresponding peak power are obtained from the average power simply by dividing by the duty cycle.

[Para 92] With reference now to FIG. 8, a graph depicts the average microwave power in watts of a microwave having a frequency of 10 GHz and a pulse train duration from between 0.2 seconds and 0.6 seconds. FIG. 9 is a similar graph, but showing the average microwave power for a microwave having a frequency of 20 GHz. Thus, it will be seen that the average microwave source power varies as the total train duration and microwave frequency vary. The governing condition, however, is that the Arrhenius integral for HSP activation in the heated region is approximately 1.

[Para 93] With reference to FIG. 10, a graph illustrates the time, in seconds, for the temperature to decay from approximately 10°C to 1°C compared to microwave frequencies between 58 MHz and 20000 MHz. The minimum and maximum temperature decay for the preferred range of microwave frequencies are 8 seconds when the microwave frequency is 20 GHz, and 16 seconds when the microwave frequency is 10 GHz.

[Para 94] Utilizing ultrasound as an energy source enables heating of surface tissue, and tissues of varying depths in the body, including rather deep tissue. The absorption length of ultrasound in the body is rather long, as evidenced by its widespread use for imaging. Accordingly, ultrasound can be focused on target regions deep within the body, with the heating of a focused ultrasound beam concentrated mainly in the approximately cylindrical focal region of the beam. The heated region has a volume determined by the focal waist of the

airy disc and the length of the focal waist region, that is the confocal parameter. Multiple beams from sources at different angles can also be used, the heating occurring at the overlapping focal regions.

[Para 95] For ultrasound, the relevant parameters for determining tissue temperature are frequency of the ultrasound, total train duration, and transducer power when the focal length and diameter of the ultrasound transducer is given. The frequency, focal length, and diameter determine the volume of the focal region where the ultrasound energy is concentrated. It is the focal volume that comprises the target volume of tissue for treatment. Transducers having a diameter of approximately 5 cm and having a focal length of approximately 10 cm are readily available. Favorable focal dimensions are achieved when the ultrasound frequency is between 1 and 5 MHz, and the total train duration is 0.1 to 0.5 seconds. For example, for a focal length of 10 cm and the transducer diameter of 5 cm, the focal volumes are 0.02 cc at 5 MHz and 2.36 cc at 1 MHz.

[Para 96] With reference now to FIG. 11, a graph illustrates the average source power in watts compared to the frequency (between 1 MHz and 5 MHz), and the pulse train duration (between 0.1 and 0.5 seconds). A transducer focal length of 10 cm and a source diameter of 5 cm have been assumed. The required power to give the Arrhenius integral for HSP activation of approximately 1 decreases monotonically as the frequency increases and as the total train duration increases. Given the preferred parameters, the minimum power for a frequency of 1 GHz and a pulse train duration of 0.5 seconds is

5.72 watts, whereas for the 1 GHz frequency and a pulse train duration of 0.1 seconds the maximum power is 28.6 watts. For a 5 GHz frequency, 0.046 watts is required for a pulse train duration of 0.5 seconds, wherein 0.23 watts is required for a pulse train duration of 0.1 seconds. The corresponding peak power during an individual pulse is obtained simply by dividing by the duty cycle.

[Para 97] FIGURE 12 illustrates the time, in seconds, for the temperature to diffuse or decay from 10°C to 6°C when the ultrasound frequency is between 1 and 5 MHz. FIG. 13 illustrates the time, in seconds, to decay from approximately 10°C to approximately 1°C for ultrasound frequencies from 1 to 5 MHz. For the preferred focal length of 10 cm and the transducer diameter of 5 cm, the maximum time for temperature decay is 366 seconds when the ultrasound frequency is 1 MHz, and the minimum temperature decay is 15 seconds when the microwave frequency is 5 MHz. As the FDA only requires the temperature rise be less than 6°C for test times of minutes, the 366 second decay time at 1 MHz to get to a rise of 1°C over the several minutes is allowable. As can be seen in FIGS. 12 and 13, the decay times to a rise of 6°C are much smaller, by a factor of approximately 70, than that of 1°C.

[Para 98] FIGURE 14 illustrates the volume of focal heated region, in cubic centimeters, as compared to ultrasound frequencies from between 1 and 5 MHz. Considering ultrasound frequencies in the range of 1 to 5 MHz, the corresponding focal sizes for these frequencies range from 3.7 mm to 0.6 mm, and the length of the focal region ranges from 5.6 cm to 1.2 cm. The

corresponding treatment volumes range from between approximately 2.4 cc and 0.02 cc.

[Para 99] Examples of parameters giving a desired HSP activation Arrhenius integral greater than 1 and damage Arrhenius integral less than 1 is a total ultrasound power between 5.8–17 watts, a pulse duration of 0.5 seconds, an interval between pulses of 5 seconds, with total number of pulses 10 within the total pulse stream time of 50 seconds. The target treatment volume would be approximately 1 mm on a side. Larger treatment volumes could be treatable by an ultrasound system similar to a laser diffracted optical system, by applying ultrasound in multiple simultaneously applied adjacent but separated and spaced columns. The multiple focused ultrasound beams converge on a very small treatment target within the body, the convergence allowing for a minimal heating except at the overlapping beams at the target. This area would be heated and stimulate the activation of HSPs and facilitate protein repair by transient high temperature spikes. However, given the pulsating aspect of the invention as well as the relatively small area being treated at any given time, the treatment is in compliance with FDA/FCC requirements for long term (minutes) average temperature rise <1K. An important distinction of the invention from existing therapeutic heating treatments for pain and muscle strain is that there are no high T spikes in existing techniques, and these are required for efficiently activating HSPs and facilitating protein repair to provide healing at the cellular level.

[Para 100] The pulse train mode of energy delivery has a distinct advantage over a single pulse or gradual mode of energy delivery, as far as the activation of remedial HSPs and the facilitation of protein repair is concerned. There are two considerations that enter into this advantage:

[Para 101] First, a big advantage for HSP activation and protein repair in an SDM energy delivery mode comes from producing a spike temperature of the order of 10°C. This large rise in temperature has a big impact on the Arrhenius integrals that describe quantitatively the number of HSPs that are activated and the rate of water diffusion into the proteins that facilitates protein repair. This is because the temperature enters into an exponential that has a big amplification effect.

[Para 102] It is important that the temperature rise not remain at the high value (10°C or more) for long, because then it would violate the FDA and FCC requirements that over periods of minutes the average temperature rise must be less than 1°C (or in the case of ultrasound 6°C).

[Para 103] An SDM mode of energy delivery uniquely satisfies both of these foregoing considerations by judicious choice of the power, pulse time, pulse interval, and the volume of the target region to be treated. The volume of the treatment region enters because the temperature must decay from its high value of the order of 10°C fairly rapidly in order for the long term average temperature rise not to exceed the long term FDA/FCC limit of 6°C for ultrasound frequencies and 1°C or less for electromagnetic radiation energy sources.

[Para 104] For a region of linear dimension L, the time that it takes the peak temperature to e-fold in tissue is roughly $L^2/16D$, where $D = 0.00143 \text{ cm}^2/\text{sec}$ is the typical heat diffusion coefficient. For example, if $L = 1 \text{ mm}$, the decay time is roughly 0.4 sec. Accordingly, for a region 1 mm on a side, a train consisting of 10 pulses each of duration 0.5 seconds, with an interval between pulses of 5 second can achieve the desired momentary high rise in temperature while still not exceeding an average long term temperature rise of 1°C. This is demonstrated further below.

[Para 105] The limitation of heated volume is the reason why RF electromagnetic radiation is not as good of a choice for SDM-type treatment of regions deep with the body as ultrasound. The long skin depths (penetration distances) and Ohmic heating all along the skin depth results in a large heated volume whose thermal inertia does not allow both the attainment of a high spike temperature that activates HSPs and facilitates protein repair, and the rapid temperature decay that satisfies the long term FDA and FCC limit on average temperature rise.

[Para 106] Ultrasound has already been used to therapeutically heat regions of the body to ease pain and muscle strain. However, the heating has not followed the SDM-type protocol and does not have the temperature spikes that are responsible for the excitation of HSPs.

[Para 107] Consider, then, a group of focused ultrasound beams that are directed at a target region deep within the body. To simplify the mathematics, suppose that the beams are replaced by a single source with a spherical surface

shape that is focused on the center of the sphere. The absorption lengths of ultrasound can be fairly long. Table 3 below shows typical absorption coefficients for ultrasound at 1 MHz. The absorption coefficients are roughly proportional to the frequency.

[Para 108] Table 3. Typical absorption coefficients for 1 MHz ultrasound in body tissue:

Body Tissue	Attenuation Coefficient at 1 MHz (cm ⁻¹)
Water	0.00046
Blood	0.0415
Fat	0.145
Liver	0.115–0.217
Kidney	0.23
Muscle	0.3–0.76
Bone	1.15

[Para 109] Assuming that the geometric variation of the incoming radiation due to the focusing dominates any variation due to attenuation, the intensity of the incoming ultrasound at a distance r from the focus can be written approximately as:

$$I(r) = P/(4\pi r^2) \quad [1]$$

where P denotes the total ultrasound power.

The temperature rise at the end of a short pulse of duration t_p at r is then

$$dT(t_p) = P\alpha t_p / (4\pi C_v r^2) \quad [2]$$

where α is the absorption coefficient and C_v is the specific volume heat capacity. This will be the case until the r is reached at which the heat diffusion length at t_p becomes comparable to r , or the diffraction limit of the focused

beam is reached. For smaller r , the temperature rise is essentially independent of r . As an example, suppose the diffraction limit is reached at a radial distance that is smaller than that determined by heat diffusion. Then

$$r_{\text{dif}} = (4Dt_p)^{1/2} \quad [3]$$

where D is the heat diffusion coefficient, and for $r < r_{\text{dif}}$, the temperature rise at t_p is

$$dT(r_{\text{dif}}, t_p) = 3P\alpha/(8\pi C_v D) \quad \text{when } r < r_{\text{dif}} \quad [4]$$

Thus, at the end of the pulse, we can write for the temperature rise:

$$dT_p(r) = \{P\alpha t_p/(4\pi C_v D)\}[(6/r_{\text{dif}}^2)U(r_{\text{dif}}-r) + (1/r^2)U(r-r_{\text{dif}})] \quad [5]$$

On applying the Green's function for the heat diffusion equation,

$$G(r,t) = (4\Omega Dt)^{-3/2} \exp[-r^2/(4Dt)] \quad [6]$$

to this initial temperature distribution, we find that the temperature $dT(t)$ at the focal point $r=0$ at a time t is

$$dT(t) = [dT_o/\{(1/2) + (\pi^{1/2}/6)\}][(1/2)(t_p/t)^{3/2} + (\pi^{1/2}/6)(t_p/t)] \quad [7]$$

with

$$dT_o = 3P\alpha/(8\pi C_v D) \quad [8]$$

[Para 110] A good approximation to eq. [7] is provided by:

$$dT(t) \approx dT_o (t_p/t)^{3/2} \quad [9]$$

as can be seen in FIG. 15, which is a comparison of eqs. [7] and [9] for $dT(t)/dT_o$ at the target treatment zone. The bottom curve is the approximate expression of eq [9].

The Arrhenius integral for a train of N pulses can now be evaluated with the temperature rise given by eq. [9]. In this expression,

$$dT_N(t) = \sum dT(t-nt_i) \quad [11]$$

where $dT(t-nt_i)$ is the expression of eq. [9] with t replaced by $t-nt_i$ and with t_i designating the interval between pulses.

[Para 111] The Arrhenius integral can be evaluated approximately by dividing the integration interval into the portion where the temperature spikes occur and the portion where the temperature spike is absent. The summation over the temperature spike contribution can be simplified by applying Laplace's end point formula to the integral over the temperature spike. In addition, the integral over the portion when the spikes are absent can be simplified by noting that the non-spike temperature rise very rapidly reaches an asymptotic value, so that a good approximation is obtained by replacing the varying time rise by its asymptotic value. When these approximations are made, eq. [10] becomes:

$$\Omega = AN[\{t_p(2k_B T_0^2/(3EdT_0)}\exp[-(E/k_B)t/(T_0 + dT_0 + dT_N(Nt_i))] \\ + \exp[-(E/k_B)t/(T_0 + dT_N(Nt_i))]] \quad [12]$$

where

$$dT_N(Nt_i) \approx 2.5 dT_0 (t_p/t_i)^{3/2} \quad [13]$$

(The 2.5 in eq. [13] arises from the summation over n of $(N-n)^{-3/2}$ and is the magnitude of the harmonic number $(N,3/2)$ for typical N of interest.)

[Para 112] It is interesting to compare this expression with that for SDM applied to the retina. The first term is very similar to that from the spike contribution in the retina case, except that the effective spike interval is reduced by a factor of 3 for this 3D converging beam case. The second term, involving $dT_N(Nt_i)$ is much smaller than in the retina case. There the

background temperature rise was comparable in magnitude to the spike temperature rise. But here in the converging beam case, the background temperature rise is much smaller by the ratio $(t_p/t_l)^{3/2}$. This points up the importance of the spike contribution to the activation or production of HSP's and the facilitation of protein repair, as the background temperature rise which is similar to the rise in a continuous ultrasound heating case is insignificant compared to the spike contribution. At the end of the pulse train, even this low background temperature rise rapidly disappears by heat diffusion.

[Para 113] FIGURES 16 and 17 show the magnitude of the logarithm of the Arrhenius integrals for damage and for HSP activation or production as a function of dT_o for a pulse duration $t_p = 0.5$ sec, pulse interval $t_l = 10$ sec, and total number of pulses $N = 10$. Logarithm of Arrhenius integrals [eq. 12] for damage and for HSP activation as a function of the temperature rise in degrees Kelvin from a single pulse dT_o , for a pulse duration $t_p = 0.5$ sec., pulse interval $t_l = 10$ sec., and a total number of ultrasound pulses $N = 10$. FIG. 16 shows the logarithm of the damage integral with the Arrhenius constants $A = 8.71 \times 10^{33} \text{ sec}^{-1}$ and $E = 3.55 \times 10^{-12} \text{ ergs}$. FIG. 17 shows the logarithm of the HSP activation integral with the Arrhenius constants $A = 1.24 \times 10^{27} \text{ sec}^{-1}$ and $E = 2.66 \times 10^{-12} \text{ ergs}$. The graphs in FIGS. 16 and 17 show that Ω_{damage} does not exceed 1 until dT_o exceeds 11.3 K, whereas Ω_{hsp} is greater than 1 over the whole interval shown, the desired condition for cellular repair without damage.

[Para 114] Equation [8] shows that when $\alpha = 0.1 \text{ cm}^{-1}$, a dT_o of 11.5 K can be achieved with a total ultrasound power of 5.8 watts. This is easily achievable.

If α is increased by a factor of 2 or 3, the resulting power is still easily achievable. The volume of the region where the temperature rise is constant (i.e. the volume corresponding to $r=r_d = (4Dt_p)^{1/2}$) is 0.00064 cc. This corresponds to a cube that is 0.86 mm on a side.

[Para 115] This simple example demonstrates that focused ultrasound should be usable to stimulate reparative HSP's deep in the body with easily attainable equipment:

Total ultrasound power:	5.8 watts - 17 watts
Pulse time	0.5 sec
Pulse interval	5 sec
Total train duration (N=10)	50 sec

To expedite the treatment of larger internal volumes, a SAPRA system can be used.

[Para 116] The pulsed energy source may be directed to an exterior of a body which is adjacent to the target tissue or has a blood supply close to the surface of the exterior of the body. Alternatively, a device may be inserted into a cavity of a body to apply the pulsed energy source to the target tissue. Whether the energy source is applied outside of the body or inside of the body and what type of device is utilized depends upon the energy source selected and used to treat the target tissue.

[Para 117] Photostimulation, in accordance with the present invention, can be effectively transmitted to an internal surface area or tissue of the body utilizing an endoscope, such as a bronchoscope, proctoscope, colonoscope or the like. Each of these consist essentially of a flexible tube that itself contains one or

more internal tubes. Typically, one of the internal tubes comprises a light pipe or multi-mode optical fiber which conducts light down the scope to illuminate the region of interest and enable the doctor to see what is at the illuminated end. Another internal tube could consist of wires that carry an electrical current to enable the doctor to cauterize the illuminated tissue. Yet another internal tube might consist of a biopsy tool that would enable the doctor to snip off and hold on to any of the illuminated tissue.

[Para 118] In the present invention, one of these internal tubes is used as an electromagnetic radiation pipe, such as a multi-mode optical fiber, to transmit the SDM or other electromagnetic radiation pulses that are fed into the scope at the end that the doctor holds. With reference now to FIG. 18, a light generating unit 10, such as a laser having a desired wavelength and/or frequency is used to generate electromagnetic radiation, such as laser light, in a controlled, pulsed manner to be delivered through a light tube or pipe 12 to a distal end of the scope 14, illustrated in FIG. 19, which is inserted into the body and the laser light or other radiation 16 delivered to the target tissue 18 to be treated.

[Para 119] With reference now to FIG. 20, a schematic diagram is shown of a system for generating electromagnetic energy radiation, such as laser light, including SDM. The system, generally referred to by the reference number 20, includes a laser console 22, such as for example the 810 nm near infrared micropulsed diode laser in the preferred embodiment. The laser generates a laser light beam which is passed through optics, such as an optical lens or mask, or a plurality of optical lenses and/or masks 24 as needed. The laser

projector optics 24 pass the shaped light beam to a delivery device 26, such as an endoscope, for projecting the laser beam light onto the target tissue of the patient. It will be understood that the box labeled 26 can represent both the laser beam projector or delivery device as well as a viewing system/camera, such as an endoscope, or comprise two different components in use. The viewing system/camera 26 provides feedback to a display monitor 28, which may also include the necessary computerized hardware, data input and controls, etc. for manipulating the laser 22, the optics 24, and/or the projection/viewing components 26.

[Para 120] With reference now to FIG. 21, in one embodiment, a plurality of light beams are generated, each of which has parameters selected so that a target tissue temperature may be controllably raised to therapeutically treat the target tissue without destroying or permanently damaging the target tissue. This may be done, for example, by passing the laser light beam 30 through optics which diffract or otherwise generate a plurality of laser light beams from the single laser light beam 30 having the selected parameters. For example, the laser light beam 30 may be passed through a collimator lens 32 and then through a mask 34. In a particularly preferred embodiment, the mask 34 comprises a diffraction grating. The mask/diffraction grating 34 produces a geometric object, or more typically a geometric pattern of simultaneously produced multiple laser spots or other geometric objects. This is represented by the multiple laser light beams labeled with reference number 36. Alternatively, the multiple laser spots may be generated by a plurality of fiber

optic waveguides. Either method of generating laser spots allows for the creation of a very large number of laser spots simultaneously over a very wide treatment field. In fact, a very high number of laser spots, perhaps numbering in the hundreds even thousands or more could be simultaneously generated to cover a given area of the target tissue, or possibly even the entirety of the target tissue. A wide array of simultaneously applied small separated laser spot applications may be desirable as such avoids certain disadvantages and treatment risks known to be associated with large laser spot applications.

[Para 121] Using optical features with a feature size on par with the wavelength of the laser employed, for example using a diffraction grating, it is possible to take advantage of quantum mechanical effects which permits simultaneous application of a very large number of laser spots for a very large target area. The individual spots produced by such diffraction gratings are all of a similar optical geometry to the input beam, with minimal power variation for each spot. The result is a plurality of laser spots with adequate irradiance to produce harmless yet effective treatment application, simultaneously over a large target area. The present invention also contemplates the use of other geometric objects and patterns generated by other diffractive optical elements.

[Para 122] The laser light passing through the mask 34 diffracts, producing a periodic pattern a distance away from the mask 34, shown by the laser beams labeled 36 in FIG. 21. The single laser beam 30 has thus been formed into hundreds or even thousands of individual laser beams 36 so as to create the desired pattern of spots or other geometric objects. These laser beams 36 may

be passed through additional lenses, collimators, etc. 38 and 40 in order to convey the laser beams and form the desired pattern. Such additional lenses, collimators, etc. 38 and 40 can further transform and redirect the laser beams 36 as needed.

[Para 123] Arbitrary patterns can be constructed by controlling the shape, spacing and pattern of the optical mask 34. The pattern and exposure spots can be created and modified arbitrarily as desired according to application requirements by experts in the field of optical engineering. Photolithographic techniques, especially those developed in the field of semiconductor manufacturing, can be used to create the simultaneous geometric pattern of spots or other objects.

[Para 124] The present invention can use a multitude of simultaneously generated therapeutic light beams or spots, such as numbering in the dozens or even hundreds, as the parameters and methodology of the present invention create therapeutically effective yet non-destructive and non-permanently damaging treatment. Although hundreds or even thousands of simultaneous laser spots could be generated and created and formed into patterns to be simultaneously applied to the tissue, due to the requirements of not overheating the tissue, there are constraints on the number of treatment spots or beams which can be simultaneously used in accordance with the present invention. Each individual laser beam or spot requires a minimum average power over a train duration to be effective. However, at the same time, tissue cannot exceed certain temperature rises without becoming damaged. For

example, using an 810 nm wavelength laser, the number of simultaneous spots generated and used could number from as few as 1 and up to approximately 100 when a 0.04 (4%) duty cycle and a total train duration of 0.3 seconds (300 milliseconds) is used. The water absorption increases as the wavelength is increased. For shorter wavelengths, e.g., 577 nm, the laser power can be lower. For example, at 577 nm, the power can be lowered by a factor of 4 for the invention to be effective. Accordingly, there can be as few as a single laser spot or up to approximately 400 laser spots when using the 577 nm wavelength laser light, while still not harming or damaging the tissue.

[Para 125] Typically, the system of the present invention incorporates a guidance system to ensure complete and total retinal treatment with retinal photostimulation. Fixation/tracking/registration systems consisting of a fixation target, tracking mechanism, and linked to system operation can be incorporated into the present invention. In a particularly preferred embodiment, the geometric pattern of simultaneous laser spots is sequentially offset so as to achieve confluent and complete treatment of the surface.

[Para 126] This can be done in a controlled manner using an optical scanning mechanism 50. FIGS. 22 and 23 illustrate an optical scanning mechanism 50 in the form of a MEMS mirror, having a base 52 with electronically actuated controllers 54 and 56 which serve to tilt and pan the mirror 58 as electricity is applied and removed thereto. Applying electricity to the controller 54 and 56 causes the mirror 58 to move, and thus the simultaneous pattern of laser spots or other geometric objects reflected thereon to move accordingly on the retina

of the patient. This can be done, for example, in an automated fashion using electronic software program to adjust the optical scanning mechanism 50 until complete coverage of the retina, or at least the portion of the retina desired to be treated, is exposed to the phototherapy. The optical scanning mechanism may also be a small beam diameter scanning galvo mirror system, or similar system, such as that distributed by Thorlabs. Such a system is capable of scanning the lasers in the desired offsetting pattern.

[Para 127] The pattern of spots are offset at each exposure so as to create space between the immediately previous exposure to allow heat dissipation and prevent the possibility of heat damage or tissue destruction. Thus, as illustrated in FIG. 24, the pattern, illustrated for exemplary purposes as a grid of sixteen spots, is offset each exposure such that the laser spots occupy a different space than previous exposures. It will be understood that the diagrammatic use of circles or empty dots as well as filled dots are for diagrammatic purposes only to illustrate previous and subsequent exposures of the pattern of spots to the area, in accordance with the present invention. The spacing of the laser spots prevents overheating and damage to the tissue. It will be understood that this occurs until the entire target tissue to be treated has received phototherapy, or until the desired effect is attained. This can be done, for example, by applying electrostatic torque to a micromachined mirror, as illustrated in FIGS. 22 and 23. By combining the use of small laser spots separated by exposure free areas, prevents heat accumulation, and grids with a large number of spots per side, it is possible to atraumatically and invisibly

treat large target areas with short exposure durations far more rapidly than is possible with current technologies.

[Para 128] By rapidly and sequentially repeating redirection or offsetting of the entire simultaneously applied grid array of spots or geometric objects, complete coverage of the target, can be achieved rapidly without thermal tissue injury. This offsetting can be determined algorithmically to ensure the fastest treatment time and least risk of damage due to thermal tissue, depending on laser parameters and desired application.

[Para 129] The following has been modeled using the Fraunhoffer Approximation. With a mask having a nine by nine square lattice, with an aperture radius 9 μm , an aperture spacing of 600 μm , using a 890nm wavelength laser, with a mask-lens separation of 75mm, and secondary mask size of 2.5mm by 2.5mm, the following parameters will yield a grid having nineteen spots per side separated by 133 μm with a spot size radius of 6 μm . The number of exposures "m" required to treat (cover confluently with small spot applications) given desired area side-length "A", given output pattern spots per square side "n", separation between spots "R", spot radius "r" and desired square side length to treat area "A", can be given by the following formula:

$$m = \frac{A}{nR} \text{floor} \left(\frac{R}{2r} \right)^2$$

[Para 130] With the foregoing setup, one can calculate the number of operations m needed to treat different field areas of exposure. For example, a 3mm x 3mm area, which is useful for treatments, would require 98 offsetting

operations, requiring a treatment time of approximately thirty seconds.

Another example would be a 3 cm x 3 cm area, representing the entire human retinal surface. For such a large treatment area, a much larger secondary mask size of 25mm by 25mm could be used, yielding a treatment grid of 190 spots per side separated by 133 μ m with a spot size radius of 6 μ m. Since the secondary mask size was increased by the same factor as the desired treatment area, the number of offsetting operations of approximately 98, and thus treatment time of approximately thirty seconds, is constant.

[Para 131] Of course, the number and size of spots produced in a simultaneous pattern array can be easily and highly varied such that the number of sequential offsetting operations required to complete treatment can be easily adjusted depending on the therapeutic requirements of the given application.

[Para 132] Furthermore, by virtue of the small apertures employed in the diffraction grating or mask, quantum mechanical behavior may be observed which allows for arbitrary distribution of the laser input energy. This would allow for the generation of any arbitrary geometric shapes or patterns, such as a plurality of spots in grid pattern, lines, or any other desired pattern. Other methods of generating geometric shapes or patterns, such as using multiple fiber optical fibers or microlenses, could also be used in the present invention. Time savings from the use of simultaneous projection of geometric shapes or patterns permits the treatment fields of novel size, such as the 1.2 cm² area

to accomplish whole-retinal treatment, in a single clinical setting or treatment session.

[Para 133] With reference now to FIG. 25, instead of a geometric pattern of small laser spots, the present invention contemplates use of other geometric objects or patterns. For example, a single line 60 of laser light, formed by the continuously or by means of a series of closely spaced spots, can be created. An offsetting optical scanning mechanism can be used to sequentially scan the line over an area, illustrated by the downward arrow in FIG. 25.

[Para 134] With reference now to FIG. 26, the same geometric object of a line 60 can be rotated, as illustrated by the arrows, so as to create a circular field of phototherapy. The potential negative of this approach, however, is that the central area will be repeatedly exposed, and could reach unacceptable temperatures. This could be overcome, however, by increasing the time between exposures, or creating a gap in the line such that the central area is not exposed.

[Para 135] The field of photobiology reveals that different biologic effects may be achieved by exposing target tissues to lasers of different wavelengths. The same may also be achieved by consecutively applying multiple lasers of either different or the same wavelength in sequence with variable time periods of separation and/or with different radiant energies. The present invention anticipates the use of multiple laser, light or radiant wavelengths (or modes) applied simultaneously or in sequence to maximize or customize the desired treatment effects. This method also minimizes potential detrimental effects.

The optical methods and systems illustrated and described above provide simultaneous or sequential application of multiple wavelengths.

[Para 136] FIGURE 27 illustrates diagrammatically a system which couples multiple treatment light sources into the pattern-generating optical subassembly described above. Specifically, this system 20' is similar to the system 20 described in FIG. 20 above. The primary differences between the alternate system 20' and the earlier described system 20 is the inclusion of a plurality of laser consoles, the outputs of which are each fed into a fiber coupler 42. Each laser console may supply a laser light beam having different parameters, such as of a different wavelength. The fiber coupler produces a single output that is passed into the laser projector optics 24 as described in the earlier system. The coupling of the plurality of laser consoles 22 into a single optical fiber is achieved with a fiber coupler 42 as is known in the art. Other known mechanisms for combining multiple light sources are available and may be used to replace the fiber coupler described herein.

[Para 137] In this system 20' the multiple light sources 22 follow a similar path as described in the earlier system 20, i.e., collimated, diffracted, recollimated, and directed to the projector device and/or tissue. In this alternate system 20' the diffractive element must function differently than described earlier depending upon the wavelength of light passing through, which results in a slightly varying pattern. The variation is linear with the wavelength of the light source being diffracted. In general, the difference in the diffraction angles is small enough that the different, overlapping patterns may

be directed along the same optical path through the projector device 26 to the tissue for treatment.

[Para 138] Since the resulting pattern will vary slightly for each wavelength, a sequential offsetting to achieve complete coverage will be different for each wavelength. This sequential offsetting can be accomplished in two modes. In the first mode, all wavelengths of light are applied simultaneously without identical coverage. An offsetting steering pattern to achieve complete coverage for one of the multiple wavelengths is used. Thus, while the light of the selected wavelength achieves complete coverage of the tissue, the application of the other wavelengths achieves either incomplete or overlapping coverage of the tissue. The second mode sequentially applies each light source of a varying wavelength with the proper steering pattern to achieve complete coverage of the tissue for that particular wavelength. This mode excludes the possibility of simultaneous treatment using multiple wavelengths, but allows the optical method to achieve identical coverage for each wavelength. This avoids either incomplete or overlapping coverage for any of the optical wavelengths.

[Para 139] These modes may also be mixed and matched. For example, two wavelengths may be applied simultaneously with one wavelength achieving complete coverage and the other achieving incomplete or overlapping coverage, followed by a third wavelength applied sequentially and achieving complete coverage.

[Para 140] FIGURE 28 illustrates diagrammatically yet another alternate embodiment of the inventive system 20". This system 20" is configured

generally the same as the system 20 depicted in FIG. 20. The main difference resides in the inclusion of multiple pattern-generating subassembly channels tuned to a specific wavelength of the light source. Multiple laser consoles 22 are arranged in parallel with each one leading directly into its own laser projector optics 24. The laser projector optics of each channel 44a, 44b, 44c comprise a collimator 32, mask or diffraction grating 34 and recollimators 38, 40 as described in connection with FIG. 21 above – the entire set of optics tuned for the specific wavelength generated by the corresponding laser console 22. The output from each set of optics 24 is then directed to a beam splitter 46 for combination with the other wavelengths. It is known by those skilled in the art that a beam splitter used in reverse can be used to combine multiple beams of light into a single output. The combined channel output from the final beam splitter 46c is then directed through the projector device 26.

[Para 141] In this system 20" the optical elements for each channel are tuned to produce the exact specified pattern for that channel's wavelength. Consequently, when all channels are combined and properly aligned a single steering pattern may be used to achieve complete coverage of the tissue for all wavelengths. The system 20" may use as many channels 44a, 44b, 44c, etc. and beam splitters 46a, 46b, 46c, etc. as there are wavelengths of light being used in the treatment.

[Para 142] Implementation of the system 20" may take advantage of different symmetries to reduce the number of alignment constraints. For example, the proposed grid patterns are periodic in two dimensions and steered in two

dimensions to achieve complete coverage. As a result, if the patterns for each channel are identical as specified, the actual pattern of each channel would not need to be aligned for the same steering pattern to achieve complete coverage for all wavelengths. Each channel would only need to be aligned optically to achieve an efficient combination.

[Para 143] In system 20", each channel begins with a light source 22, which could be from an optical fiber as in other embodiments of the pattern-generating subassembly. This light source 22 is directed to the optical assembly 24 for collimation, diffraction, recollimation and directed into the beam splitter which combines the channel with the main output.

[Para 144] It will be understood that the laser light generating systems illustrated in FIGS. 20-28 are exemplary. Other devices and systems can be utilized to generate a source of SDM laser light which can be operably passed through to a projector device, typically in the form of an endoscope having a light pipe or the like. Also, other forms of electromagnetic radiation may also be generated and used, including ultraviolet waves, microwaves, other radiofrequency waves, and laser light at predetermined wavelengths. Moreover, ultrasound waves may also be generated and used to create a thermal time-course temperature spike in the target tissue sufficient to activate or produce heat shock proteins in the cells of the target tissue without damaging the target tissue itself. In order to do so, typically, a pulsed source of ultrasound or electromagnetic radiation energy is provided and applied to the target tissue in a manner which raises the target tissue temperature, such as between 6°C and

11°C, transiently while only 6°C or 1°C or less for the long term, such as over several minutes.

[Para 145] It is believed that stimulating HSP production in accordance with the present invention can be effectively utilized in treating a wide array of tissue abnormalities, ailments, and even infections. For example, the viruses that cause colds primarily affect a small port of the respiratory epithelium in the nasal passages and nasopharynx. Similar to the retina, the respiratory epithelium is a thin and clear tissue. With reference to FIG. 29, a cross-sectional view of a human head 62 is shown with an endoscope 14 inserted into the nasal cavity 64 and energy 16, such as laser light or the like, being directed to tissue 18 to be treated within the nasal cavity 64. The tissue 18 to be treated could be within the nasal cavity 64, including the nasal passages, and nasopharynx.

[Para 146] To assure absorption of the laser energy, or other energy source, the wavelength can be adjusted to an infrared (IR) absorption peak of water, or an adjuvant dye can be used to serve as a photosensitizer. In such a case, treatment would then consist of drinking, or topically applying, the adjuvant, waiting a few minutes for the adjuvant to permeate the surface tissue, and then administering the laser light or other energy source 16 to the target tissue 18 for a few seconds, such as via optical fibers in an endoscope 14, as illustrated in FIG. 29. To provide comfort of the patient, the endoscope 14 could be inserted after application of a topical anesthetic. If necessary, the procedure could be repeated periodically, such as in a day or so.

[Para 147] The treatment would stimulate the activation or production of heat shock proteins and facilitate protein repair without damaging the cells and tissues being treated. As discussed above, certain heat shock proteins have been found to play an important role in the immune response as well as the well-being of the targeted cells and tissue. The source of energy could be monochromatic laser light, such as 810 nm wavelength laser light, administered in a manner similar to that described in the above-referenced patent applications, but administered through an endoscope or the like, as illustrated in FIG. 29. The adjuvant dye would be selected so as to increase the laser light absorption. While this comprises a particularly preferred method and embodiment of performing the invention, it will be appreciated that other types of energy and delivery means could be used to achieve the same objectives in accordance with the present invention.

[Para 148] With reference now to FIG. 30, a similar situation exists for the flu virus, where the primary target is the epithelium of the upper respiratory tree, in segments that have diameters greater than about 3.3 mm, namely, the upper six generations of the upper respiratory tree. A thin layer of mucus separates the targeted epithelial cells from the airway lumen, and it is in this layer that the antigen-antibody interactions occur that result in inactivation of the virus.

[Para 149] With continuing reference to FIG. 30, the flexible light tube 12 of a bronchoscope 14 is inserted through the individual's mouth 66 through the throat and trachea 68 and into a bronchus 70 of the respiratory tree. There the laser light or other energy source 16 is administered and delivered to the tissue

in this area of the uppermost segments to treat the tissue and area in the same manner described above with respect to FIG. 29. It is contemplated that a wavelength of laser or other energy would be selected so as to match an IR absorption peak of the water resident in the mucous to heat the tissue and stimulate HSP activation or production and facilitate protein repair, with its attendant benefits.

[Para 150] With reference now to FIG. 31, a colonoscope 14 could have flexible optical tube 12 thereof inserted into the anus and rectum 72 and into either the large intestine 74 or small intestine 76 so as to deliver the selected laser light or other energy source 16 to the area and tissue to be treated, as illustrated. This could be used to assist in treating colon cancer as well as other gastrointestinal issues.

[Para 151] Typically, the procedure could be performed similar to a colonoscopy in that the bowel would be cleared of all stool, and the patient would lie on his/her side and the physician would insert the long, thin light tube portion 12 of the colonoscope 14 into the rectum and move it into the area of the colon, large intestine 74 or small intestine 76 to the area to be treated. The physician could view through a monitor the pathway of the inserted flexible member 12 and even view the tissue at the tip of the colonoscope 14 within the intestine, so as to view the area to be treated. Using one of the other fiber optic or light tubes, the tip 78 of the scope would be directed to the tissue to be treated and the source of laser light or other radiation 16 would be delivered through one of the light tubes of the

colonoscope 14 to treat the area of tissue to be treated, as described above, in order to stimulate HSP activation or production in that tissue 18.

[Para 152] With reference now to FIG. 32, another example in which the present invention can be advantageously used is what is frequently referred to as "leaky gut" syndrome, a condition of the gastrointestinal (GI) tract marked by inflammation and other metabolic dysfunction. Since the GI tract is susceptible to metabolic dysfunction similar to the retina, it is anticipated that it will respond well to the treatment of the present invention. This could be done by means of subthreshold, diode micropulse laser (SDM) treatment, as discussed above, or by other energy sources and means as discussed herein and known in the art.

[Para 153] With continuing reference to FIG. 32, the flexible light tube 12 of an endoscope or the like is inserted through the patient's mouth 66 through the throat and trachea area 68 and into the stomach 80, where the tip or end 78 thereof is directed towards the tissue 18 to be treated, and the laser light or other energy source 16 is directed to the tissue 18. It will be appreciated by those skilled in the art that a colonoscope could also be used and inserted through the rectum 72 and into the stomach 80 or any tissue between the stomach and the rectum.

[Para 154] If necessary, a chromophore pigment could be delivered to the GI tissue orally to enable absorption of the radiation. If, for instance, unfocused 810 nm radiation from a laser diode or LED were to be used, the pigment would have an absorption peak at or near 810 nm. Alternatively, the wavelength of

the energy source could be adjusted to a slightly longer wavelength at an absorption peak of water, so that no externally applied chromophore would be required.

[Para 155] It is also contemplated by the present invention that a capsule endoscope 82, such as that illustrated in FIG. 33, could be used to administer the radiation and energy source in accordance with the present invention. Such capsules are relatively small in size, such as approximately one inch in length, so as to be swallowed by the patient. As the capsule or pill 82 is swallowed and enters into the stomach and passes through the GI tract, when at the appropriate location, the capsule or pill 82 could receive power and signals, such as via antenna 84, so as to activate the source of energy 86, such as a laser diode and related circuitry, with an appropriate lens 88 focusing the generated laser light or radiation through a radiation-transparent cover 90 and onto the tissue to be treated. It will be understood that the location of the capsule endoscope 82 could be determined by a variety of means such as external imaging, signal tracking, or even by means of a miniature camera with lights through which the doctor would view images of the GI tract through which the pill or capsule 82 was passing through at the time. The capsule or pill 82 could be supplied with its own power source, such as by virtue of a battery, or could be powered externally via an antenna, such that the laser diode 86 or other energy generating source create the desired wavelength and pulsed energy source to treat the tissue and area to be treated.

[Para 156] As in the treatment of the retina in previous applications, the radiation would be pulsed to take advantage of the micropulse temperature spikes and associated safety, and the power could be adjusted so that the treatment would be completely harmless to the tissue. This could involve adjusting the peak power, pulse times, and repetition rate to give spike temperature rises on the order of 10°C, while maintaining the long term rise in temperature to be less than the FDA mandated limit of 1°C. If the pill form 82 of delivery is used, the device could be powered by a small rechargeable battery or over wireless inductive excitation or the like. The heated/stressed tissue would stimulate activation or production of HSP and facilitate protein repair, and the attendant benefits thereof.

[Para 157] From the foregoing examples, the technique of the present invention is limited to the treatment of conditions at near body surfaces or at internal surfaces easily accessible by means of fiber optics or other optical delivery means. The reason that the application of SDM to activate HSP activity is limited to near surface or optically accessible regions of the body is that the absorption length of IR or visible radiation in the body is very short. However, there are conditions deeper within tissue or the body which could benefit from the present invention. Thus, the present invention contemplates the use of ultrasound and/or radio frequency (RF) and even shorter wavelength electromagnetic (EM) radiation such as microwave which have relatively long absorption lengths in body tissue. The use of pulsed ultrasound is preferable

to RF electromagnetic radiation to activate remedial HSP activity in abnormal tissue that is inaccessible to surface SDM or the like.

[Para 158] For deep tissue that is not near an internal orifice, a light pipe may not be an effective means of delivering the pulsed energy. In that case, pulsed low frequency electromagnetic energy or preferably pulsed ultrasound can be used to cause a series of temperature spikes in the target tissue.

[Para 159] Thus, in accordance with the present invention, a source of pulsed ultrasound or electromagnetic radiation is applied to the target tissue in order to stimulate HSP production or activation and to facilitate protein repair in the living animal tissue. In general, electromagnetic radiation may be ultraviolet waves, microwaves, other radiofrequency waves, laser light at predetermined wavelengths, etc. On the other hand, if electromagnetic energy is to be used for deep tissue targets away from natural orifices, absorption lengths restrict the wavelengths to those of microwaves or radiofrequency waves, depending on the depth of the target tissue. However, ultrasound is to be preferred to long wavelength electromagnetic radiation for deep tissue targets away from natural orifices.

[Para 160] The ultrasound or electromagnetic radiation is pulsed so as to create a thermal time-course in the tissue that stimulates HSP production or activation and facilitates protein repair without causing damage to the cells and tissue being treated. The area and/or volume of the treated tissue is also controlled and minimized so that the temperature spikes are on the order of several degrees, e.g. approximately 10°C, while maintaining the long-term rise

in temperature to be less than the FDA mandated limit, such as 1°C. It has been found that if too large of an area or volume of tissue is treated, the increased temperature of the tissue cannot be diffused sufficiently quickly enough to meet the FDA requirements. However, limiting the area and/or volume of the treated tissue as well as creating a pulsed source of energy accomplishes the goals of the present invention of stimulating HSP activation or production by heating or otherwise stressing the cells and tissue, while allowing the treated cells and tissues to dissipate any excess heat generated to within acceptable limits.

[Para 161] With reference now to FIG. 34, with ultrasound, a specific region deep in the body can be specifically targeted by using one or more beams that are each focused on the target site. The pulsating heating will then be largely only in the targeted region where the beams are focused and overlap. Pulsed ultrasound sources can also be used for abnormalities at or near surfaces as well.

[Para 162] As illustrated in FIG. 34, an ultrasound transducer 92 or the like generates a plurality of ultrasound beams 94 which are coupled to the skin via an acoustic-impedance-matching gel, and penetrate through the skin 96 and through undamaged tissue in front of the focus of the beams 94 to a target organ 98, such as the illustrated liver, and specifically to a target tissue 100 to be treated where the ultrasound beams 94 are focused. As mentioned above, the pulsating heating will then only be at the targeted, focused region 100

where the focused beams 94 overlap. The tissue in front of and behind the focused region 100 will not be heated or affected appreciably.

[Para 163] The present invention contemplates not only the treatment of surface or near surface tissue, such as using the laser light or the like, deep tissue using, for example, focused ultrasound beams or the like, but also treatment of blood diseases, such as sepsis. As indicated above, focused ultrasound treatment could be used both at surface as well as deep body tissue, and could also be applied in this case in treating blood. However, it is also contemplated that the SDM and similar treatment options which are typically limited to surface or near surface treatment of epithelial cells and the like be used in treating blood diseases at areas where the blood is accessible through a relatively thin layer of tissue, such as the earlobe.

[Para 164] With reference now to FIGS. 35 and 36, treatment of blood disorders simply requires the transmission of SDM or other electromagnetic radiation or ultrasound pulses to the earlobe 102, where the SDM or other radiation source of energy could pass through the earlobe tissue and into the blood which passes through the earlobe. It would be appreciated that this approach could also take place at other areas of the body where the blood flow is relatively high and/or near the tissue surface, such as fingertips, inside of the mouth or throat, etc.

[Para 165] With reference again to FIGS. 35 and 36, an earlobe 102 is shown adjacent to a clamp device 104 configured to transmit SDM radiation or the like. This could be, for example, by means of one or more laser diodes 106

which would transmit the desired frequency at the desired pulse and pulse train to the earlobe 102. Power could be provided, for example, by means of a lamp drive 108. Alternatively, the lamp drive 108 could be the actual source of laser light, which would be transmitted through the appropriate optics and electronics to the earlobe 102. The clamp device 104 would merely be used to clamp onto the patient's earlobe and cause that the radiation be constrained to the patient's earlobe 102. This may be by means of mirrors, reflectors, diffusers, etc. This could be controlled by a control computer 110, which would be operated by a keyboard 112 or the like. The system may also include a display and speakers 114, if needed, for example if the procedure were to be performed by an operator at a distance from the patient.

[Para 166] The proposed treatment with a train of electromagnetic or ultrasound pulses has two major advantages over earlier treatments that incorporate a single short or sustained (long) pulse. First, the short (preferably subsecond) individual pulses in the train activate cellular reset mechanisms like HSP activation with larger reaction rate constants than those operating at longer (minute or hour) time scales. Secondly, the repeated pulses in the treatment provide large thermal spikes (on the order of 10,000) that allow the cell's repair system to more rapidly surmount the activation energy barrier that separates a dysfunctional cellular state from the desired functional state. The net result is a "lowered therapeutic threshold" in the sense that a lower applied average power and total applied energy can be used to achieve the desired treatment goal.

[Para 167] Power limitations in current micropulsed diode lasers require fairly long exposure duration. The longer the exposure, the more important the center-spot heat dissipating ability toward the unexposed tissue at the margins of the laser spot. Thus, the micropulsed laser light beam of an 810nm diode laser should have an exposure envelope duration of 500 milliseconds or less, and preferably approximately 300 milliseconds. Of course, if micropulsed diode lasers become more powerful, the exposure duration should be lessened accordingly.

[Para 168] Aside from power limitations, another parameter of the present invention is the duty cycle, or the frequency of the train of micropulses, or the length of the thermal relaxation time between consecutive pulses. It has been found that the use of a 10% duty cycle or higher adjusted to deliver micropulsed laser at similar irradiance at similar MPE levels significantly increase the risk of lethal cell injury. However, duty cycles of less than 10%, and preferably 5% or less demonstrate adequate thermal rise and treatment at the level of the MPE cell to stimulate a biological response, but remain below the level expected to produce lethal cell injury. The lower the duty cycle, however, the exposure envelope duration increases, and in some instances can exceed 500 milliseconds.

[Para 169] Each micropulse lasts a fraction of a millisecond, typically between 50 microseconds to 100 microseconds in duration. Thus, for the exposure envelope duration of 300–500 milliseconds, and at a duty cycle of less than 5%, there is a significant amount of wasted time between micropulses to allow the

thermal relaxation time between consecutive pulses. Typically, a delay of between 1 and 3 milliseconds, and preferably approximately 2 milliseconds, of thermal relaxation time is needed between consecutive pulses. For adequate treatment, the cells are typically exposed or hit between 50–200 times, and preferably between 75–150 at each location, and with the 1–3 milliseconds of relaxation or interval time, the total time in accordance with the embodiments described above to treat a given area which is being exposed to the laser spots is usually less than one second, such as between 100 milliseconds and 600 milliseconds on average. The thermal relaxation time is required so as not to overheat the cells within that location or spot and so as to prevent the cells from being damaged or destroyed. While time periods of 100–600 milliseconds do not seem long, given the small size of the laser spots and the need to treat a relatively large area of the target tissue, treating the entire target tissue take a significant amount of time, particularly for a patient who is undergoing treatment.

[Para 170] Other pulsed energy sources, including microwave, radio frequency and ultrasound is also preferably pulsed in nature and have duty cycles and/or pulse trains and thus lag time or intervals between micropulse energy applications to the target tissue. Moreover, the target tissue previously treated with the micropulse of the energy must be allowed to dissipate the heat created by the energy application in order not to exceed a predetermined upper temperature level which could permanently damage or even destroy the cells of the target tissue. Typically, the area or volume of target tissue to be treated is

much larger than the area or volume of target tissue which is treated at any given moment by the energy sources, even if multiple beams of energy are created and applied to the target tissue.

[Para 171] Accordingly, the present invention may utilize the interval between consecutive applications to the same location to apply energy to a second treatment area, or additional areas, of the target tissue that is spaced apart from the first treatment area. The pulsed energy is returned to the first treatment location, or previous treatment locations, within the predetermined interval of time so as to provide sufficient thermal relaxation time between consecutive pulses, yet also sufficiently treat the cells in those locations or areas properly by sufficiently increasing the temperature of those cells over time by repeatedly applying the energy to that location in order to achieve the desired therapeutic benefits of the invention.

[Para 172] It is important to return to a previously treated location within a predetermined amount of time to allow the area to cool down sufficiently during that time, but also to treat it within the necessary window of time. In the case of the laser light pulsed energy applications, the laser light is returned to the previously treated location within one to three milliseconds, and preferably approximately two milliseconds, as one cannot wait one or two seconds and then return to a previously treated area that has not yet received the full treatment necessary, as the treatment will not be as effective or perhaps not effective at all. However, during that interval of time, typically approximately 2 milliseconds, at least one other area, and typically multiple

areas, can be treated with a laser light application as the laser light pulses are typically 50 seconds to 100 microseconds in duration. This is referred to herein as microshifting. The number of additional areas which can be treated is limited only by the micopulse duration and the ability to controllably move the light beams from one area to another.

[Para 173] Currently, approximately four additional areas which are sufficiently spaced apart from one another can be treated during the thermal relaxation intervals beginning with a first treatment area when using laser light. Thus, multiple areas can be treated, at least partially, during the 200–500 millisecond exposure envelope for the first area. Thus, in a single interval of time, instead of only 100 simultaneous light spots being applied to a treatment area, approximately 500 light spots can be applied during that interval of time in different treatment areas. This would be the case, for example, for a laser light beam having a wavelength of 810nm. For shorter wavelengths, such as 572nm, even a greater number of individual locations can be exposed to the laser beams to create light spots. Thus, instead of a maximum of approximately 400 simultaneous spots, approximately 2,000 spots could be covered during the interval between micropulse treatments to a given area or location. Typically each location has between 50–200, and more typically between 75–150, light applications applied thereto over the course of the exposure envelope duration (typically 200–500 milliseconds) to achieve the desired treatment. In accordance with an embodiment of the present invention, the laser light would be reapplied to previously treated areas in sequence

during the relaxation time intervals for each area or location. This would occur repeatedly until a predetermined number of laser light applications to each area to be treated have been achieved.

[Para 174] Similarly, the one or more beams of microwave, radiofrequency and/or ultrasound could be applied to second, or additional treatment areas of the target tissue that is spaced apart from the first treatment area, and after a predetermined interval of time returning, if necessary, to the first treatment area of the target tissue to reapply the pulsed energy thereto. The pulsed energy could be reapplied to a previously treated area in sequence during the relaxation time intervals for each area or location until a desired number of applications has been achieved to each treatment area. The treatment areas must be separated by at least a predetermined minimum distance to enable thermal relaxation and dissipation and avoid thermal tissue damage. The pulsed energy parameters including wavelength or frequency, duty cycle and pulse train duration are selected so as to raise the target tissue temperature up to 11°C, such as between approximately 6°–11°C, during application of the pulsed energy source to the target tissue to achieve a therapeutic effect, such as by stimulating HSP production within the cells. However, the cells of the target tissue must be given a period of time to dissipate the heat such that the average temperature rise of the tissue over several minutes is maintained at or below a predetermined level, such as 6°C or less, or even 1°C or less, over several minutes so as not to permanently damage the target tissue.

[Para 175] This is diagrammatically illustrated in FIGS. 37A–37D. FIG. 37A illustrates with solid circles a first area having energy beams, such as laser light beams, applied thereto as a first application. The beams are controllably offset or microshifted to a second exposure area, followed by a third exposure area and a fourth exposure area, as illustrated in FIG. 37B, until the locations in the first exposure area need to be re-treated by having beams applied thereto again within the thermal relaxation time interval. The locations within the first exposure area would then have energy beams reapplied thereto, as illustrated in FIG. 37C. Secondary or subsequent exposures would occur in each exposure area, as illustrated in FIG. 37D by the increasingly shaded dots or circles until the desired number of exposures or hits or applications of energy to the target tissue area has been achieved to therapeutically treat these areas, diagrammatically illustrated by the blackened circles in exposure area 1 in FIG. 37D. When a first or previous exposure area has been completed treated, this enables the system to add an additional exposure area, which process is repeated until the entire area to be treated has been fully treated. It should be understood that the use of solid circles, broken line circles, partially shaded circles, and fully shaded circles are for explanatory purposes only, as in fact the exposure of the energy or laser light in accordance with the present invention is invisible and non-detectable to both the human eye as well as known detection devices and techniques.

[Para 176] Adjacent exposure areas must be separated by at least a predetermined minimum distance to avoid thermal tissue damage. Such

distance is at least 0.5 diameter away from the immediately preceding treated location or area, and more preferably between 1–2 diameters away. Such spacing relates to the actually treated locations in a previous exposure area. It is contemplated by the present invention that a relatively large area may actually include multiple exposure areas therein which are offset in a different manner than that illustrated in FIG. 37. For example, the exposure areas could comprise the thin lines illustrated in FIGS. 25 and 26, which would be repeatedly exposed in sequence until all of the necessary areas were fully exposed and treated. In accordance with the present invention, the time required to treat that area to be treated is significantly reduced, such as by a factor of 4 or 5 times, such that a single treatment session takes much less time for the medical provider and the patient need not be in discomfort for as long of a period of time.

[Para 177] In accordance with this embodiment of the invention of applying one or more treatment beams at once, and moving the treatment beams to a series of new locations, then bringing the beams back to re-treat the same location or area repeatedly has been found to also require less power compared to the methodology of keeping the beams in the same locations or area during the entire exposure envelope duration. With reference to FIGS. 38–40, there is a linear relationship between the pulse length and the power necessary, but there is a logarithmic relationship between the heat generated.

[Para 178] With reference to FIG. 38, a graph is provided wherein the x-axis represents the Log of the average power in watts of a laser and the y-axis

represents the treatment time, in seconds. The lower curve is for panmacular treatment and the upper curve is for panretinal treatment. This would be for a laser light beam having a micropulse time of 50 microseconds, a period of 2 milliseconds of time between pulses, and duration of train on a spot of 300 milliseconds. The areas of each retinal spot are 100 microns, and the laser power for these 100 micron retinal spots is 0.74 watts. The panmacular area is 0.55^2 , requiring 7,000 panmacular spots total, and the panretinal area is 3.30^2 , requiring 42,000 laser spots for full coverage. Each RPE spot requires a minimum energy in order for its reset mechanism to be adequately activated, in accordance with the present invention, namely, 38.85 joules for panmacular and 233.1 joules for panretinal. As would be expected, the shorter the treatment time, the larger the required average power. However, there is an upper limit on the allowable average power, which limits how short the treatment time can be.

[Para 179] As mentioned above, there are not only power constraints with respect to the laser light available and used, but also the amount of power that can be applied to the eye without damaging eye tissue. For example, temperature rise in the lens of the eye is limited, such as between 4°C so as not to overheat and damage the lens, such as causing cataracts. Thus, an average power of 7.52 watts could elevate the lens temperature to approximately 4°C. This limitation in power increases the minimum treatment time.

[Para 180] However, with reference to FIG. 39, the total power per pulse required is less in the microshift case of repeatedly and sequentially moving the

laser spots and returning to prior treated locations, so that the total energy delivered and the total average power during the treatment time is the same. FIGS. 39 and 40 show how the total power depends on treatment time. This is displayed in FIG. 39 for panmacular treatment, and in FIG. 40 for panretinal treatment. The upper, solid line or curve represents the embodiment where there are no microshifts taking advantage of the thermal relaxation time interval, such as described and illustrated in FIG. 24, whereas the lower dashed line represents the situation for such microshifts, as described and illustrated in FIG. 37. FIGS. 39 and 40 show that for a given treatment time, the peak total power is less with microshifts than without microshifts. This means that less power is required for a given treatment time using the microshifting embodiment of the present invention. Alternatively, the allowable peak power can be advantageously used, reducing the overall treatment time.

[Para 181] Thus, in accordance with FIGS. 38–40, a log power of 1.0 (10 watts) would require a total treatment time of 20 seconds using the microshifting embodiment of the present invention, as described herein. It would take more than 2 minutes of time without the microshifts, and instead leaving the micropulsed light beams in the same location or area during the entire treatment envelope duration. There is a minimum treatment time according to the wattage. However, this treatment time with microshifting is much less than without microshifting. As the laser power required is much less with the microshifting, it is possible to increase the power in some instances in order to reduce the treatment time for a given desired retinal treatment area. The

product of the treatment time and the average power is fixed for a given treatment area in order to achieve the therapeutic treatment in accordance with the present invention. This could be implemented, for example, by applying a higher number of therapeutic laser light beams or spots simultaneously at a reduced power. Of course, since the parameters of the laser light are selected to be therapeutically effective yet not destructive or permanently damaging to the cells, no guidance or tracking beams are required, only the treatment beams as all areas can be treated in accordance with the present invention.

[Para 182] Although the present invention is described for use in connection with a micropulsed laser, theoretically a continuous wave laser could potentially be used instead of a micropulsed laser. However, with the continuous wave laser, there is concern of overheating as the laser is moved from location to location in that the laser does not stop and there could be heat leakage and overheating between treatment areas. Thus, while it is theoretically possible to use a continuous wave laser, in practice it is not ideal and the micropulsed laser is preferred.

[Para 183] While the information provided in connection with graphs 38-40 is derived from observations and calculations of laser light beams as the energy source applied to retinal eye tissue, it is believed that applying such pulsed laser light to other tissue will achieve similar results in that moving the treatment beams to a series of new locations, then bringing the beams back to re-treat the same location or area repeatedly will not only save time but also require less power compared to the methodology of keeping the beams in the

same location or area during the entire exposure envelope duration. Similarly, it is believed that such power conservation will also be achieved with other sources of pulsed energy, including microwave, radiofrequency and ultrasound energy sources.

[Para 184] In accordance with the microshifting technique described above, the shifting or steering of the pattern of light beams may be done by use of an optical scanning mechanism, such as that illustrated and described in connection with FIGS. 22 and 23. For situations where the wavelength of the illumination or energy is much less than the distance to the volume to be illuminated or exposed, the steering can be accomplished by using phased arrays. The illumination or energy in this case is said to be the “far field”. Phased arrays can be used for the microwave and ultrasound illumination application or even for the laser light beam source.

[Para 185] Steering for microwave, ultrasound and even for laser energy sources may be done by use of multiple sources which provide an “array”. The basic idea for steering the illumination radiation pattern of an array is constructive (and destructive) interference between the radiation from the individual members of the array of sources. With reference to FIG. 41, to illustrate this, it is only necessary to consider two adjacent members of the array. FIG. 41 depicts the wavefront originating from two adjacent sources.

[Para 186] It is evident that for a wavefront that is depicted at an angle θ with respect to the distance a between the two sources, the amplitude of the wave from the source on the left is proportional to $\exp[i\omega t]$ whereas the amplitude

of the wave from the source on the right is proportional to $\exp[i\omega t - k \sin \theta - \phi]$, where ω is the angular frequency of the radiation, and $k = 2\pi/\lambda$.

[Para 187] For constructive interference, these two waves should be “in phase”, i.e.

$$\phi_{\text{constructive}} = k \sin \theta + 2n\pi \quad [1]$$

[Para 188] For destructive interference, these two waves should be “out of phase”, i.e.

$$\phi_{\text{destructive}} = k \sin \theta + (2n+1)\pi \quad [2]$$

[Para 189] Accordingly, the illumination will be large in the directions θ given by

$$\sin \theta = (1/ka) [\phi_{\text{constructive}} - 2n\pi] \quad [3]$$

[Para 190] In other words, the radiation can be steered to different desired directions θ simply by choosing different delays ϕ .

[Para 191] The delays can be introduced electronically into the circuits for exciting the radiation sources. The means for doing this have also been well discussed in the published literature: analog delay circuits are available as well as digital delay circuits.

[Para 192] Radiation patterns for microwave, ultrasound, and laser sources are quite well-directed. If we estimate the divergence of the radiation beam from a source of transverse dimension $2b$ by the Airy disc expression

$$\Theta/2 = 0.6 \lambda / b \quad [4]$$

[Para 193] Then at a target distance D from the source, the half-width w of the illuminated region is roughly

$$w = 0.6 \lambda D/b \quad [5]$$

[Para 194] If we require the separation of the illuminated regions to be $2w$, then the separation of the source s is roughly $3w$:

$$a = 1.8 \lambda D/b \quad [6]$$

[Para 195] This can be a small separation if the source size is chosen to be much larger than the radiation wavelength.

[Para 196] For example, for ultrasound, suppose we have a 5 MHz source with a transverse dimension of 1 cm, and suppose the desired target distance is 10 cm. Then the separation distance is $a \approx 0.5$ cm.

[Para 197] As another example, a commercially available microwave standard gain horn source, operating at 140–220 GHz has transverse dimensions of 13.9mm by 10.8 mm and a depth dimension of 32.2 mm. For 200 GHz, the wavelength is 0.15 cm, and for a target distance of 10 cm, the target width given by the equation [5] is $1.2 \times 0.15 \times 10 / 0.6 = 3$ cm. For the spacing a of the horns, eq. [6] then gives 9 cm.

[Para 198] Next, apply eqs. [4]–[6] to obtain rough estimates for a steerable array of 810 nm laser radiation. Suppose $b = 2 \times 810$ nm, and suppose $D = 1$ mm. Then eqs. [4]–[6] give $\Theta_1/2 = 0.3$, $w = 0.3$ mm, and $a = 0.9$ mm.

[Para 199] For the radiofrequency application, however, the wavelength of the radiofrequency radiation is typically much larger than a human body dimensions. In that case, the treatment volume is said to be in the “near field” of the radiofrequency source. Phased arrays are not useful in near field, and a different method of steering is required.

[Para 200] For radio frequency treatment, the wavelength of the radiation is much larger than body dimensions. Thus, for 3–6 MHz, the wavelengths range from 10,000 cm to 5000 cm. Accordingly, the target region in the body is in the "near field" of the source, i.e. the target distance and dimensions are much less than the wavelength of the RF radiation. This means that the relevant treatment fields are not radiation fields (as they were in the case of microwave, ultrasound, and laser treatments), but are instead induction fields.

[Para 201] The induction field from an RF coil is only large over dimensions comparable to the coil dimension. The induction magnetic fields drop off rapidly as $1/r^3$ for distances larger than this. Accordingly, for a coil at the surface of the body, we can picture the treatment volume as roughly a hemisphere with radius equal to that of the coil.

[Para 202] For coils with radii between 2 and 6 mm, the treatment volumes for these coils are rather close to the surface (distances comparable to the coil dimensions). Larger coils can be used for deeper targets. In keeping with the spacing criteria discussed earlier, the spacing between the coils in a surface array would be chosen to be comparable to the individual coil dimensions.

[Para 203] As mentioned above, the controlled manner of applying energy to the target tissue is intended to raise the temperature of the target tissue to therapeutically treat the target tissue without destroying or permanently damaging the target tissue. It is believed that such heating activates HSPs and that the thermally activated HSPs work to reset the diseased tissue to a healthy condition, such as by removing and/or repairing damaged proteins. It is

believed by the inventors that maximizing such HSP activation improves the therapeutic effect on the targeted tissue. As such, understanding the behavior and activation of HSPs and HSP system species, their generation and activation, temperature ranges for activating HSPs and time frames of the HSP activation or generation and deactivation can be utilized to optimize the heat treatment of the biological target tissue.

[Para 204] As mentioned above, the target tissue is heated by the pulsed energy for a short period of time, such as ten seconds or less, and typically less than one second, such as between 100 milliseconds and 600 milliseconds. The time that the energy is actually applied to the target tissue is typically much less than this in order to provide intervals of time for heat relaxation so that the target tissue does not overheat and become damaged or destroyed. For example, as mentioned above, laser light pulses may last on the order of microseconds with several milliseconds of intervals of relaxed time.

[Para 205] Thus, understanding the sub-second behaviors of HSPs can be important to the present invention. The thermal activation of the HSPs in SDM is typically described by an associated Arrhenius integral,

$$\Omega = \int dt A \exp[-E/k_B T(t)] \quad [1]$$

where the integral is over the treatment time and

A is the Arrhenius rate constant for HSP activation

E is the activation energy

T(t) is the temperature of the thin RPE layer, including the laser-induced temperature rise

[Para 206] The laser-induced temperature rise – and therefore the activation Arrhenius integral -- depends on both the treatment parameters (e.g., laser power, duty cycle, total train duration) and on the RPE properties (e.g., absorption coefficients, density of HSPs). It has been found clinically that effective SDM treatment is obtained when the Arrhenius integrals is of the order of unity.

[Para 207] The Arrhenius integral formalism only takes into account a forward reaction, i.e. only the HSP activation reaction): It does not take into account any reverse reactions in which activated HSPs are returned to their inactivated states. For the typical subsecond durations of SDM treatments, this appears to be quite adequate. However, for longer periods of time (e.g. a minute or longer), this formalism is not a good approximation: At these longer times, a whole series of reactions occurs resulting in much smaller effective HSP activation rates. This is the case during the proposed minute or so intervals between SDM applications in the present invention disclosure.

[Para 208] In the published literature, the production and destruction of heat shock proteins (HSPs) in cells over longer durations is usually described by a collection of 9–13 simultaneous mass–balance differential equations that describe the behavior of the various molecular species involved in the life cycle of an HSP molecule. These simultaneous equations are usually solved by computer to show the behavior in time of the HSPs and the other species after the temperature has been suddenly raised.

[Para 209] These equations are all conservation equations based on the reactions of the various molecular species involved in the activity of HSPs. To describe the behavior of the HSPs in the minute or so intervals between repeated applications of SDM, we shall use the equations described in M. Rybinski, Z.Szymanska, S. Lasota, A. Gambin (2013) Modeling the efficacy of hyperthermia treatment. *Journal of the Royal Society Interface* 10, No. 88, 20130527 (Rybinski et al (2013)). The species considered in Rybinski et al (2013) are shown in Table 1.

[Para 210] Table 1. HSP system species in Rybinski et al (2013) description:

HSP	ubiquitous heat shock protein of molecular weight 70 Da (in free, activated state)
HSF	heat shock (transcription) factor that has no DNA binding capability
HSF ₃	(trimer) heat shock factor capable of binding to DNA, formed from HSF
HSE	heat shock element, a DNA site that initiates transcription of HSP when bound to HSF ₃
mRNA	messenger RNA molecule for producing HSP
S	substrate for HSP binding: a damaged protein
P	properly folded protein
HSP.HSF	a complex of HSP bound to HSF (unactivated HSPs)
HSF ₃ .HSE	a complex of HSF ₃ bound to HSE, that induces transcription and the creation of a new HSP mRNA molecule

HSP.S a complex of HSP attached to damaged protein (HSP actively repairing the protein)

[Para 211] The coupled simultaneous mass conservation equations for these 10 species are summarized below as eqs. [2]–[11]:

$$\begin{aligned} \frac{d[HSP]}{dt} = & (I_1 + k_{10})[HSPS] + I_2[HSPHSF] + k_4[mRNA] \\ & - k_1[S][HSP] - k_2[HSP][HSF] - I_3[HSP][HSF_3] - k_9[HSP] \end{aligned} \quad [2]$$

$$\begin{aligned} \frac{d[HSF]}{dt} = & I_2[HSPHSF] + 2I_3[HSP][HSF_3] + k_6[HSPHSF][S] \\ & - k_2[HSP][HSF] - 3k_3[HSF]^3 - I_6[HSPS][HSF] \end{aligned} \quad [3]$$

$$\begin{aligned} \frac{d[S]}{dt} = & k_{11}\{[P] + I_1[HSPS] + I_6[SPS][HSF] - k_1[S][HSP] - k_6[HSPHSF][S] \end{aligned} \quad [4]$$

$$\begin{aligned} \frac{d[HSPHSF]}{dt} = & k_2[HSP][HSF] + I_6[HSPS][HSF] + I_3[HSP][HSF_3] \\ & - I_2[HSPHSF] - k_6[HSPHSF][S] \end{aligned} \quad [5]$$

$$\begin{aligned} \frac{d[HSPS]}{dt} = & k_1[S][HSP] + k_6[HSPHSF][S] - (I_1 + k_{10})[HSPS] - I_6[HSPS][HSF] \end{aligned} \quad [6]$$

$$\frac{d[HSF_3]}{dt} = k_3[HSF]^3 + I_7[HSF_3][HSE] - I_3[HSP][HSF_3] - k_7[HSF_3][HSE] \quad [7]$$

$$\frac{d[HSE]}{dt} = I_7[HSF_3][HSE] - k_7[HSF_3][HSE] \quad [8]$$

$$\frac{d[HSF_3HSE]}{dt} = k_7[HSF_3][HSE] - I_7[HSF_3][HSE] \quad [9]$$

$$\frac{d[mRNA]}{dt} = k_8[HSF_3HSE] - k_5[mRNA] \quad [10]$$

$$\frac{d[P]}{dt} = k_{10}[HSPS] - k_{11}[P] \quad [11]$$

[Para 212] In these expressions, [] denotes the cellular concentration of the quantity inside the bracket. For Rybinski et al (2013), the initial concentrations at the equilibrium temperature of 310K are given in Table 2.0

[Para 213] **Table 2.** Initial values of species at 310K for a typical cell in arbitrary units [Rybinski et al (2013)] . The arbitrary units are chosen by Rybinski et al for computational convenience: to make the quantities of interest in the range of 0.01–10.

[HSP(0)]	0.308649
[HSF(0)]	0.150836
[S(0)]	0.113457
[HSPHSF(0)]	2.58799
[HSPS(0)]	1.12631
[HSF ₃ (0)]	0.0444747
[HSE(0)]	0.957419
[HSF ₃ HSE(0)]	0.0425809
[mRNA(0)]	0.114641
[P(0)]	8.76023

[Para 214] The Rybinski et al (2013) rate constants are shown in Table 3.

[Para 215] **Table 3.** Rybinski et al (2013) rate constants giving rates in min⁻¹ for the arbitrary concentration units of the previous table.

$$I_1 = 0.0175$$

$$k_1 = 1.47$$

$$I_2 = 0.0175$$

$$k_2 = 1.47$$

$$I_3 = 0.020125$$

$$k_3 = 0.0805$$

$$k_4 = 0.1225$$

$$k_5 = 0.0455$$

$$k_6 = 0.0805$$

$$I_6 = 0.00126$$

$$k_7 = 0.1225$$

$$I_7 = 0.1225$$

$$k_8 = 0.1225$$

$$k_9 = 0.0455$$

$$k_{10} = 0.049$$

$$k_{11} = 0.00563271$$

[Para 216] The initial concentration values of Table 2 and the rate constants of Table 3 were determined by Rybinski et al (2013) to correspond to experimental data on overall HSP system behavior when the temperature was increased on the order of 5°C for several (e.g. 350) minutes.

[Para 217] Note that the initial concentration of HSPs is $100 \times 0.308649/(8.76023+0.113457+1.12631) \times 10^{-6} = 3.09\%$ of the total number of proteins present in the cell.

[Para 218] Although the rate constants of Table 3 are used by Rybinski et al for $T = 310+5+315\text{K}$, it is likely that very similar rate constants exist at other temperatures. In this connection, the qualitative behavior of the simulations is similar for a large range of parameters. For convenience, we shall assume that the values of the rate constants in Table 3 are a good approximation for the values at the equilibrium temperature of $T = 310\text{K}$.

[Para 219] The behavior of the different components in the Rybinski et al cell is displayed in FIG. 42 for 350 minutes for the situation where the temperature is suddenly increased 5K at t=0 from an ambient 310K.

[Para 220] With continuing reference to FIG. 42, the behavior of HSP cellular system components during 350 minutes following a sudden increase in temperature from 37°C to 42°C is shown.

[Para 221] Here, the concentrations of the components are presented in computationally convenient arbitrary units. S denotes denatured or damaged proteins that are as yet unaffected by HSPs; HSP denotes free (activated) heat shock proteins; HSP:S denotes activated HSPs that are attached to the damaged proteins and performing repair; HSP:HSF denotes (inactive) HSPs that are attached to heat shock factor monomers; HSF denotes a monomer of heat shock factor; HSF₃ denotes a trimer of heat shock factor that can penetrate the nuclear membrane to interact with a heat shock element on the DNA molecule; HSE:HSF₃ denotes a trimer of heat shock factor attached to a heat shock element on the DNA molecule that initiates transcription of a new mRNA molecule; mRNA denotes the messenger RNA molecule that results from the HSE:HSF₃, and that leads to the production of a new (activated) HSP molecule in the cell's cytoplasm.

[Para 222] FIGURE 42 shows that initially the concentration of activated HSPs is the result of release of HSPs sequestered in the molecules HSPHSF in the cytoplasm, with the creation of new HSPs from the cell nucleus via mRNA not occurring until 60 minutes after the temperature rise occurs. FIG. 42 also

shows that the activated HSPs are very rapidly attached to damaged proteins to begin their repair work. For the cell depicted, the sudden rise in temperature also results in a temporary rise in damaged protein concentration, with the peak in the damaged protein concentration occurring about 30 minutes after the temperature increase.

[Para 223] FIGURE 42 shows what the Rybinski et al equations predict for the variation of the 10 different species over a period of 350 minutes. However, the present invention is concerned with SDM application is on the variation of the species over the much shorter O(minute) interval between two applications of SDM at any single retinal locus. It will be understood that the preferred embodiment of SDM in the form of laser light treatment is analyzed and described, but it is applicable to other sources of energy as well.

[Para 224] With reference now to FIGS. 43A–43H, the behavior of HSP cellular system components during the first minute following a sudden increase in temperature from 37°C to 42°C using the Rybinski et al. (2013) equations with the initial values and rate constants of Tables 2 and 3 are shown. The abscissa denotes time in minutes, and the ordinate shows concentration in the same arbitrary units as in FIG. 43.

[Para 225] FIGURE 43 shows that the nuclear source of HSPs plays virtually no role during a 1 minute period, and that the main source of new HSPs in the cytoplasm arises from the release of sequestered HSPs from the reservoir of HSPHSF molecules. It also shows that a good fraction of the newly activated HSPs attach themselves to damaged proteins to begin the repair process.

[Para 226] The initial concentrations in Table 2 are not the equilibrium values of the species, i.e. they do not give $d[\dots]/dt = 0$, as evidenced by the curves in FIGS. 42 and 43. The equilibrium values that give $d[\dots]/dt = 0$ corresponding to the rate constants of Table 3 are found to be those listed in Table 4.

[Para 227] **Table 4.** Equilibrium values of species in arbitrary units [Rybinski et al (2013)] corresponding to the rate constants of Table 3. The arbitrary units are those chosen by Rybinski et al for computational convenience: to make the quantities of interest in the range 0.01–10.

[HSP(equil)]	0.315343
[HSF(equil)]	0.255145
[S(equil)]	0.542375
[HSPHSF(equil)]	1.982248
[HSPS(equil)]	5.05777
[HSF ₃ (equil)]	0.210688
[HSE(equil)]	0.206488
[HSF ₃ HSE(equil)]	0.643504
[mRNA(equil)]	0.1171274
[P(equil)]	4.39986

[Para 228] Note that the equilibrium concentration of HSPs is 100 x {0.315343/(4.39986+5.05777+0.542375)} = 3.15% of the total number of proteins present in the cell. This is comparable, but less than the anticipated 5% – 10% total number of proteins found by other researchers. However, we

have not attempted to adjust percentage upwards expecting that the general behavior will not be appreciably changed as indicated by other researchers.

[Para 229] The inventors have found that a first treatment to the target tissue may be performed by repeatedly applying the pulsed energy (e.g., SDM) to the target tissue over a period of time so as to controllably raise a temperature of the target tissue to therapeutically treat the target tissue without destroying or permanently damaging the target tissue. A “treatment” comprises the total number of applications of the pulsed energy to the target tissue over a given period of time, such as dozens or even hundreds of light or other energy applications to the target tissue over a short period of time, such as a period of less than ten seconds, and more typically a period of less than one second, such as 100 milliseconds to 600 milliseconds. This “treatment” controllably raises the temperature of the target tissue to activate the heat shock proteins and related components.

[Para 230] What has been found, however, is that if the application of the pulsed energy to the target tissue is halted for an interval of time, such as an interval of time that exceeds the first period of time comprising the “first treatment”, which may comprise several seconds to several minutes, such as three seconds to three minutes or more preferably ten seconds to ninety seconds, and then a second treatment is performed on the target tissue after the interval of time within a single treatment session or office visit, wherein the second treatment also entails repeatedly reapplying the pulsed energy to the target tissue so as to controllably raise the temperature of the target tissue to

therapeutically treat the target tissue without destroying or permanently damaging the target tissue, the amount of activated HSPs and related components in the cells of the target tissue is increased resulting in a more effective overall treatment of the biological tissue. In other words, the first treatment creates a level of heat shock protein activation of the target tissue, and the second treatment increases the level of heat shock protein activation in the target tissue above the level due to the first treatment. Thus, performing multiple treatments to the target tissue of the patient within a single treatment session or office visit enhances the overall treatment of the biological tissue so long as the second or additional treatments are performed after an interval of time which does not exceed several minute but which is of sufficient length so as to allow temperature relaxation so as not to damage or destroy the target tissue.

[Para 231] This technique may be referred to herein as “stair-stepping” in that the levels of activated HSP production increase with the subsequent treatment or treatments within the same office visit treatment session. This “stair-stepping” technique may be described by a combination of the Arrhenius integral approach for subsecond phenomena with the Rybinski et al. (2013) treatment of intervals between repeated subsecond applications of the SDM or other pulsed energy.

[Para 232] For the proposed stair-stepping SDM (repetitive SDM applications) proposed in this invention disclosure, there are some important differences from the situation depicted in Figure 42:

- SDM can be applied prophylactically to a healthy cell, but oftentimes SDM will be applied to a diseased cell. In that case, the initial concentration of damaged proteins $[S(0)]$ can be larger than given in Table 4. We shall not attempt to account for this, assuming that the qualitative behavior will not be changed.
- The duration of a single SDM application is only subseconds, rather than the minutes shown in Figure 42. The Rybinski et al rate constants are much smaller than the Arrhenius constants: the latter give Arrhenius integrals of the order of unity for subsecond durations, whereas the Rybinski et al rate constants are too small to do that. This is an example of the different effective rate constants that exist when the time scales of interest are different: The Rybinski et al rate constants apply to phenomena occurring over minutes, whereas the Arrhenius rate constants apply to subsecond phenomena.

[Para 233] Accordingly, to analyze what happens in the proposed stair-stepping SDM technique for improving the efficacy of SDM, we shall combine the Arrhenius integral treatment appropriate for the subsecond phenomena with the Rybinski et al (2013) treatment appropriate for the phenomena occurring over the order of a minute interval between repeated SDM applications:

- SDM subsecond application described by Arrhenius integral formalism
- Interval of O(minute) between SDM applications described by Rybinski et al (2013) equations

[Para 234] Specifically, we consider two successive applications of SDM, each SDM micropulse train having a subsecond duration.

- For the short subsecond time scale, we assume that the unactivated HSP's that are the source of the activated (free) HSP's are all contained in the HSPHSF molecules in the cytoplasm. Accordingly, the first SDM application is taken to reduce the cytoplasmic reservoir of unactivated HSPs in the initial HSPHSF molecule population from

$$[\text{HSPHSF(equil)}] \text{ to } [\text{HSPHSF(equil)}]\exp[-\Omega] ,$$

- and to increase the initial HSP molecular population from $[\text{HSP(equil)}]$ to $[\text{HSP(equil)}] + [\text{HSPHSF(equil)}](1 - \exp[-\Omega])$
- as well as to increase the initial HSF molecular population from $[\text{HSF(equil)}]$ to $[\text{HSF(equil)}] + [\text{HSPHSF(equil)}](1 - \exp[-\Omega])$
- The equilibrium concentrations of all of the other species will be assumed to remain the same after the first SDM application
- The Rybinski et al equations are then used to calculate what happens to [HSP] and [HSPHSF] in the interval $\lambda t = O(\text{minute})$ between the first SDM application and the second SDM application, with the initial values of HSP, HSF and HSPHSF after the first SDM application taken to be

$$[\text{HSP(SDM1)}] = [\text{HSP(equil)}] + [\text{HSPHSF(equil)}](1 - \exp[-\Omega])$$

$$[\text{HSF(SDM1)}] = [\text{HSF(equil)}] + [\text{HSPHSF(equil)}](1 - \exp[-\Omega])$$

and

$$[\text{HSPHSF(SDM1)}] = [\text{HSPHSF(equil)}]\exp[-\Omega]$$

- For the second application of SDM after the interval λt , the values of [HSP], [HSF] and {HSPHSF} after the SDM will be taken to be

$$[\text{HSP}(\text{SDM2})] = [\text{HSP}(\lambda t)] + [\text{HSPHSF}(\lambda t)](1-\exp[-\Omega])$$

$$[\text{HSF}(\text{SDM2})] = [\text{HSF}(\lambda t)] + [\text{HSPHSF}(\lambda t)](1-\exp[-\Omega])$$

and

$$[\text{HSPHSF}(\text{SDM2})] = [\text{HSPHSF}(\lambda t)]\exp[-\Omega]$$

where $[\text{HSP}(\lambda t)]$, $[\text{HSF}(\lambda t)]$, and $[\text{HSPHSF}(\lambda t)]$ are the values determined from the Rybinski et al (2013) equations at the time λt .

- Our present interest is in comparing $[\text{HSP}(\text{SDM2})]$ with $[\text{HSP}(\text{SDM1})]$, to see if the repeated application of SDM at an interval λt following the first application of SDM has resulted in more activated (free) HSP's in the cytoplasm. The ratio $\beta(\lambda t, \Omega) = [\text{HSP}(\text{SDM2})]/[\text{HSP}(\text{SDM1})]$

$$= \{[[\text{HSP}(\lambda t)] + [\text{HSPHSF}(\lambda t)](1-\exp[-\Omega])\}/\{ [\text{HSP}(0)] + [\text{HSPHSF}(0)](1-\exp[-\Omega])\}$$

provides a direct measure of the improvement in the degree of HSP activation for a repeated application of SDM after an interval λt from the first SDM application.

[Para 235] The HSP and HSPHSF concentrations can vary quite a bit in the interval λt between SDM applications.

[Para 236] FIGURES 44A and 44B illustrate the variation in the activated concentrations [HSP] and the unactivated HSP in the cytoplasmic reservoir [HSPHSF] during an interval $\lambda t = 1$ minute between SDM applications when the

SDM Arrhenius integral $\Omega = 1$ and the equilibrium concentrations are as given in Table 4.

[Para 237] Although only a single repetition (one-step) is treated here, it is apparent that the procedure could be repeated to provide a multiple stair-stepping events as a means of improving the efficacy of SDM, or other therapeutic method involving activation of tissue HSPs.

[Para 238] Effects of varying the magnitude of the Arrhenius integral Ω and interval λt between two distinct treatments separated by an interval of time are shown by the following examples and results.

[Para 239] Nine examples generated with the procedure described above are presented in the following. All of the examples are of a treatment consisting of two SDM treatments, with the second occurring at a time λt following the first, and they explore:

- The effect of different magnitude Arrhenius integrals Ω in the SDM treatments [Three different Ω 's are considered: $\Omega = 0.2, 0.5$ and 1.0]
- The impact of varying the interval λt between the two SDM treatments [Three different λt 's are considered: $\lambda t = 15$ sec., 30 sec., and 60 sec.]

[Para 240] As indicated above, the activation Arrhenius integral Ω depends on both the treatment parameters (e.g., laser power, duty cycle, total train duration) and on the RPE properties (e.g., absorption coefficients, density of HSPs).

[Para 241] Table 5 below shows the effect of different Ω ($\Omega = 0.2, 0.5, 1$) on the HSP content of a cell when the interval between the two SDM treatments is

$\lambda t = 1$ minute. Here the cell is taken to have the Rybinski et al (2013) equilibrium concentrations for the ten species involved, given in Table 4.

[Para 242] Table 5 shows four HSP concentrations (in the Rybinski et al arbitrary units) each corresponding to four different times:

- Before the first SDM treatment: [HSP(equil)]
- Immediately after the first SDM application: [HSP(SDM1)]
- At the end of the interval λt following the first SDM treatment: [HSP(λt)]
- Immediately after the second SDM treatment at λt : [HSP(SDM2)]
- Also shown is the improvement factor over a single treatment: $\beta = [HSP(SDM2)] / [HSP(SDM1)]$

[Para 243] Table 5. HSP concentrations at the four times just described in the text: Effect of varying the SDM Ω for two SDM applications on a cell when the treatments are separated by $\lambda t = 0.25$ minutes = 15 seconds.

	[HSP(equil)]	[HSP(SDM1)]	[HSP(λt)]	[HSP(SDM2)]	β
$\Omega = 0.2$	0.315	0.67	0.54	0.95	1.27
$\Omega = 0.5$	0.315	1.10	0.77	1.34	1.22
$\Omega = 1.0$	0.315	1.57	0.93	1.71	1.09

[Para 244] Table 6 is the same as Table 5, except that it is for an interval between SDM treatments of $\lambda t = 0.5$ minutes = 30 seconds.

[Para 245] Table 6. HSP concentrations at the four times described in the text: Effect of varying the SDM Ω for two SDM treatments on a cell when the treatments are separated by $\lambda t = 0.5$ minutes = 30 seconds.

[HSP(equil)]	[HSP(SDM1)]	[HSP(λt)]	[HSP(SDM2)]	β
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$\Omega = 0.2$	0.315	0.67	0.44	0.77	1.14
$\Omega = 0.5$	0.315	1.10	0.58	1.18	1.08
$\Omega = 1.0$	0.315	1.57	0.67	1.59	1.01

[Para 246] Table 7 is the same as the Tables 5 and 6, except that the treatments are separated by one minute, or sixty seconds.

[Para 247] Table 7. HSP concentrations at the four times just described in the text: Effect of varying the SDM Ω for two SDM treatments on a normal (healthy) cell when the treatments are separated by $\lambda t = 1$ minute = 60 seconds.

	[HSP(equil)]	[HSP(SDM1)]	[HSP(λt)]	[HSP(SDM2)]	β
$\Omega = 0.2$	0.315	0.67	0.30	0.64	0.95
$\Omega = 0.5$	0.315	1.10	0.37	1.06	0.96
$\Omega = 1.0$	0.315	1.57	0.48	1.51	0.96

[Para 248] Tables 5–7 show that:

- The first treatment of SDM increases [HSP] by a large factor for all three Ω 's, although the increase is larger the larger Ω . Although not displayed explicitly in the tables, the increase in [HSP] comes at the expense of the cytoplasmic reservoir of sequestered (unactivated) HSP's: [HSPHSF(SDM1)] is much smaller than [HSPHSF(equil)]
- [HSP] decreases appreciably in the interval λt between the two SDM treatments, with the decrease being larger the larger λt is. (The decrease in [HSP] is accompanied by an increase in both [HSPHSF] – as shown in Figure 44 and in [HSPS] during the interval λt – indicating a rapid

replenishment of the cytoplasmic reservoir of unactivated HSP's and a rapid attachment of HSP's to the damaged proteins.)

- For λt less than 60 seconds, there is an improvement in the number of activated (free) HSP's in the cytoplasm for two SDM treatments rather than a single treatment.
- The improvement increases as λt becomes smaller.
- For λt becoming as large as 60 seconds, however, the ratio $\beta = [HSP(SDM2)] / [HSP(SDM1)]$ becomes less than unity, indicating no improvement in two SDM treatments compared to a single SDM treatment although this result can vary depending on energy source parameters and tissue type that is treated.
- The improvement for $\lambda t < 60$ seconds is larger the smaller the SDM Arrhenius integral Ω is.

[Para 249] The results for the improvement ratio $\beta = [HSP(SDM2)] / [HSP(SDM1)]$ are summarized in Figure 45, where the improvement ratio $\beta = [HSP(SDM2)] / [HSP(SDM1)]$ vs. interval between SDM treatments λt (in seconds) for three values of the SDM Arrhenius integral Ω , and for the three values of the interval $\lambda t = 15$ sec, 30 sec, and 60 sec. The uppermost curve is for $\Omega = 0.2$; the middle curve is for $\Omega = 0.5$; and the bottom curve is for $\Omega = 1.0$. These results are for the Rybinski et al (2013) rate constants of Table 3 and the equilibrium species concentrations of Table 4..

[Para 250] It should be appreciated that results of Tables 5–7 and FIG. 45 are for the Rybinski et al. (2013) rate constants of Table 3 and the equilibrium

concentrations of Table 4. The actual concentrations and rate constants in a cell may differ from these values, and thus the number results in Tables 5–7 and FIG. 45 should be taken as representative rather than absolute. However, they are not anticipated to be significantly different. Thus, performing multiple intra-sessional treatments on a single target tissue location or area, such as a single retinal locus, with the second and subsequent treatments following the first after an interval anywhere from three seconds to three minutes, and preferably ten seconds to ninety seconds, should increase the activation of HSPs and related components and thus the efficacy of the overall treatment of the target tissue. The resulting “stair-stepping” effect achieves incremental increases in the number of heat shock proteins that are activated, enhancing the therapeutic effect of the treatment. However, if the interval of time between the first and subsequent treatments is too great, then the “stair-stepping” effect is lessened or not achieved.

[Para 251] The technique of the present invention is especially useful when the treatment parameters or tissue characteristics are such that the associated Arrhenius integral for activation is low, and when the interval between repeated applications is small, such as less than ninety seconds, and preferably less than a minute. Accordingly, such multiple treatments must be performed within the same treatment session, such as in a single office visit, where distinct treatments can have a window of interval of time between them so as to achieve the benefits of the technique of the present invention.

[Para 252] Although several embodiments have been described in detail for purposes of illustration, various modifications may be made without departing from the scope and spirit of the invention. Accordingly, the invention is not to be limited, except as by the appended claims.

What is claimed is:

[Claim 1] A process for heat treating biological tissue, comprising the steps of:

treating a target tissue by repeatedly applying a pulsed energy to the target tissue over a first period of time so as to controllably raise a temperature of the target tissue to therapeutically treat the target tissue without destroying or permanently damaging the target tissue and to create a level of heat shock protein activation in the target tissue;

halting the application of the pulsed energy to the target tissue for an interval of time that exceeds the first period of time; and

re-treating the target tissue after the interval of time within a single treatment session by repeatedly reapplying the pulsed energy to the target tissue so as to controllably raise the temperature of the target tissue to therapeutically treat the target tissue without destroying or permanently damaging the target tissue and to increase the level of heat shock protein activation in the target tissue.

[Claim 2] The process of claim 1, wherein the first period of time is less than ten seconds.

[Claim 3] The process of claim 1, wherein the first period of time is less than one second.

[Claim 4] The process of claim 1, wherein the interval of time comprises several seconds to several minutes.

[Claim 5] The process of claim 4, wherein the interval of time comprises 3 seconds to 3 minutes.

[Claim 6] The process of claim 4, wherein the interval of time comprises 10 seconds to 90 seconds.

[Claim 7] The process of claim 1, including the step of selecting energy parameters of the pulsed energy, including wavelength or frequency, duty cycle and pulse train duration so as to raise the target tissue temperature up to eleven degrees Celsius at least during application of the pulsed energy to the target tissue.

[Claim 8] The process of claim 7, wherein the pulsed energy parameters are selected such that the target tissue temperature is raised between six degrees Celsius to eleven degrees Celsius at least during application of the pulsed energy source to the target tissue.

[Claim 9] The process of claim 1, including the step of maintaining the average temperature rise of the target tissue over several minutes to six degrees Celsius or less.

[Claim 10] The process of claim 9, wherein the average temperature rise of the target tissue is maintained at one degree Celsius or less over several minutes.

[Claim 11] The process of claim 1, wherein the target tissue comprises retinal tissue.

[Claim 12] The process of claim 1, wherein the pulsed energy comprises a light beam, a microwave, a radio frequency, or an ultrasound.

[Claim 13] The process of claim 12, wherein the pulsed energy comprises a radio frequency between approximately three to six megahertz, a duty cycle of between approximately 2.5% to 5%, and a pulse train duration of between approximately 0.2 to 0.4 seconds.

[Claim 14] The process of claim 13, wherein the radio frequency is generated with a device having a coil radii of between approximately 2 and 6 mm and between approximately 13 and 57 amp turns.

[Claim 15] The process of claim 12, wherein the pulsed energy comprises a microwave frequency of between approximately 10 to 20 GHz, a pulse train

duration of approximately between 0.2 and 0.6 seconds, and a duty cycle of between approximately 2% to 5%.

[Claim 16] The process of claim 15, wherein the microwave has an average power of between approximately 8 and 52 watts.

[Claim 17] The process of claim 12, wherein the pulsed energy comprises a pulsed light beam having a wavelength of between approximately 530 nm to 1300 nm, a duty cycle of less than 10%, and a pulse train duration between approximately 0.1 and 0.6 seconds.

[Claim 18] The process of claim 17, wherein the pulsed light beam has a wavelength of between 800 nm and 1000 nm and a power of between approximately 0.5 and 74 watts.

[Claim 19] The process of claim 12, wherein the pulsed energy comprises pulsed ultrasound having a frequency of between approximately 1MHz and 5MHz, a train duration of between approximately 0.1 and 0.5 seconds and a duty cycle of between approximately 2% to 10%.

[Claim 20] The process of claim 19, wherein the ultrasound has a power of between approximately 0.46 and 28.6 watts.

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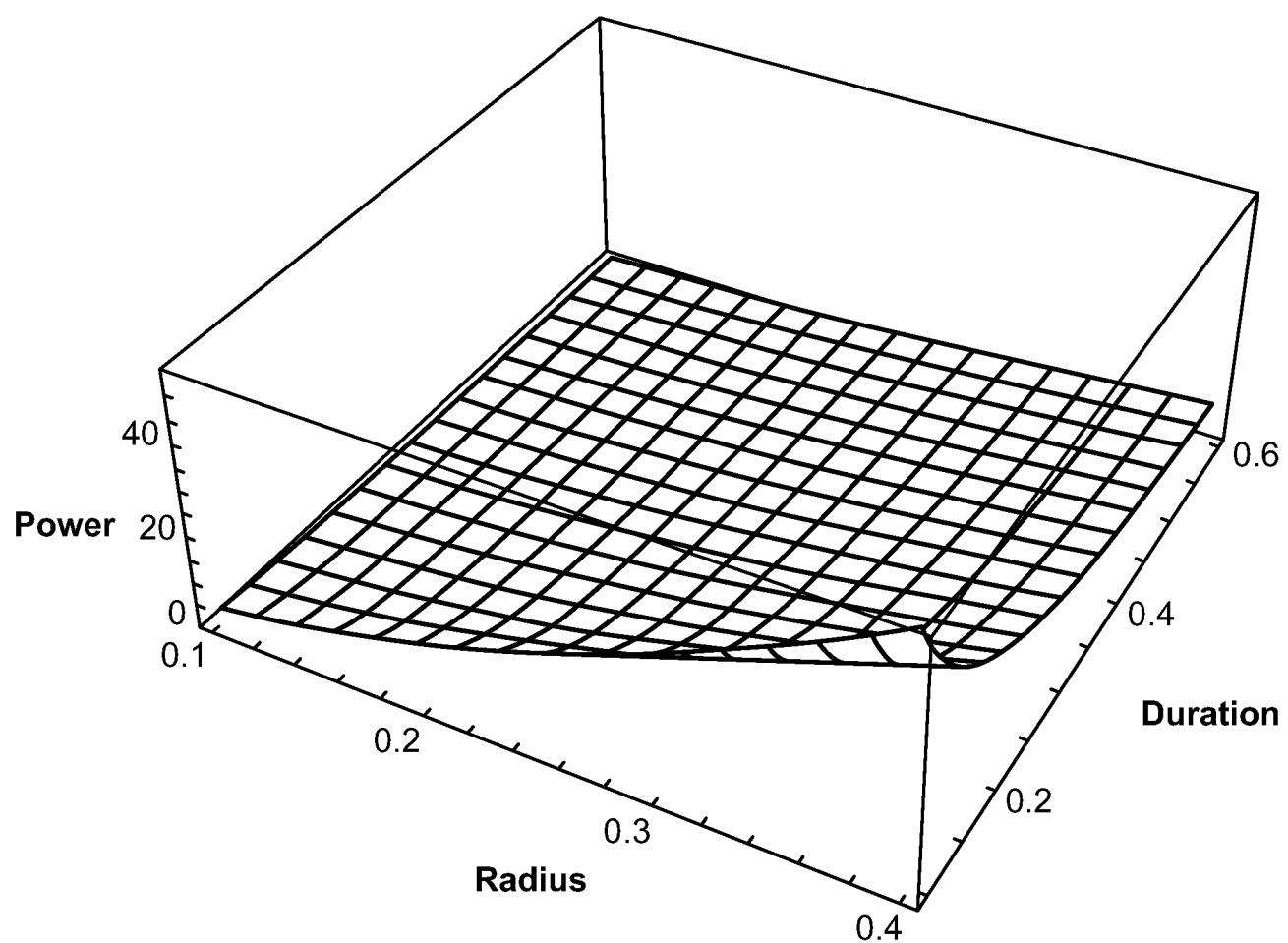


FIG. 1A

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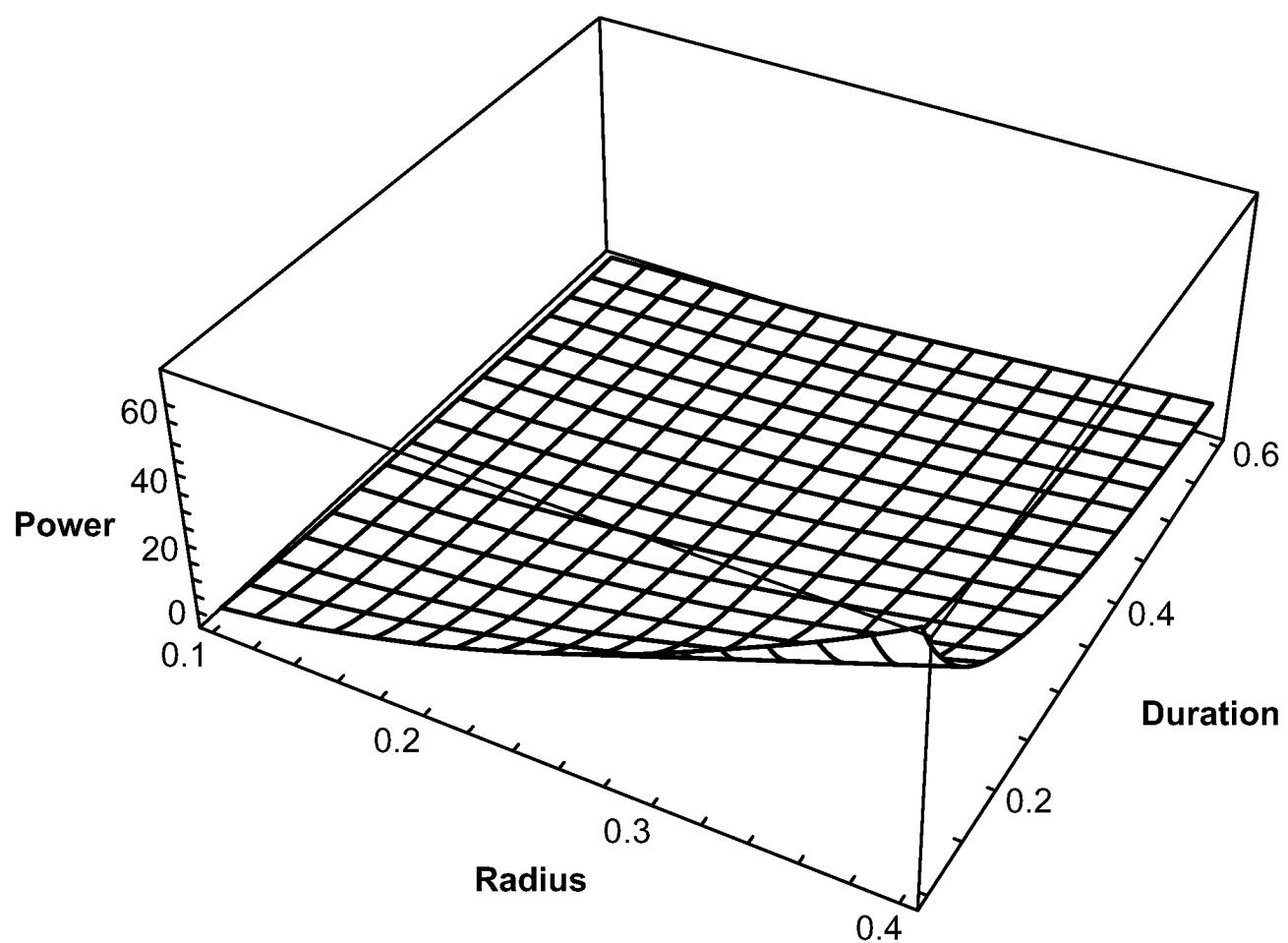


FIG. 1B

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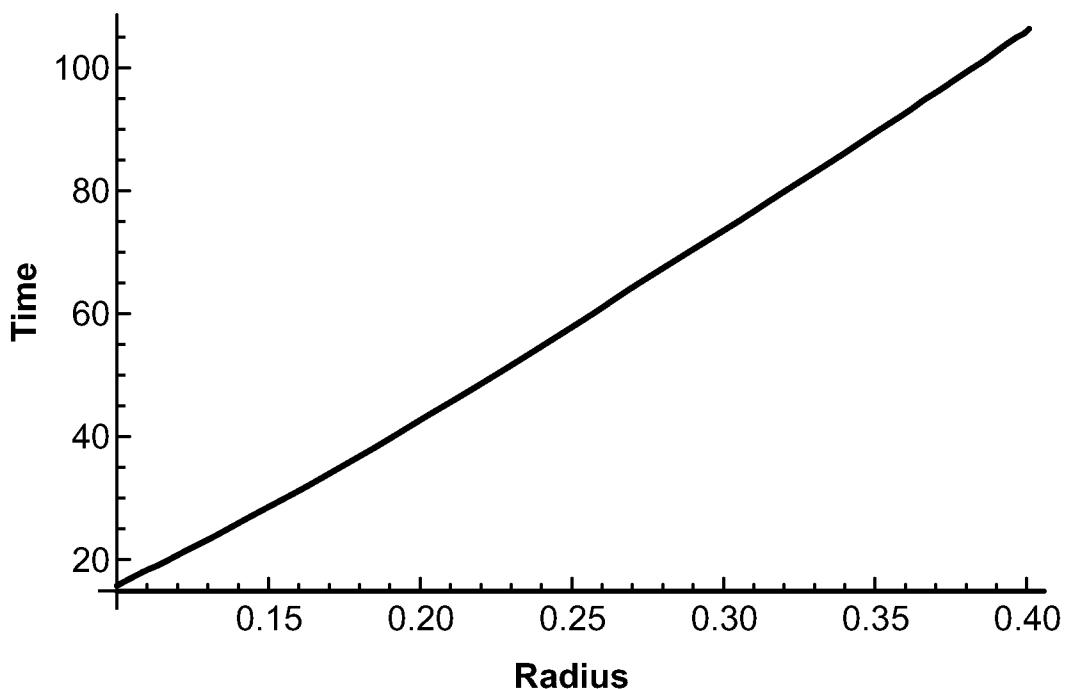


FIG. 2A

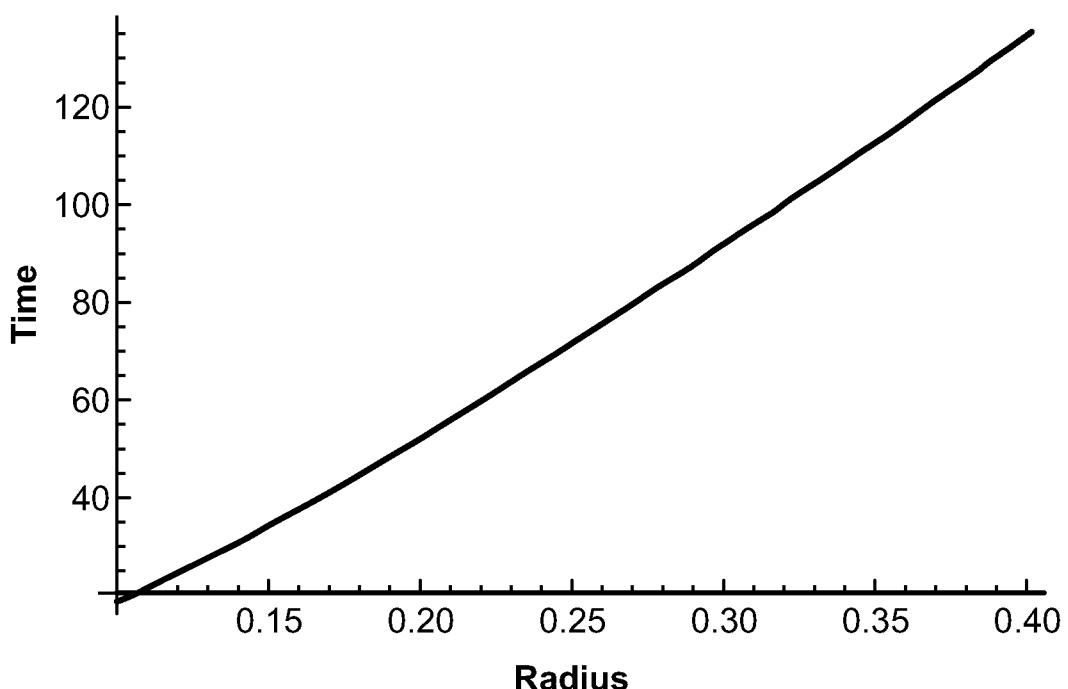


FIG. 2B

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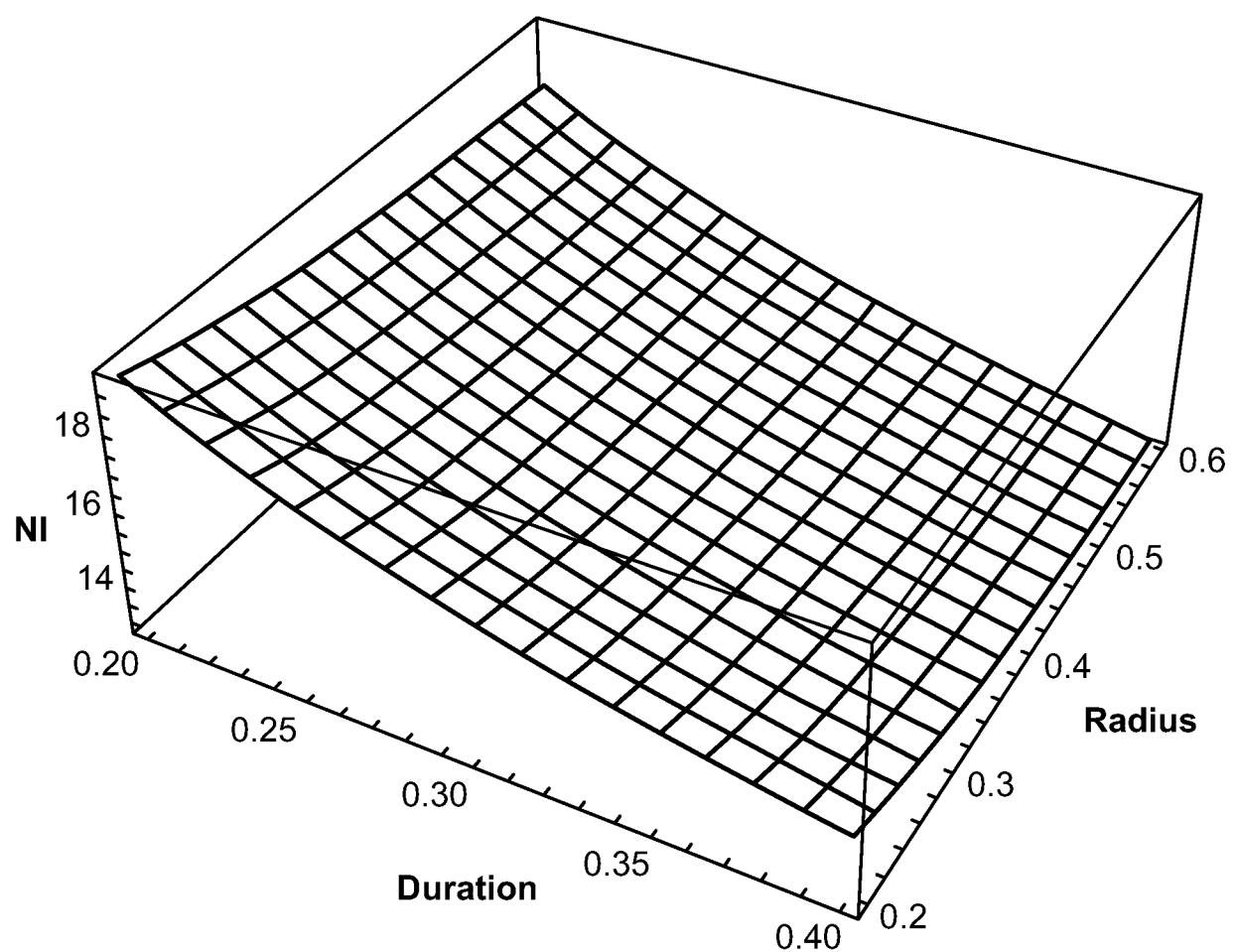


FIG. 3

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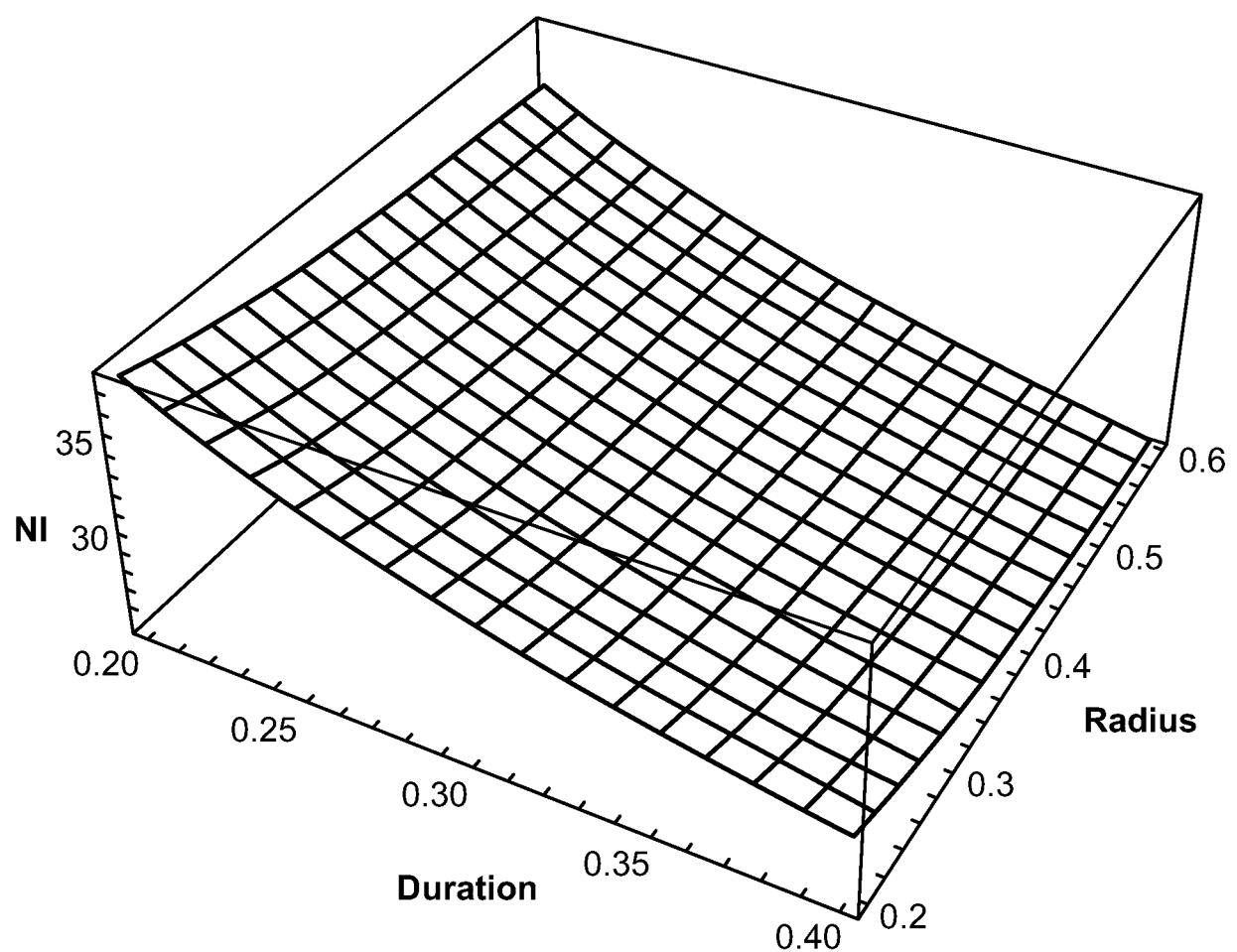


FIG. 4

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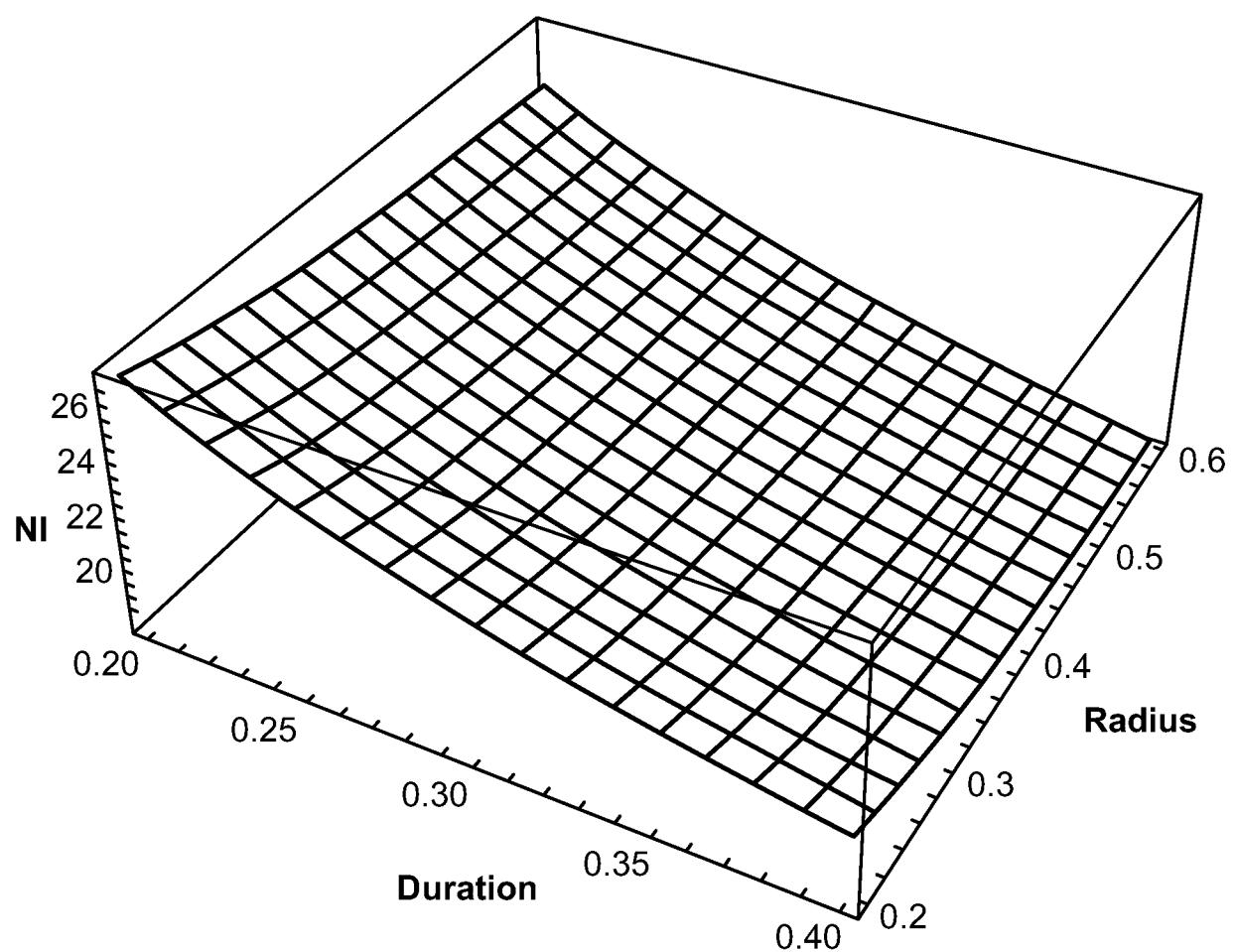


FIG. 5

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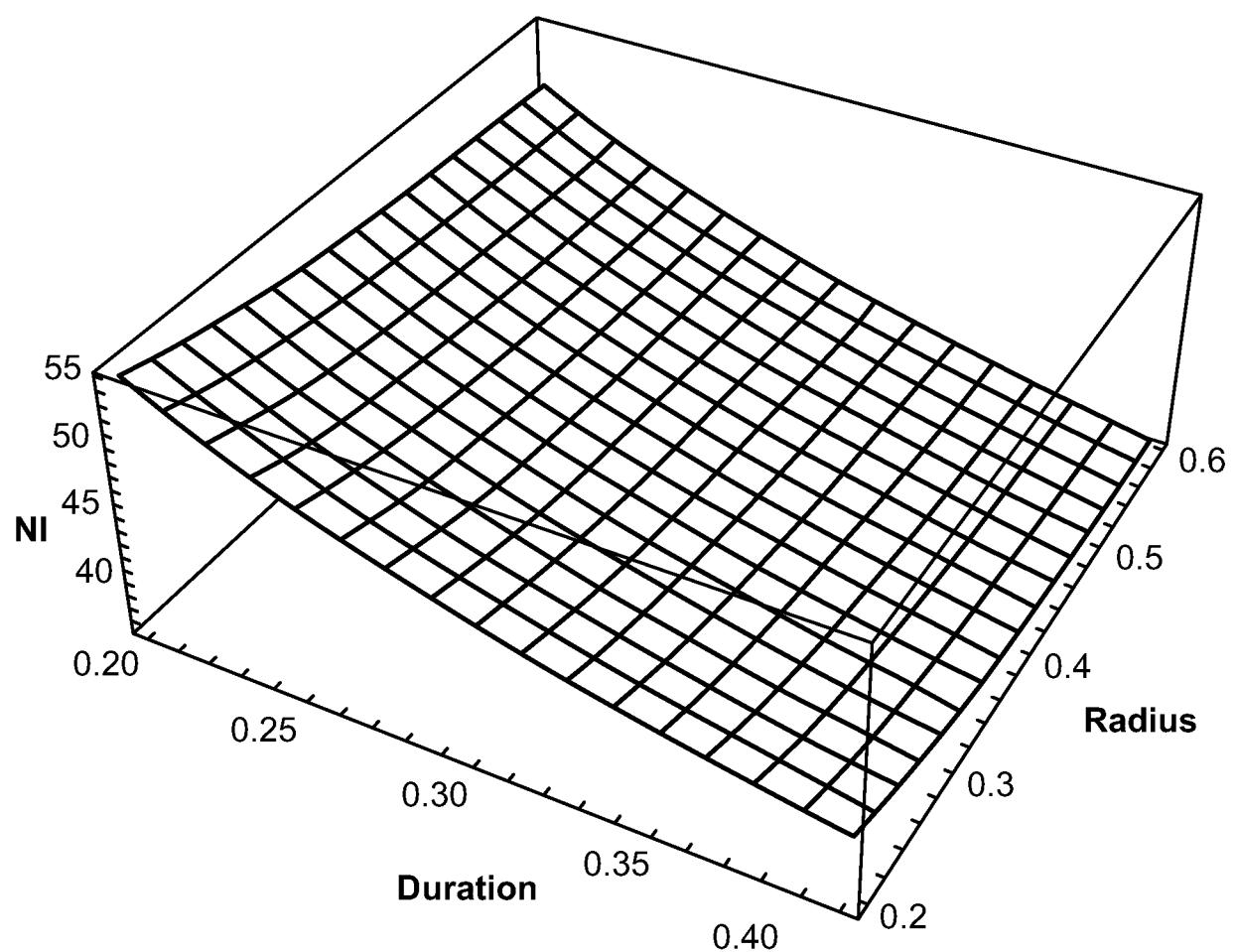


FIG. 6

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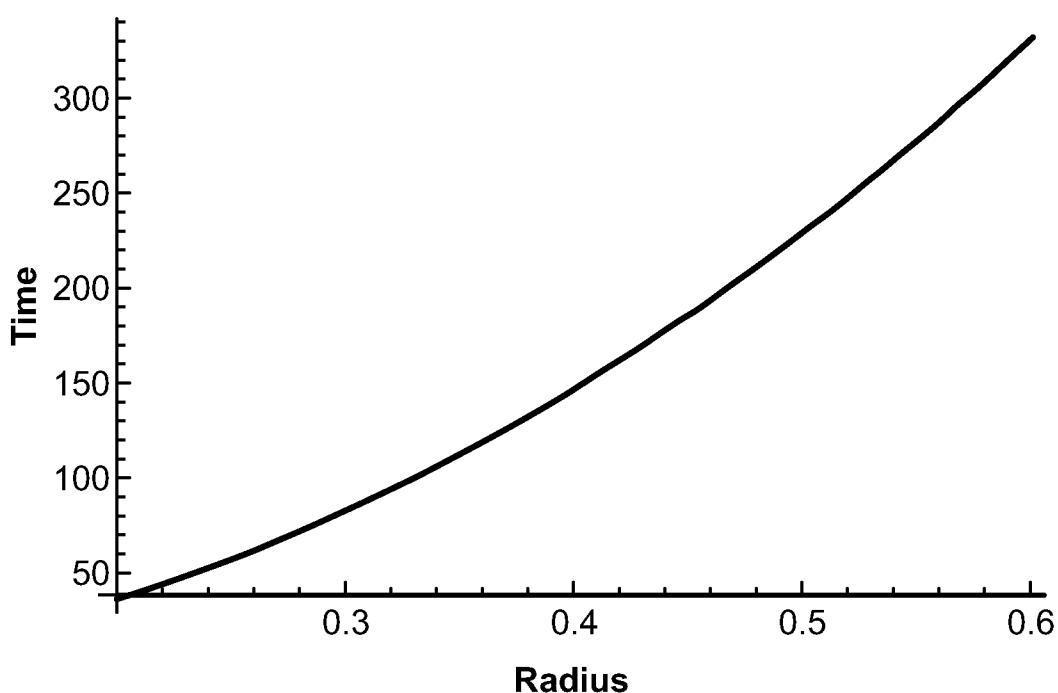


FIG. 7

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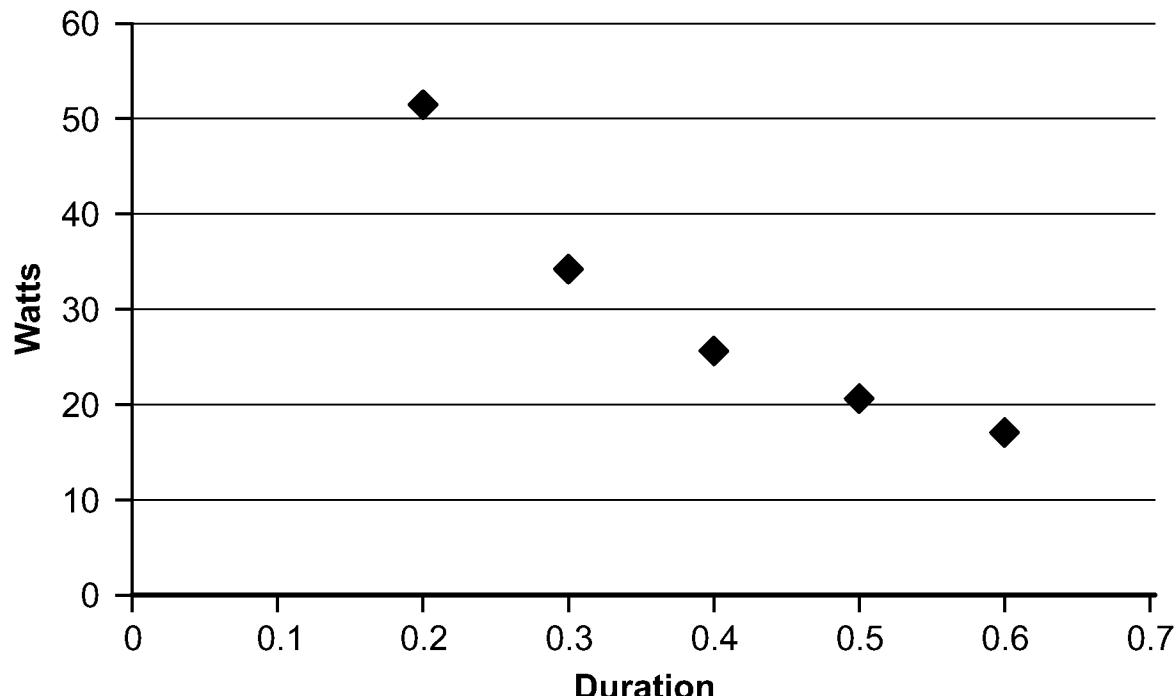


FIG. 8

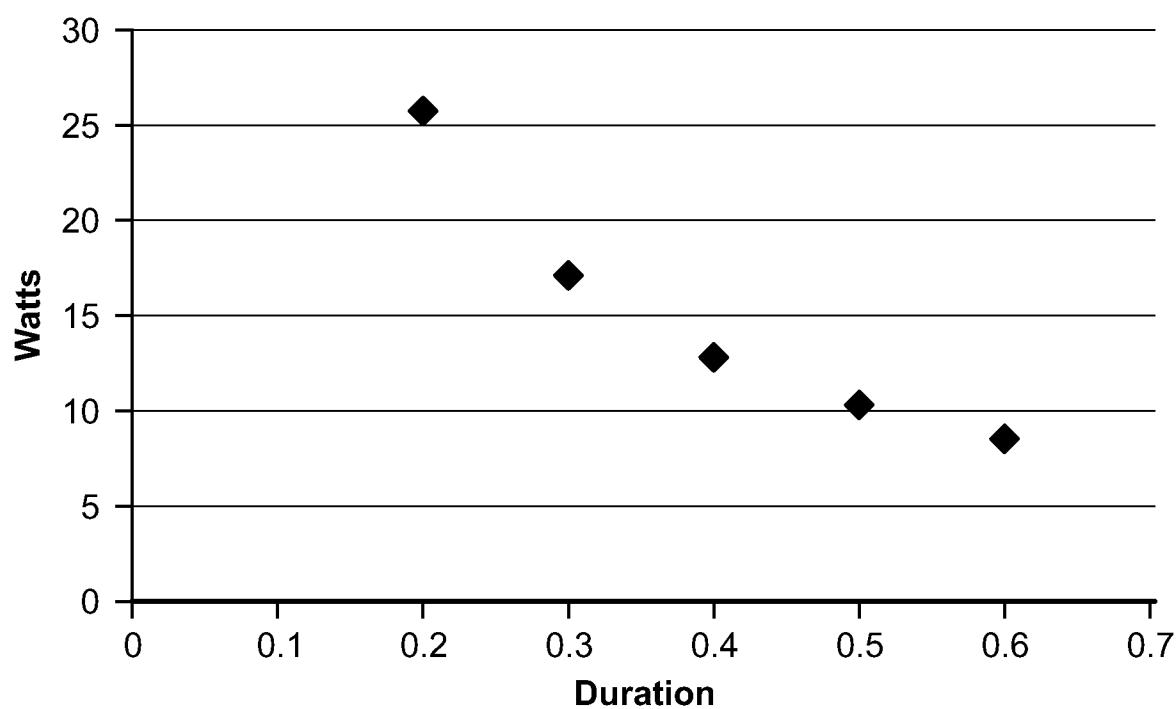


FIG. 9

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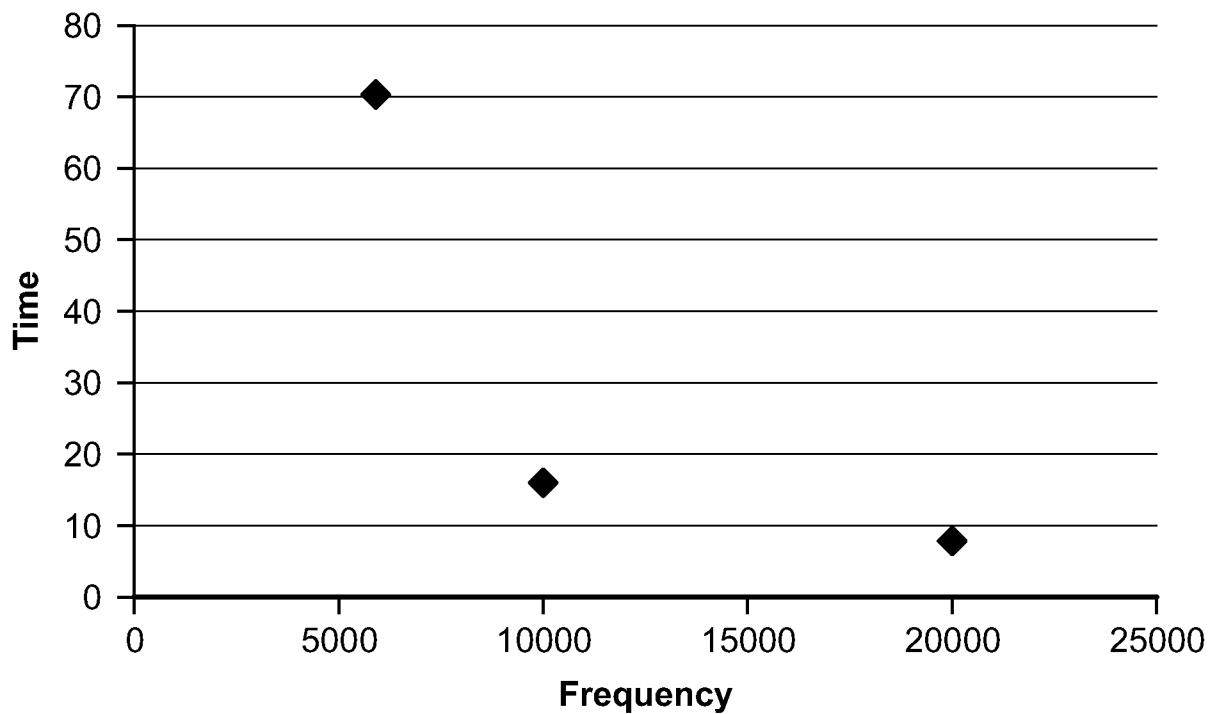


FIG. 10

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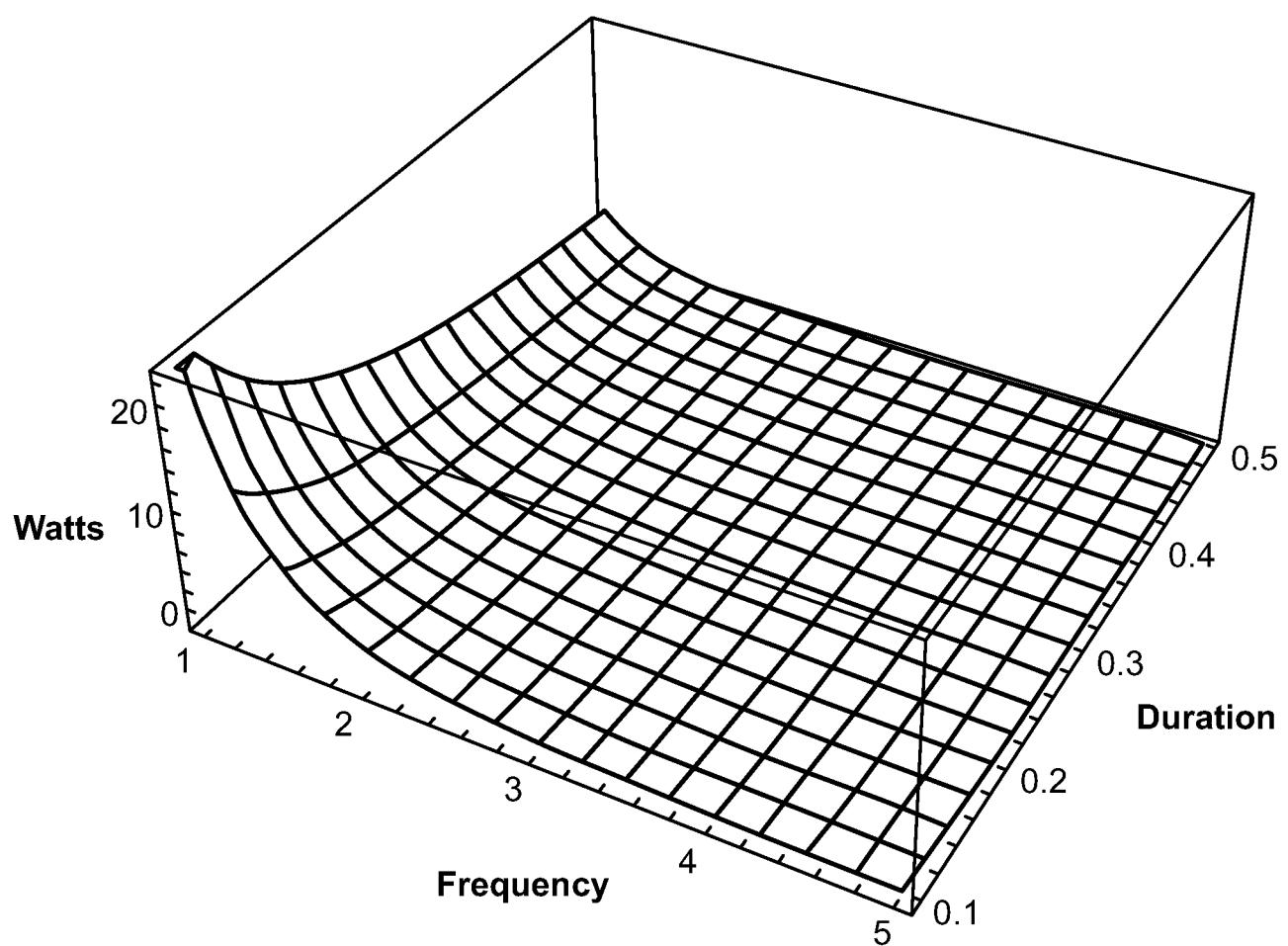


FIG. 11

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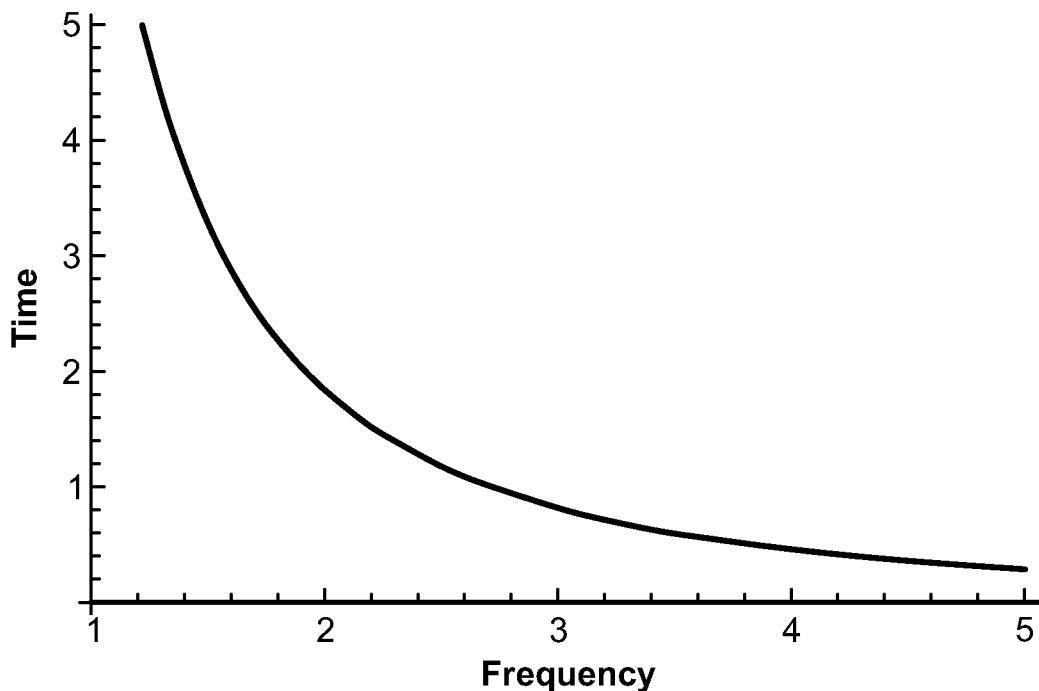


FIG. 12

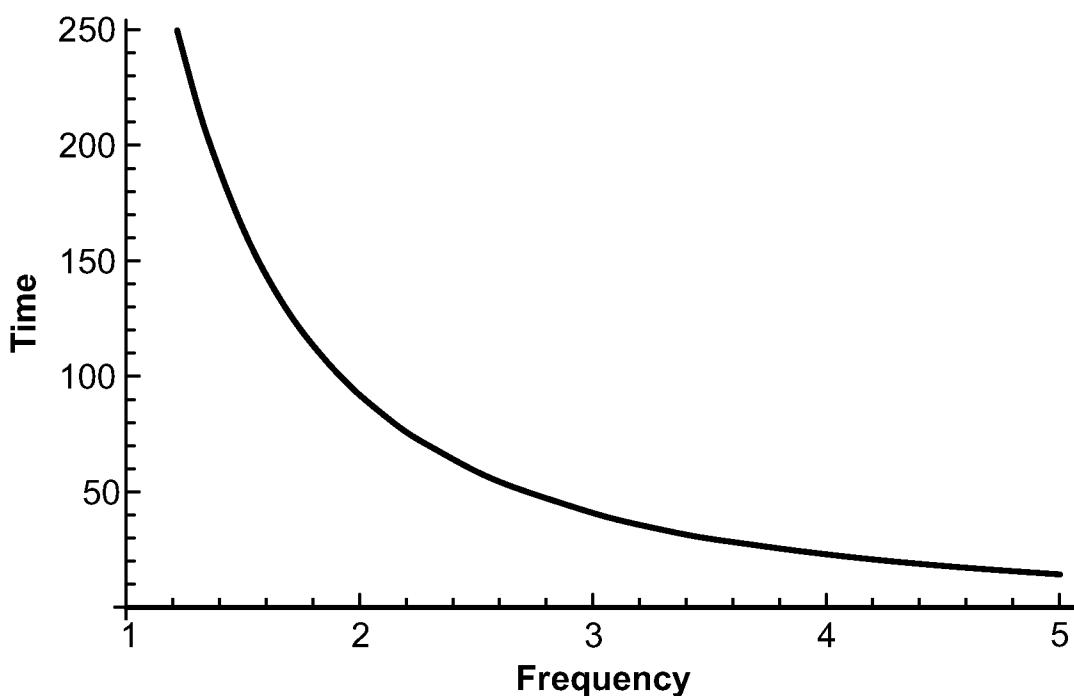


FIG. 13

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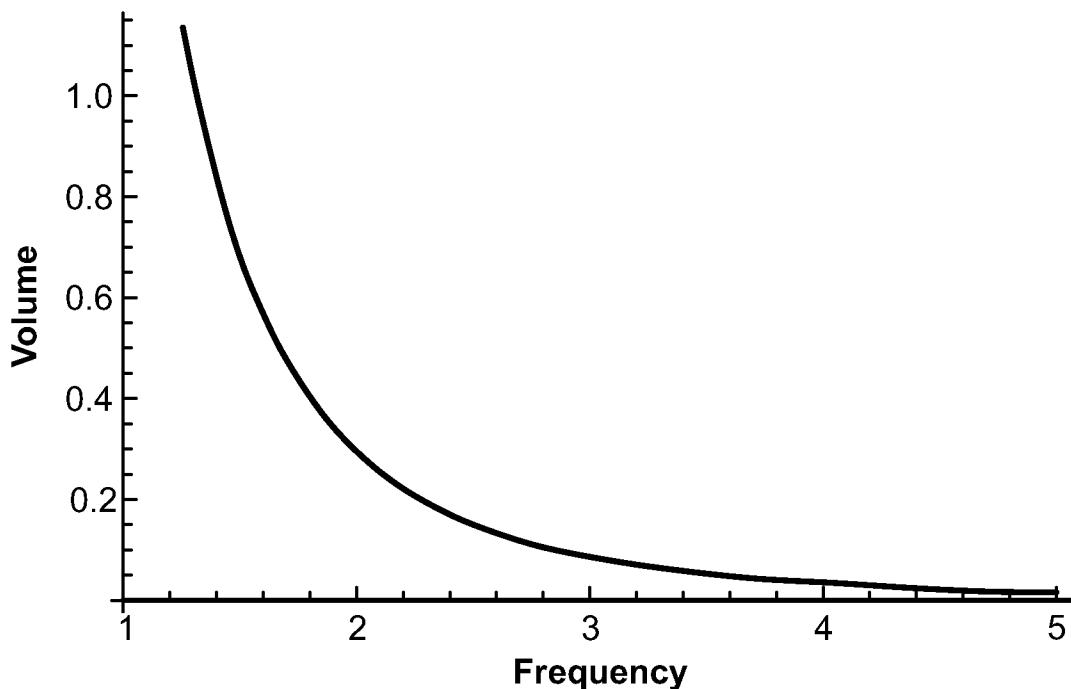


FIG. 14

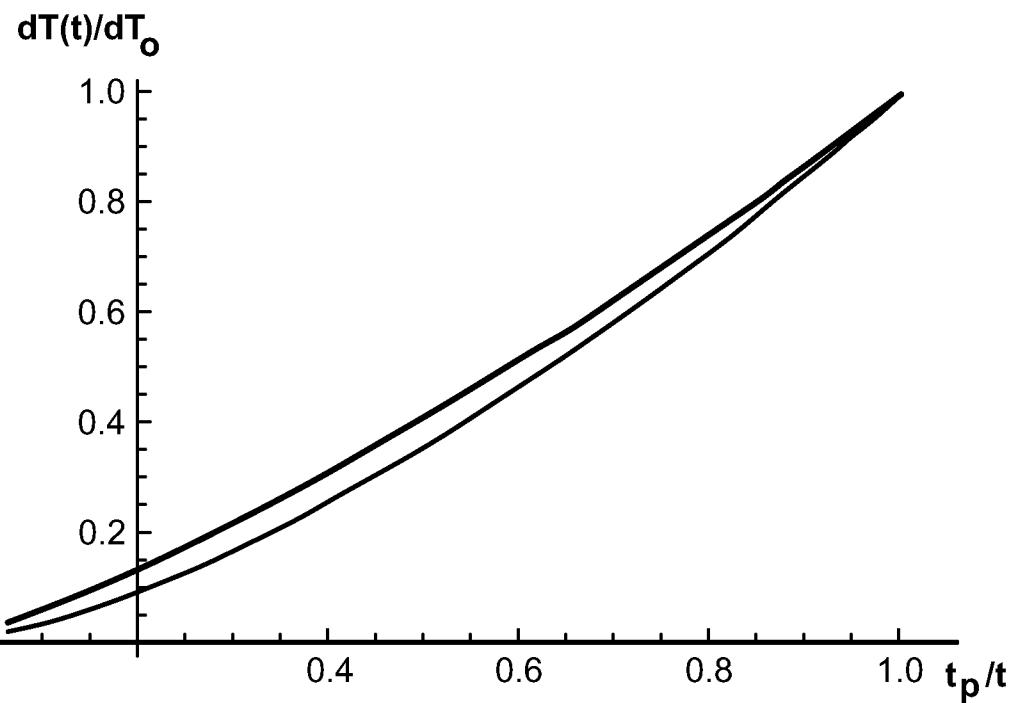


FIG. 15

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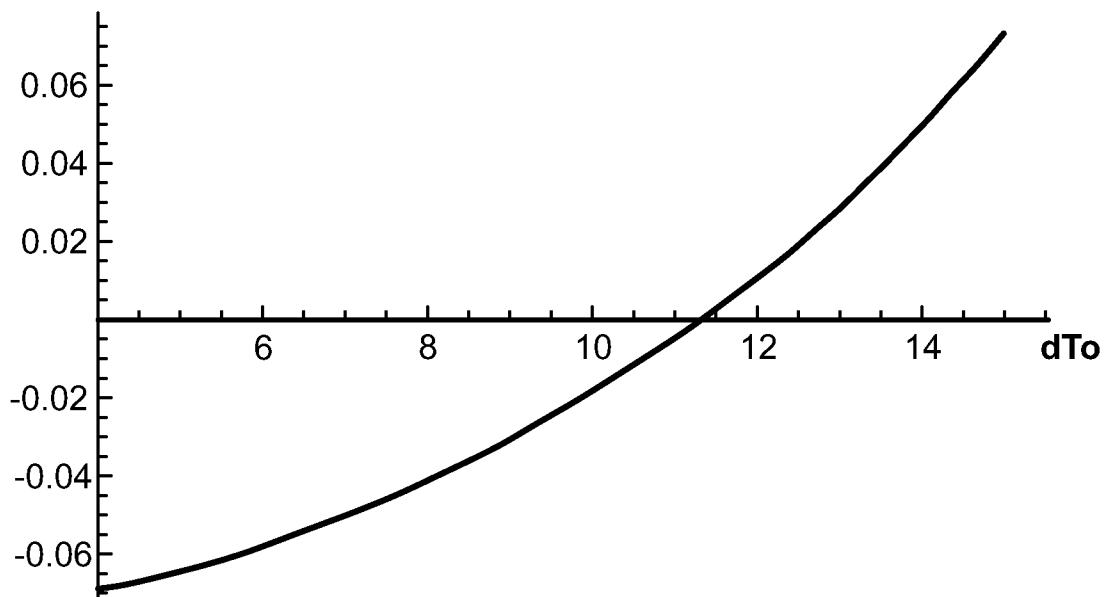
 $\text{Log} [\Omega_{\text{damage}}]$ 

FIG. 16

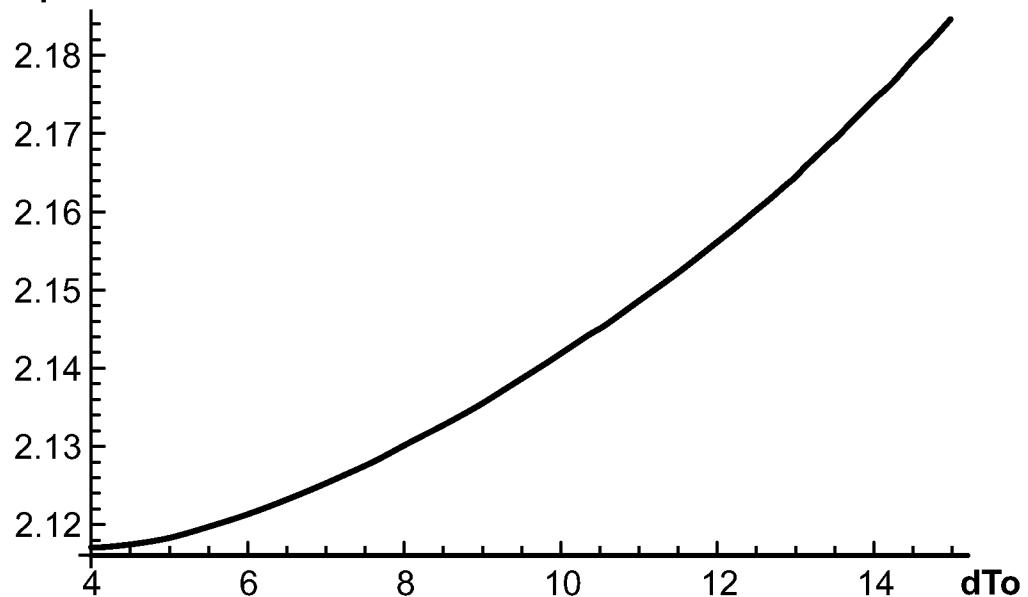
 $\text{Log} [\Omega_{\text{hsp}}]$ 

FIG. 17

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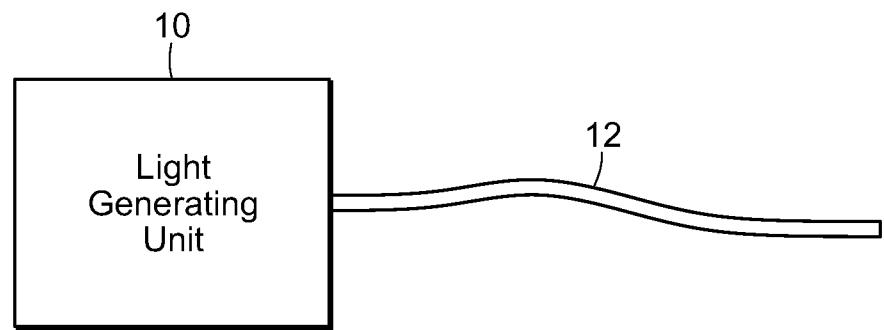


FIG. 18

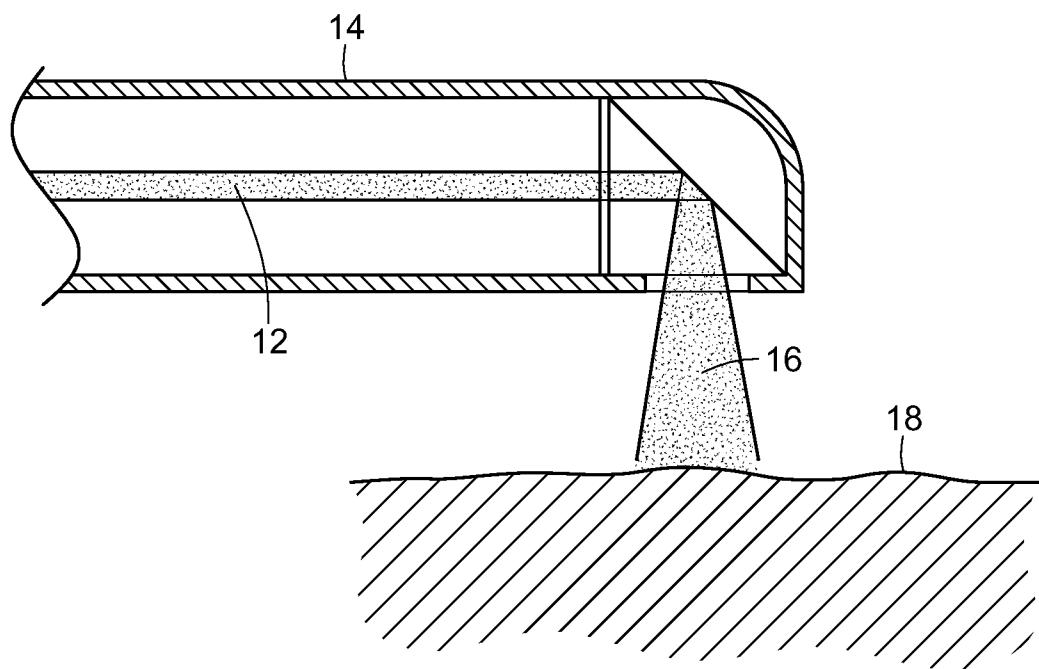


FIG. 19

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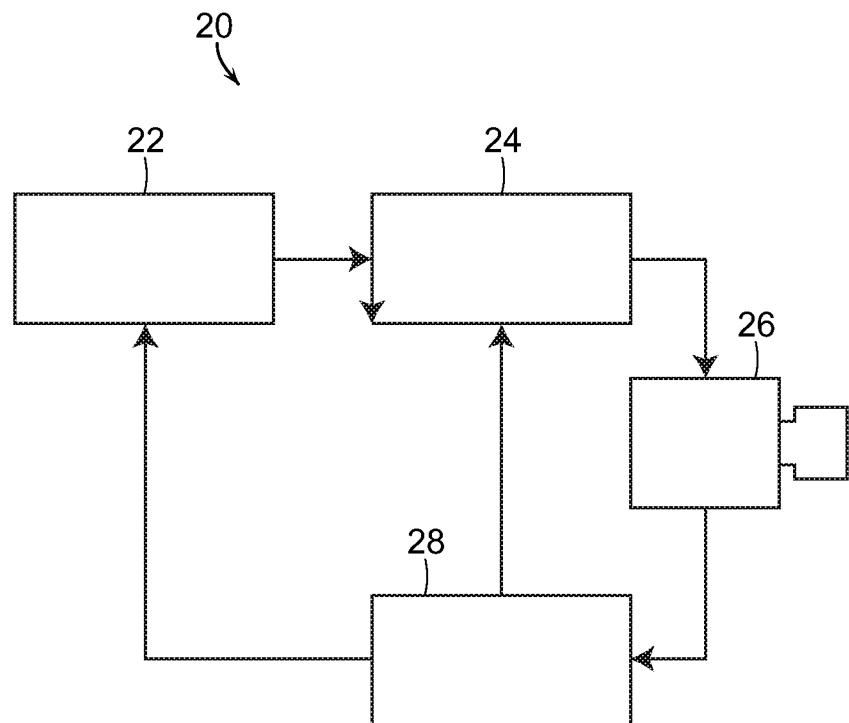


FIG. 20

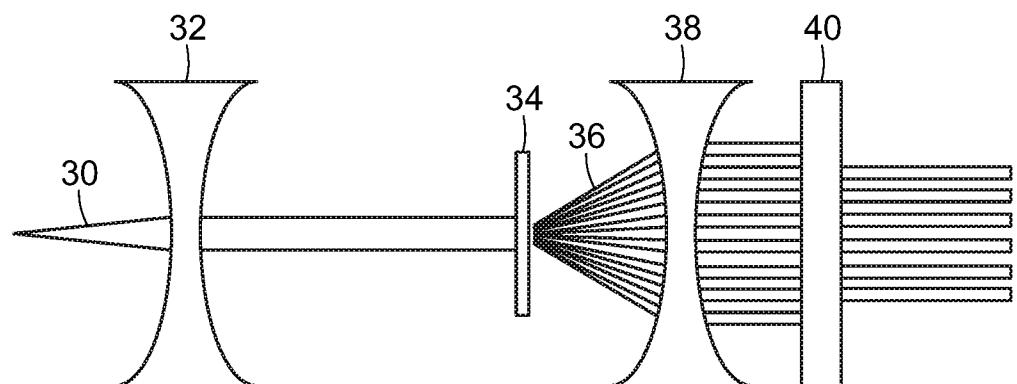


FIG. 21

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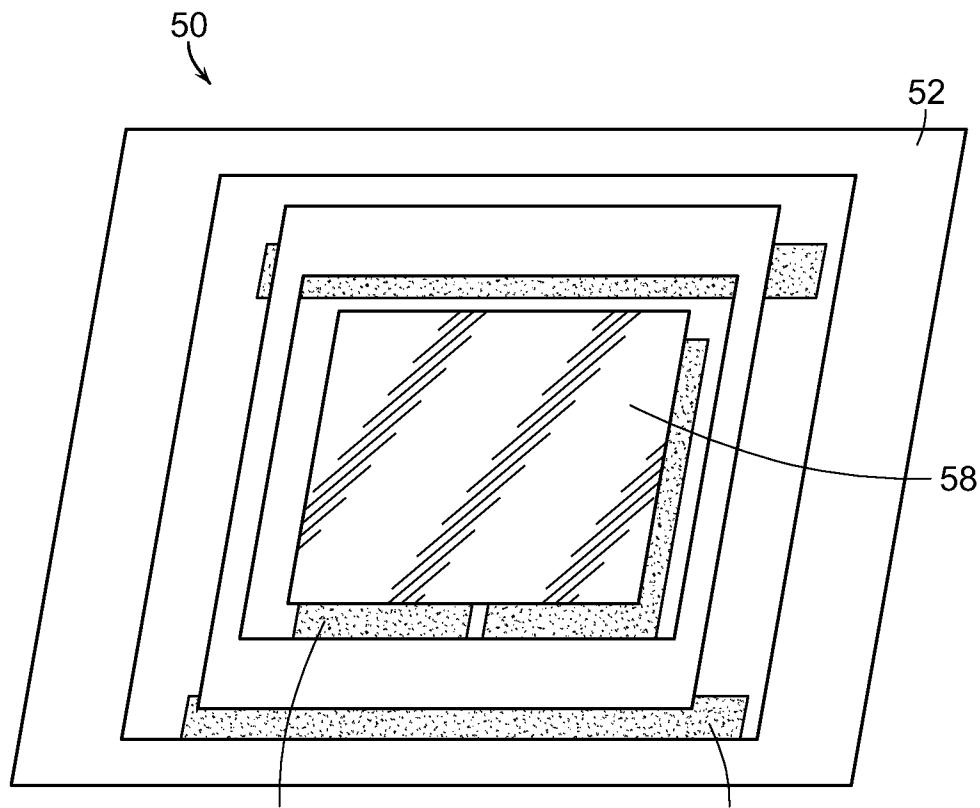


FIG. 22

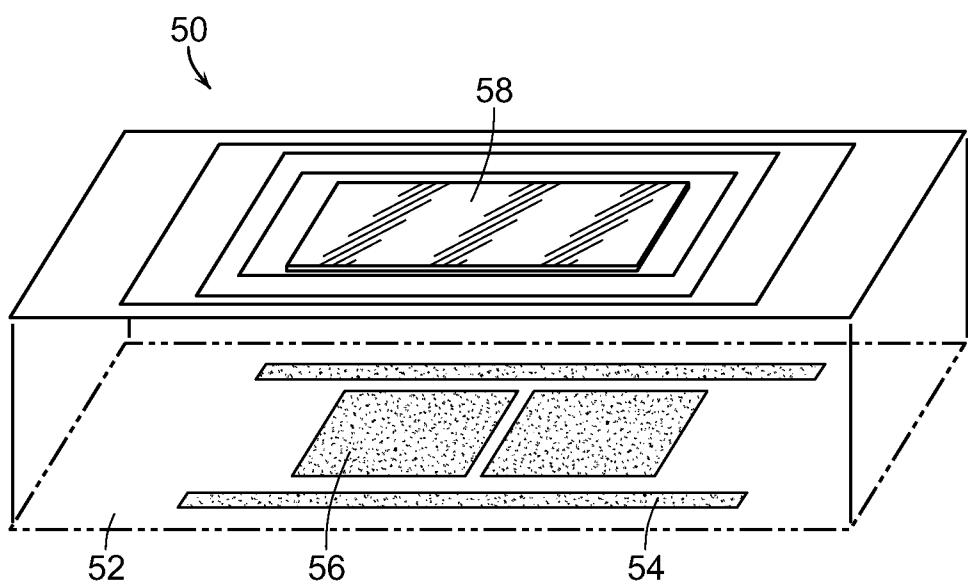


FIG. 23

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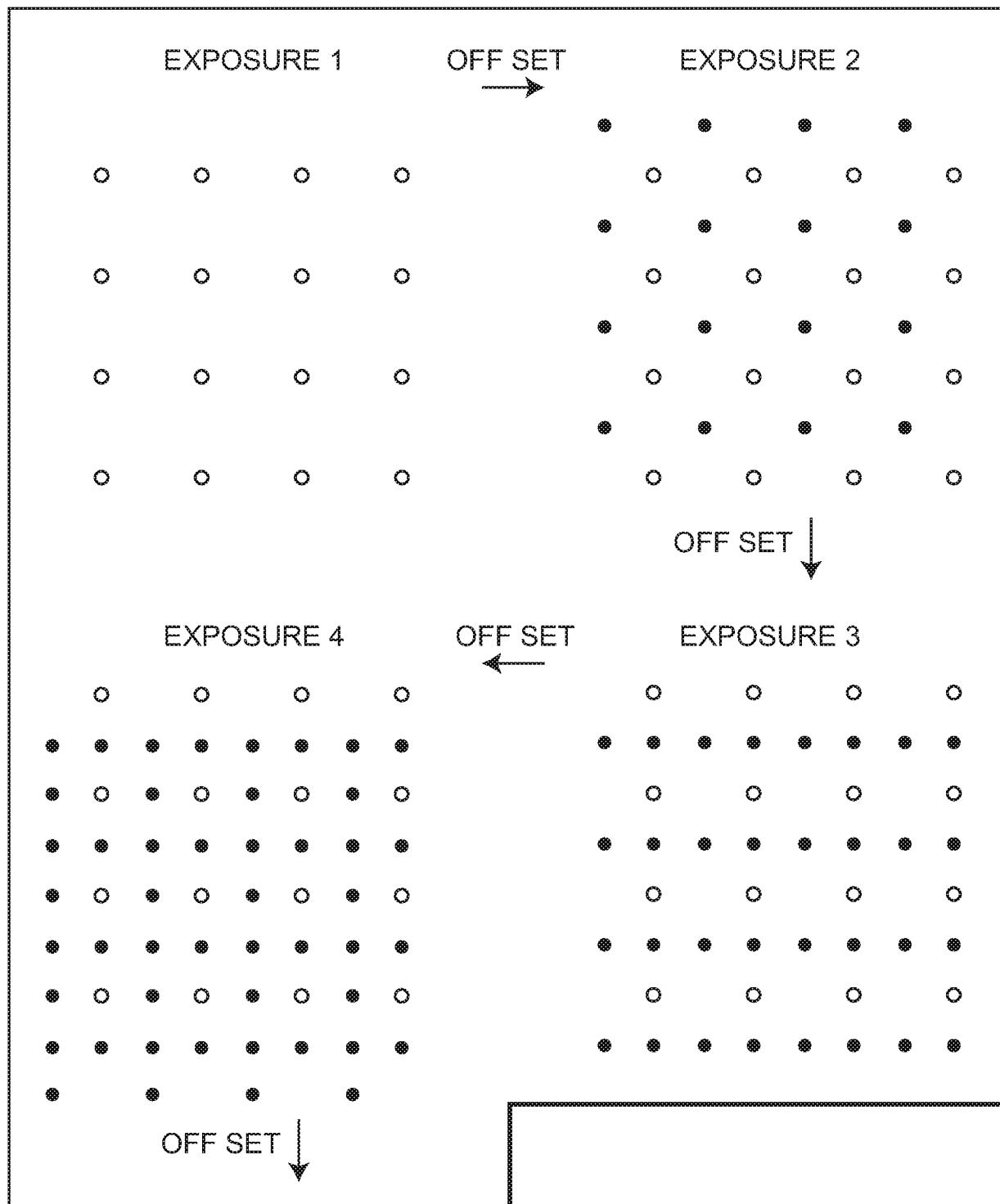
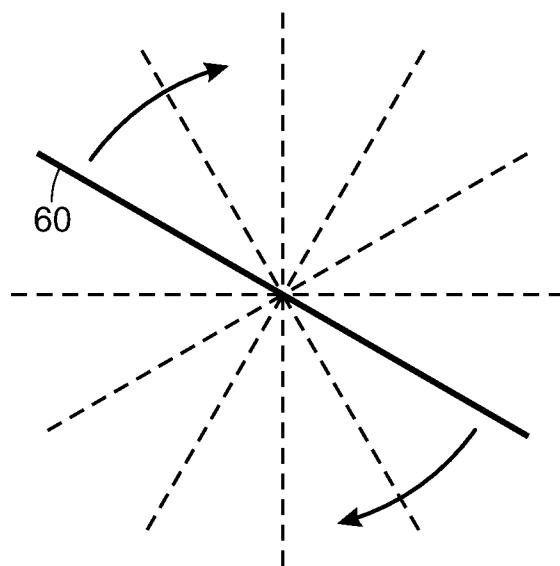
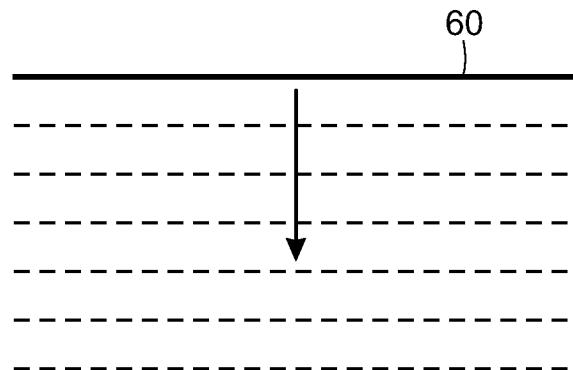


FIG. 24

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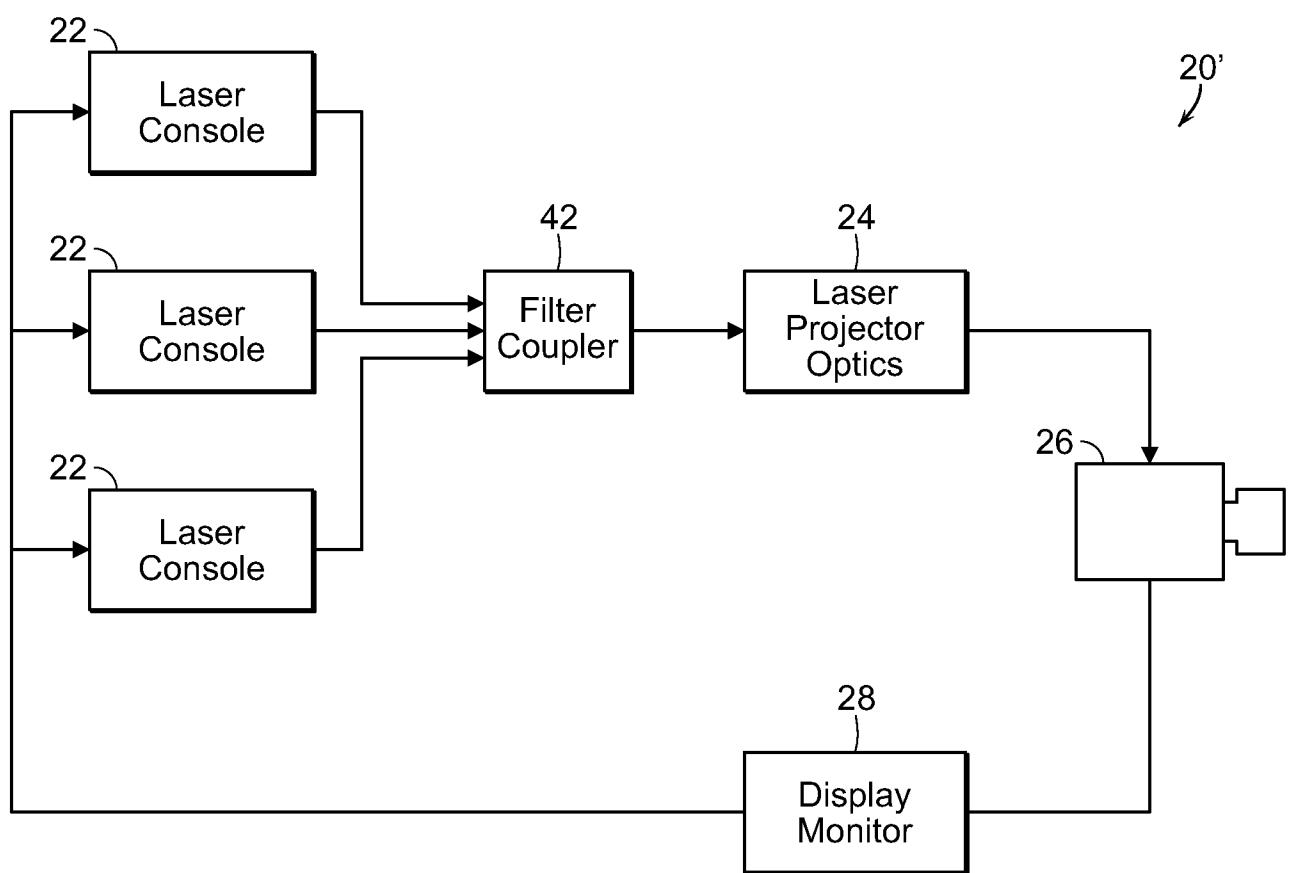


FIG. 27

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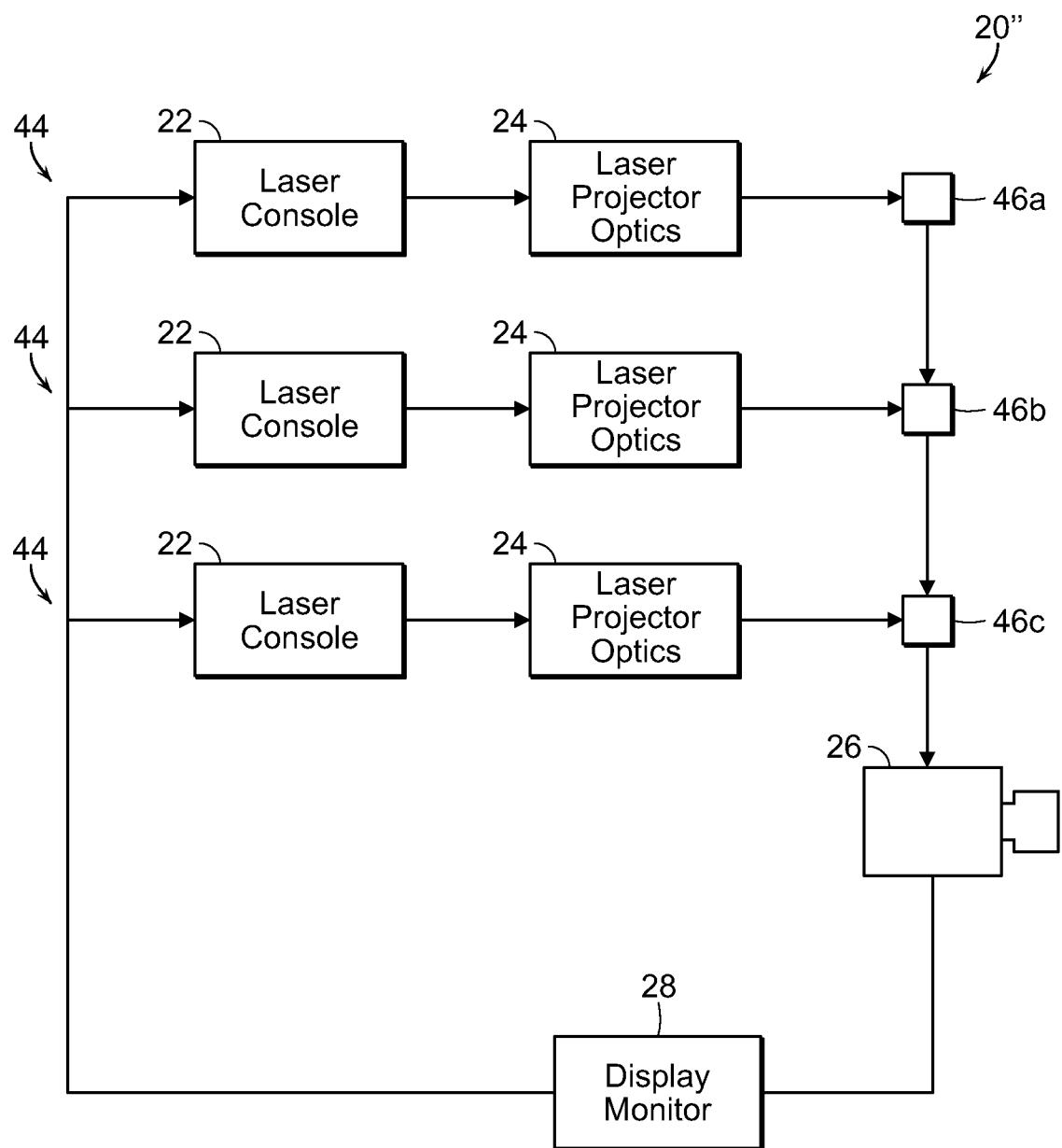
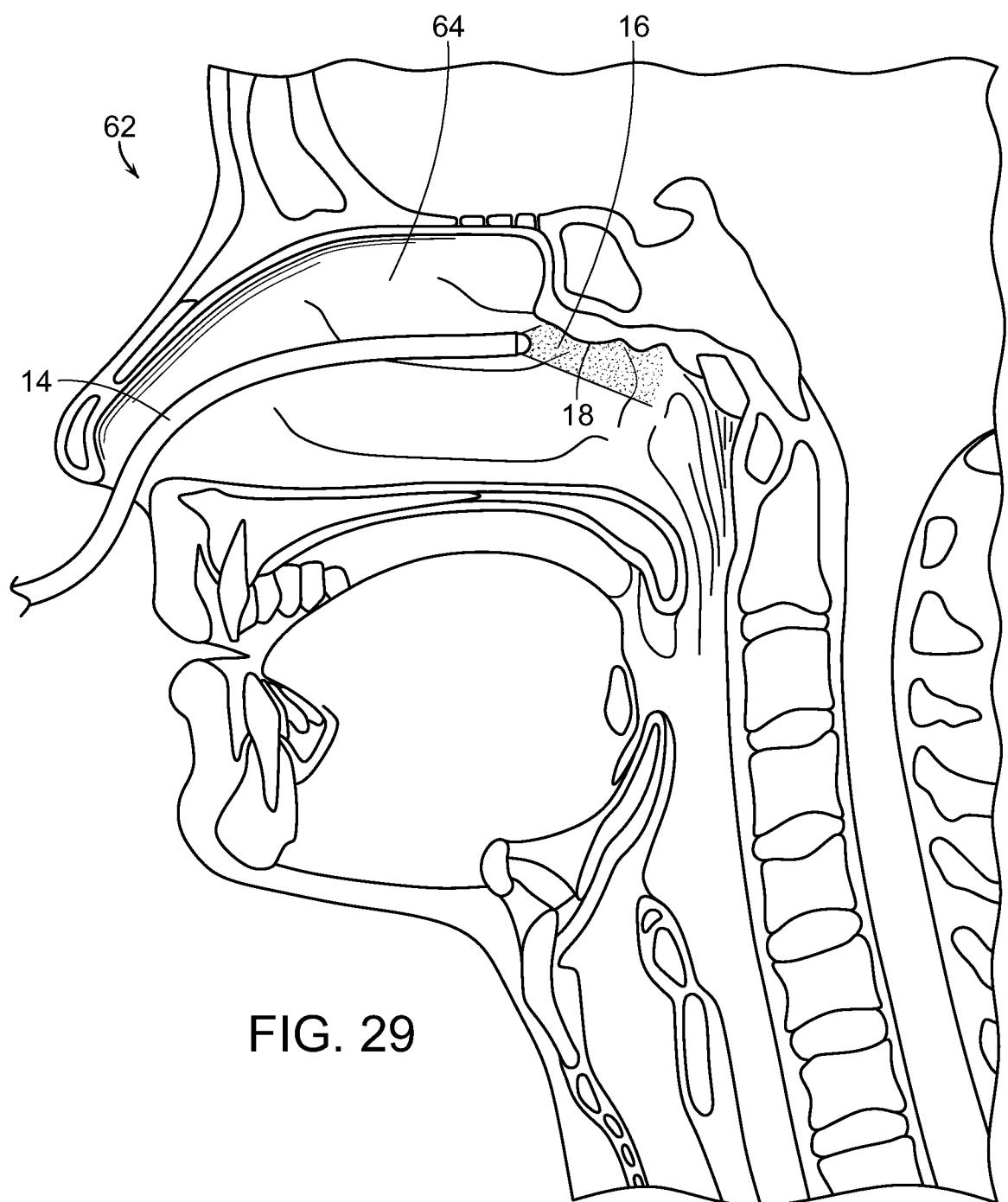


FIG. 28

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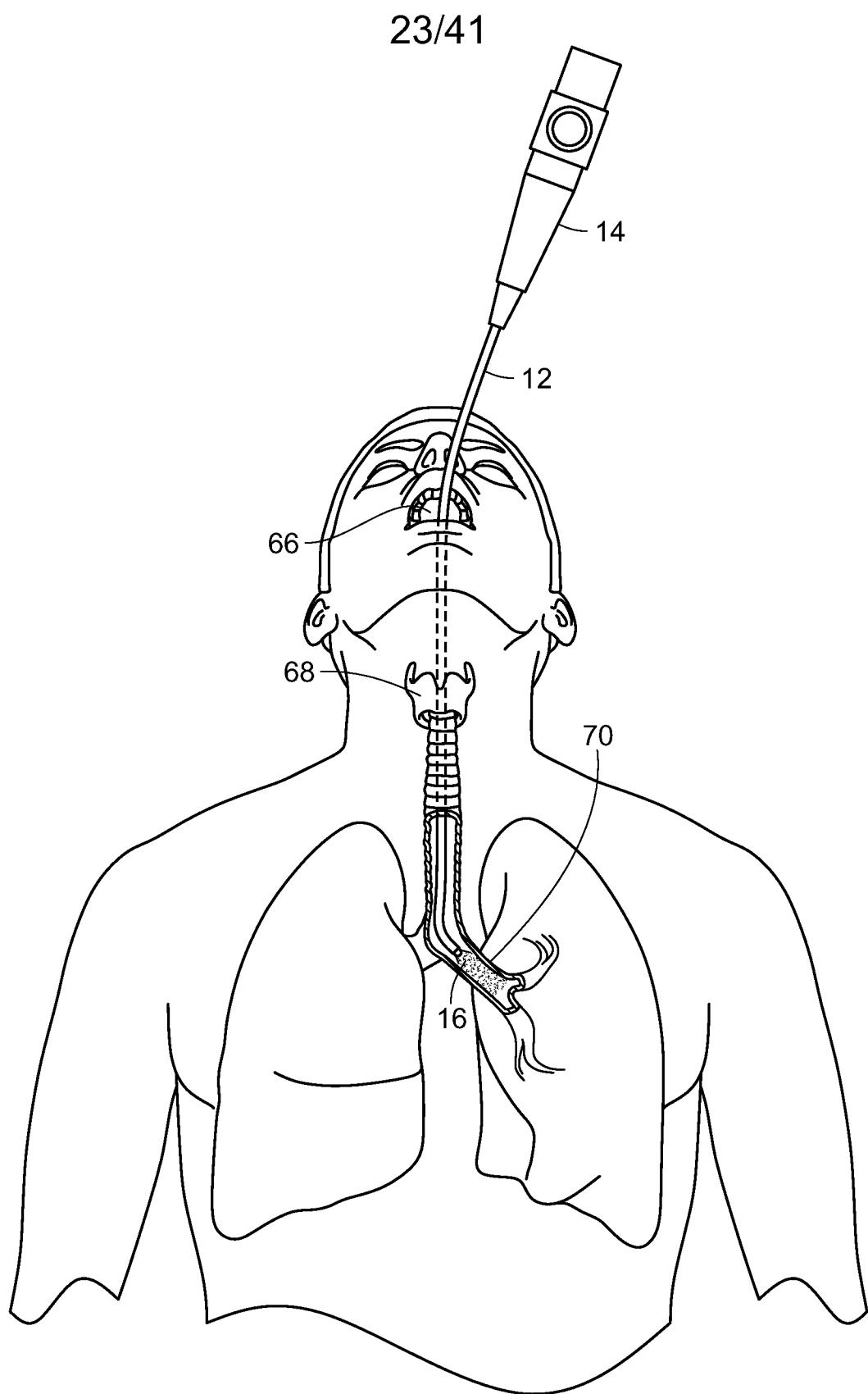


FIG. 30

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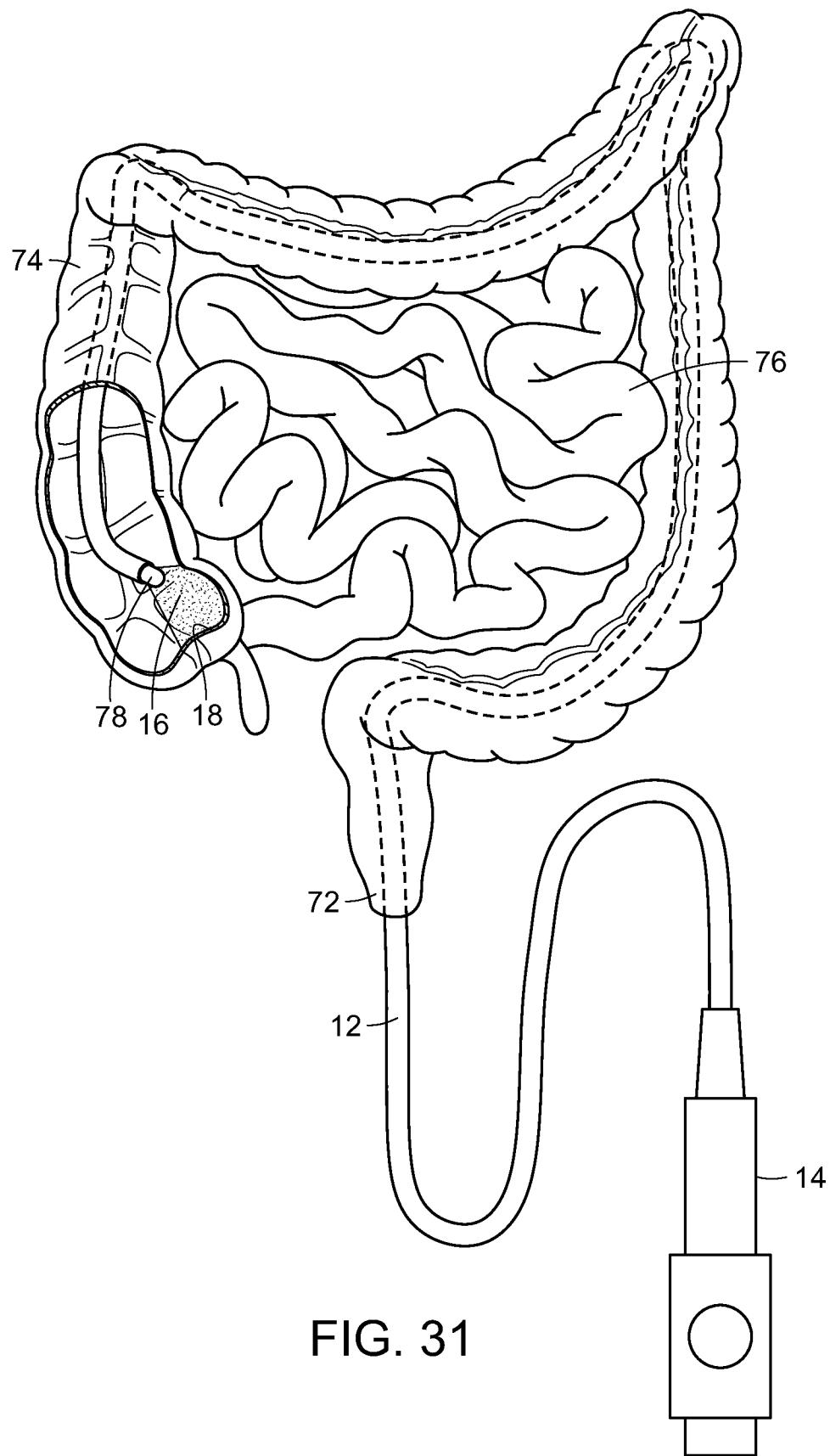


FIG. 31

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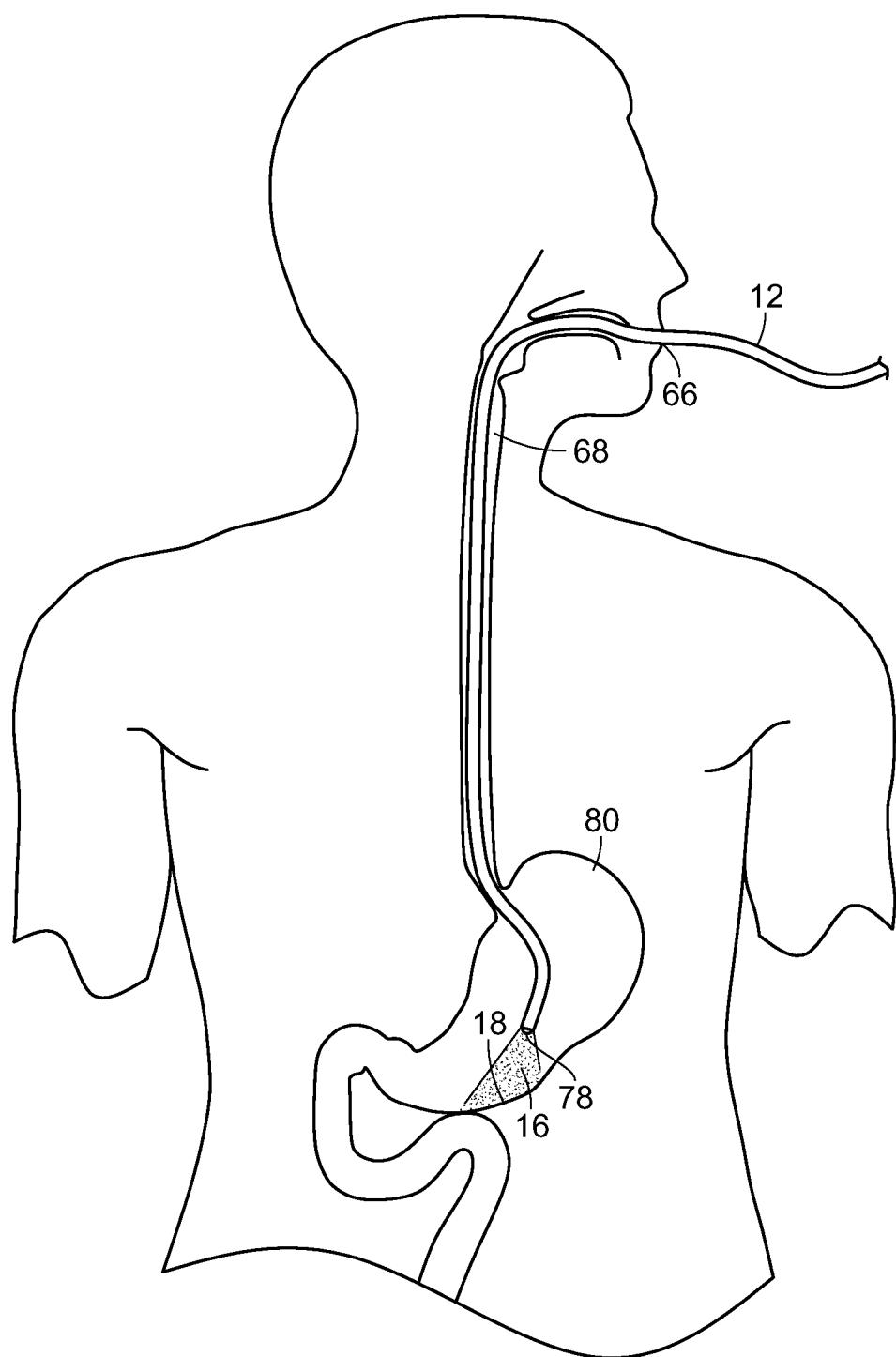


FIG. 32

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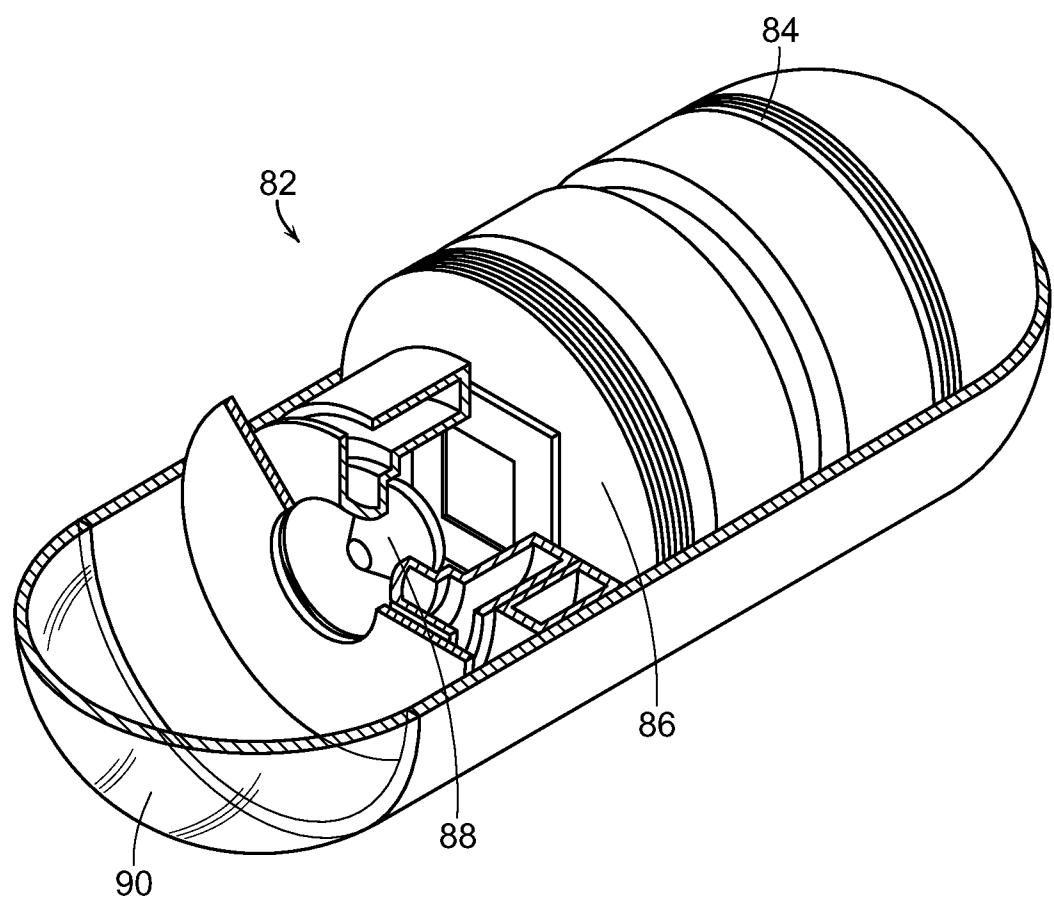
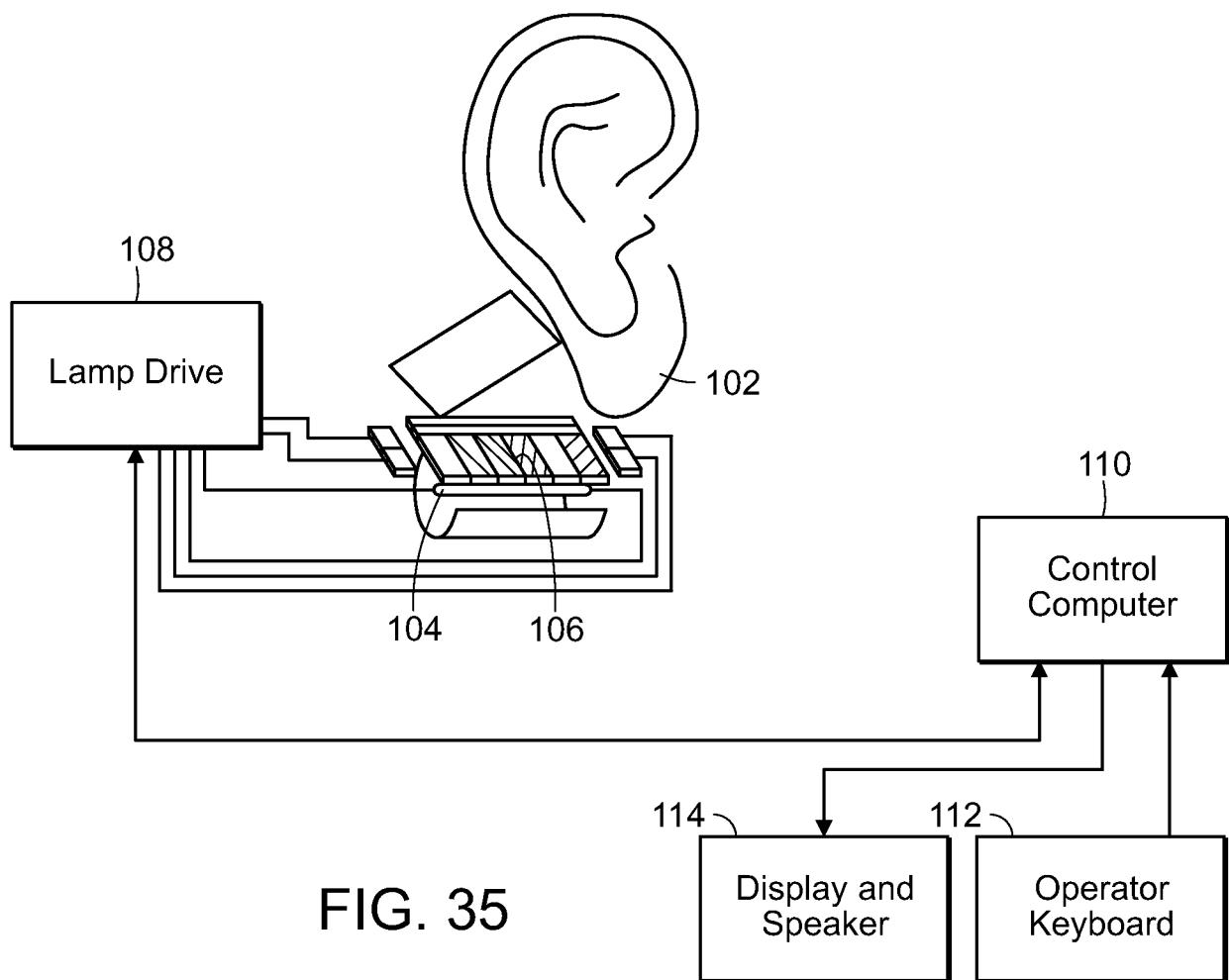
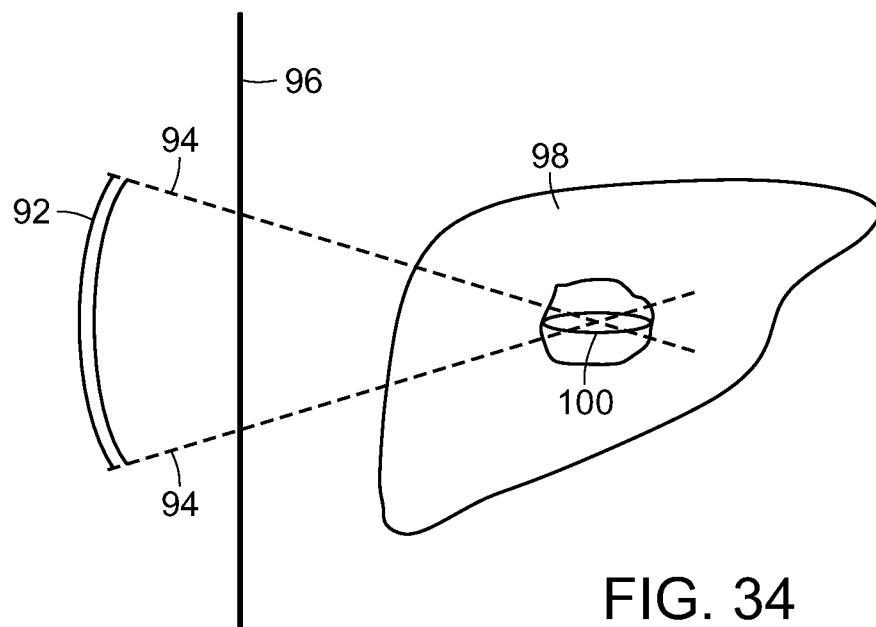


FIG. 33

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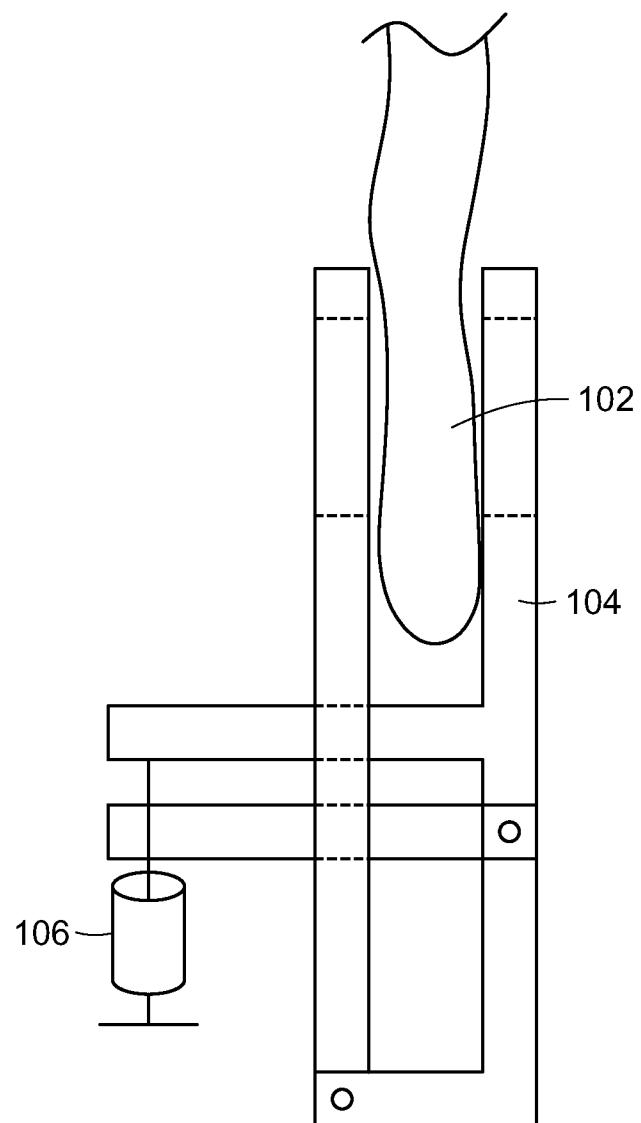


FIG. 36

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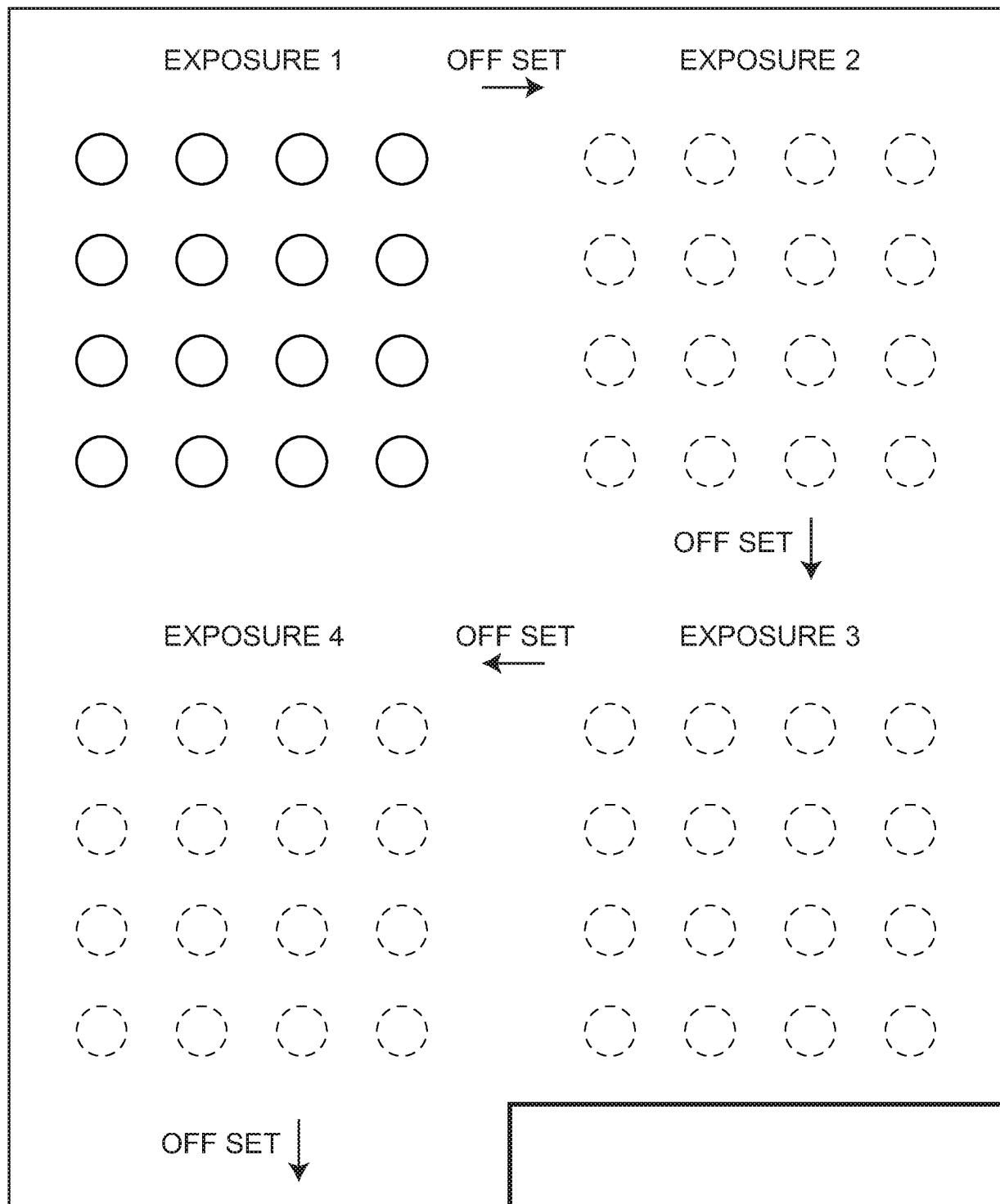


FIG. 37A

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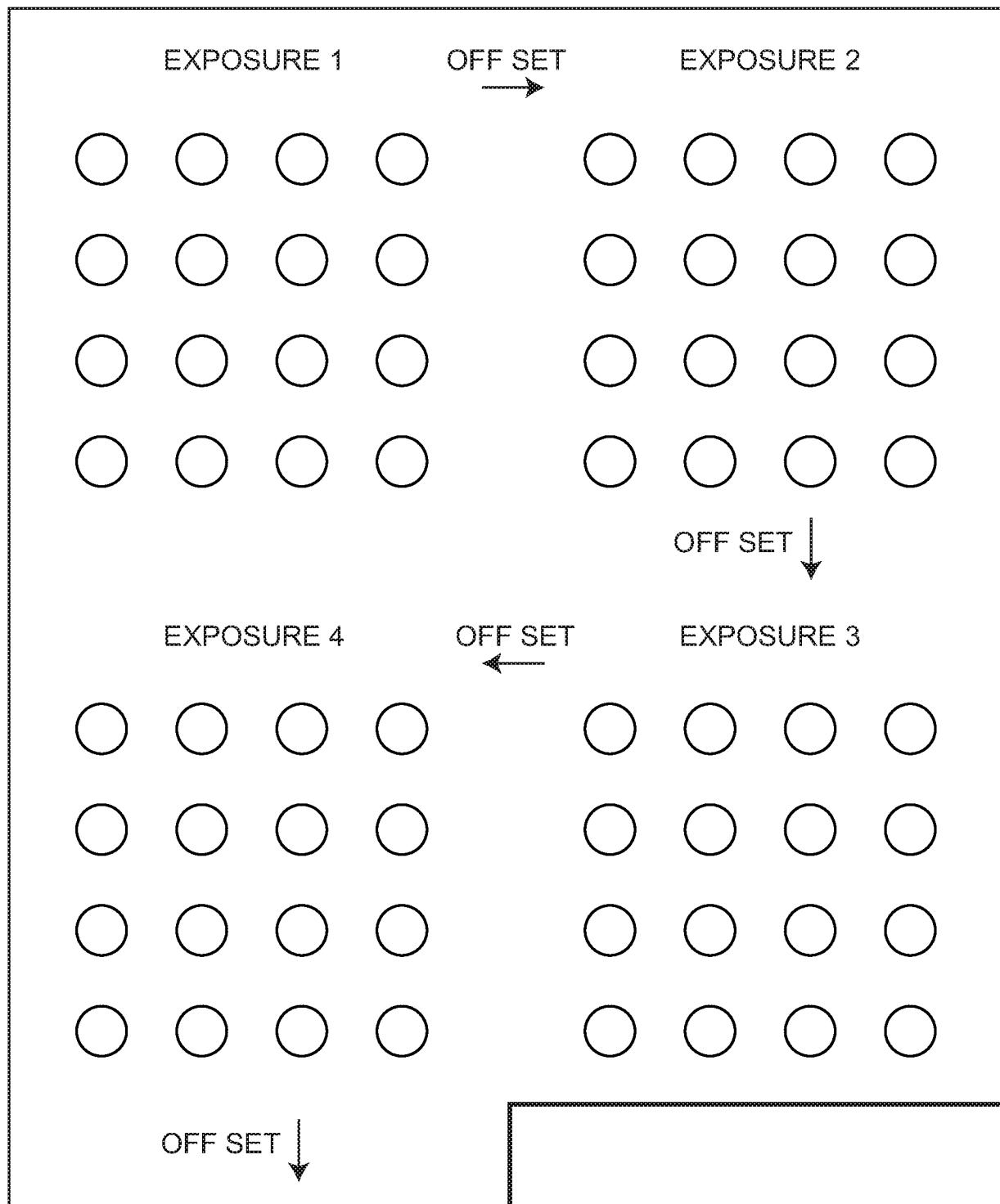


FIG. 37B

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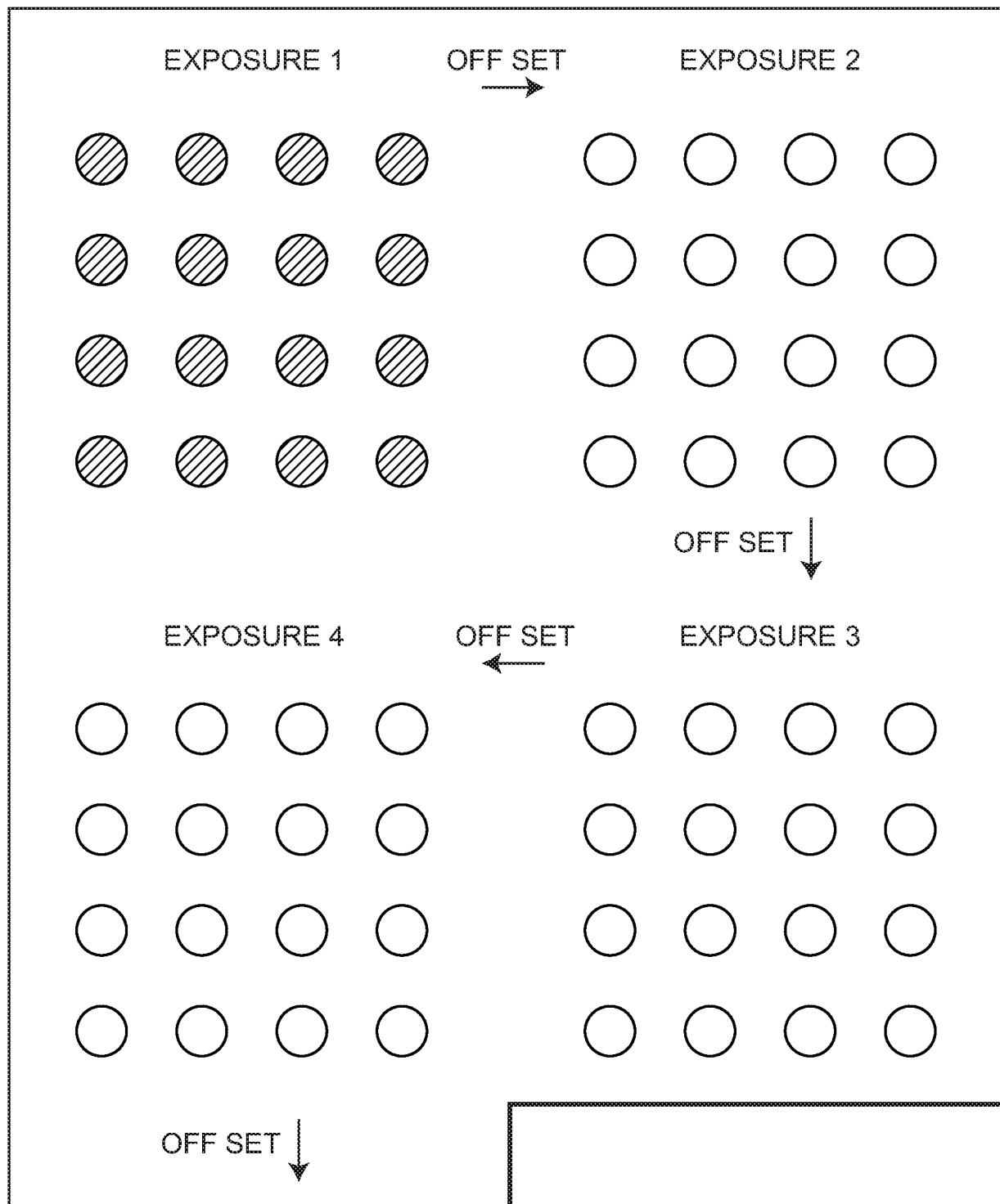


FIG. 37C

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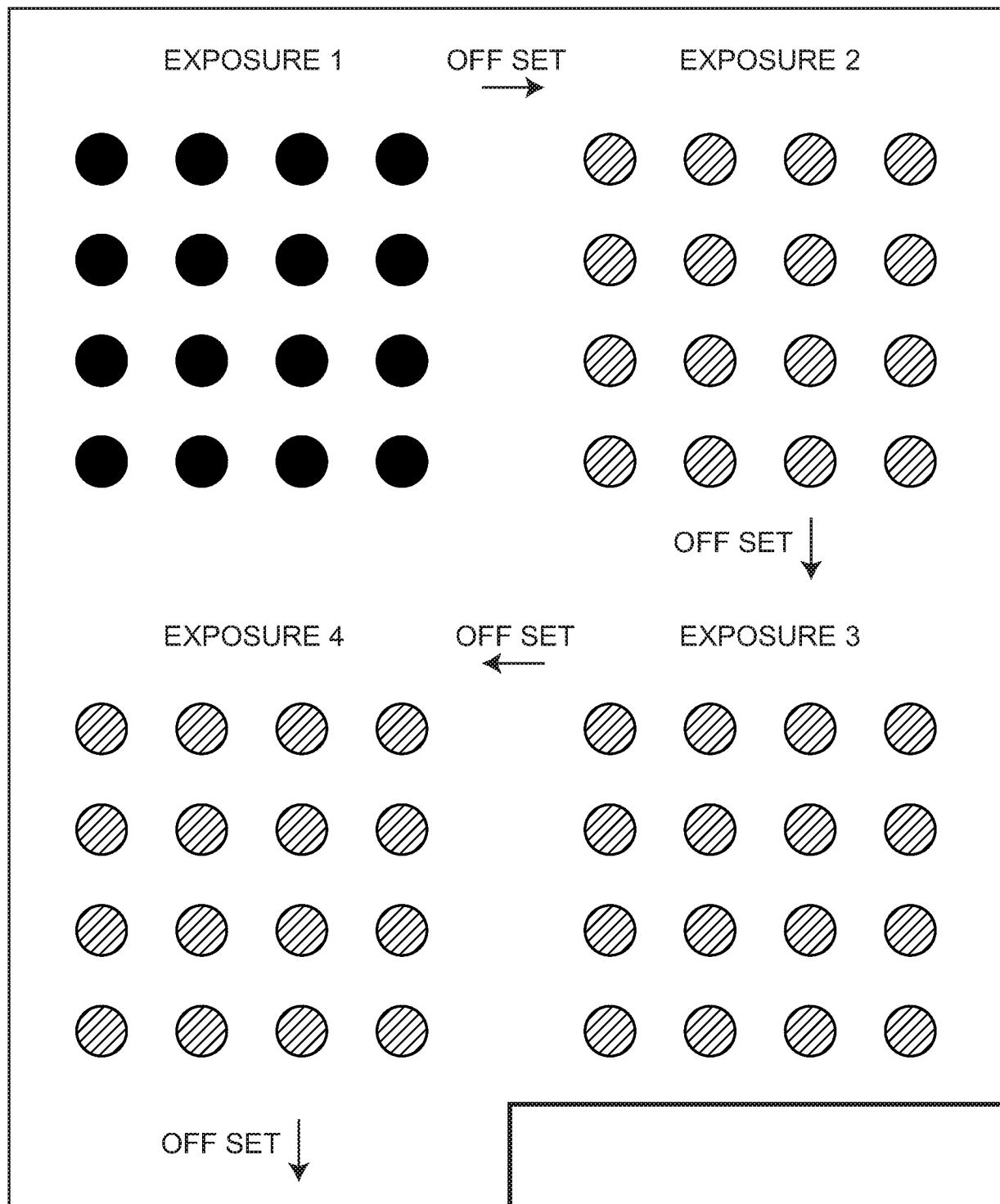


FIG. 37D

FIG. 38

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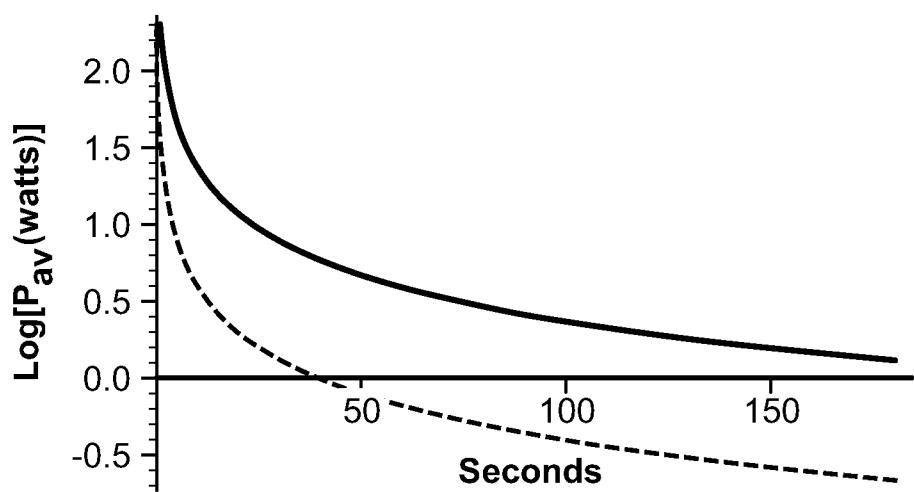


FIG. 39

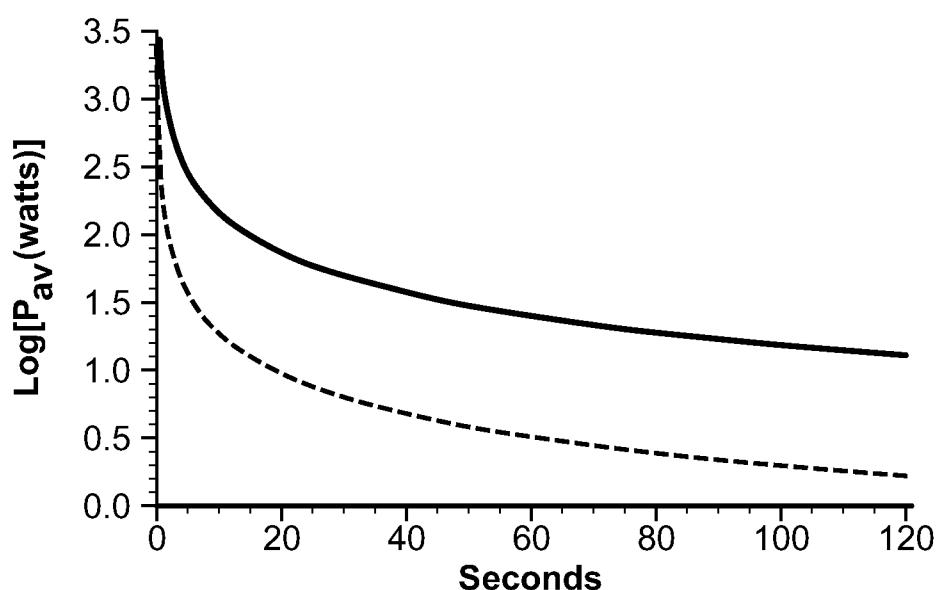
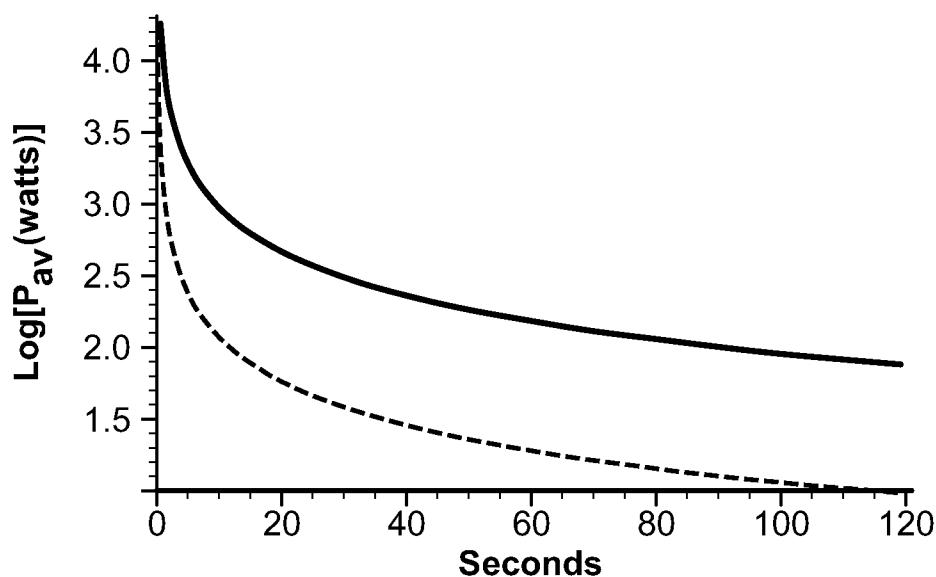


FIG. 40



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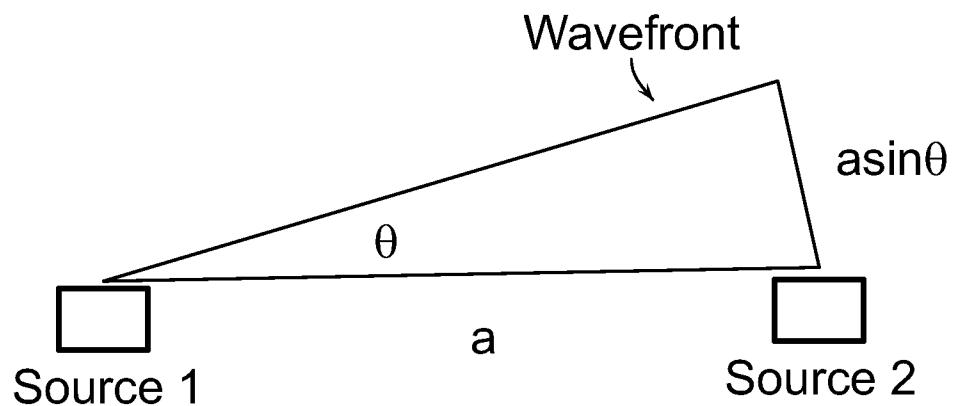


FIG. 41

FIG. 42A

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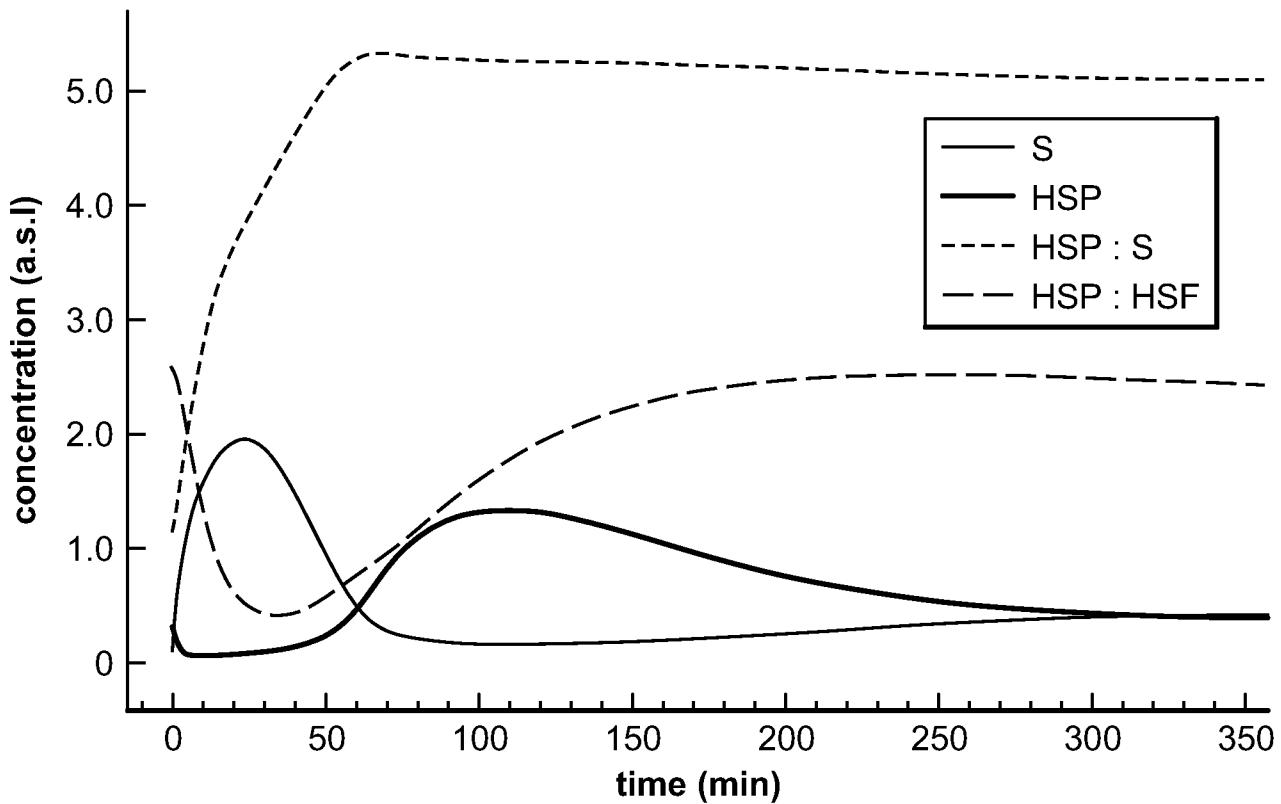


FIG. 42B

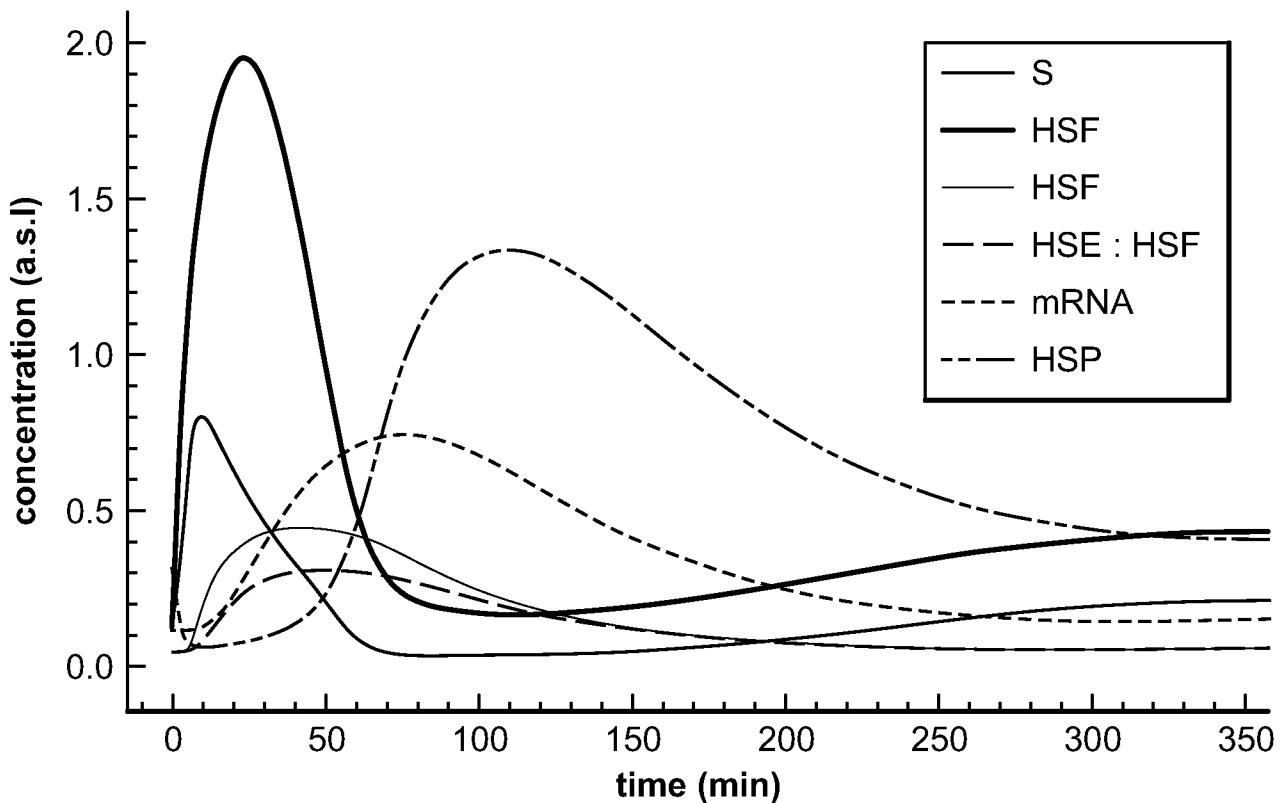


FIG. 43A

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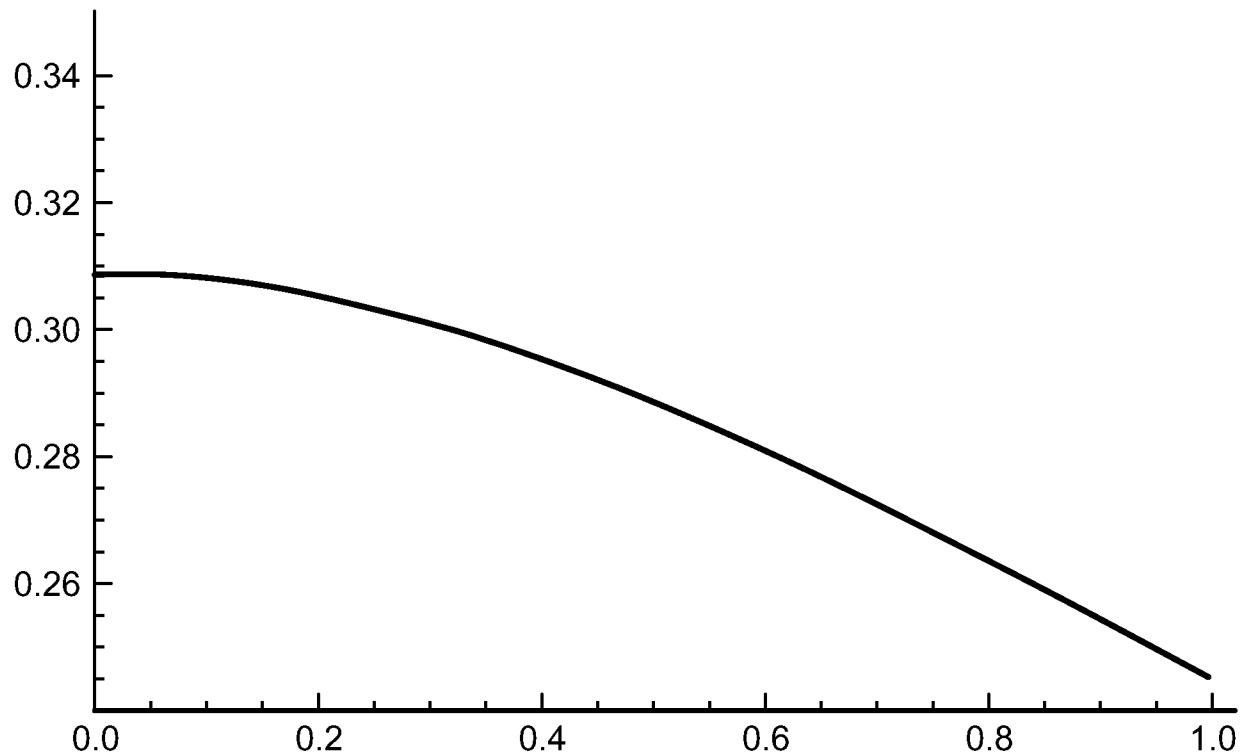


FIG. 43B

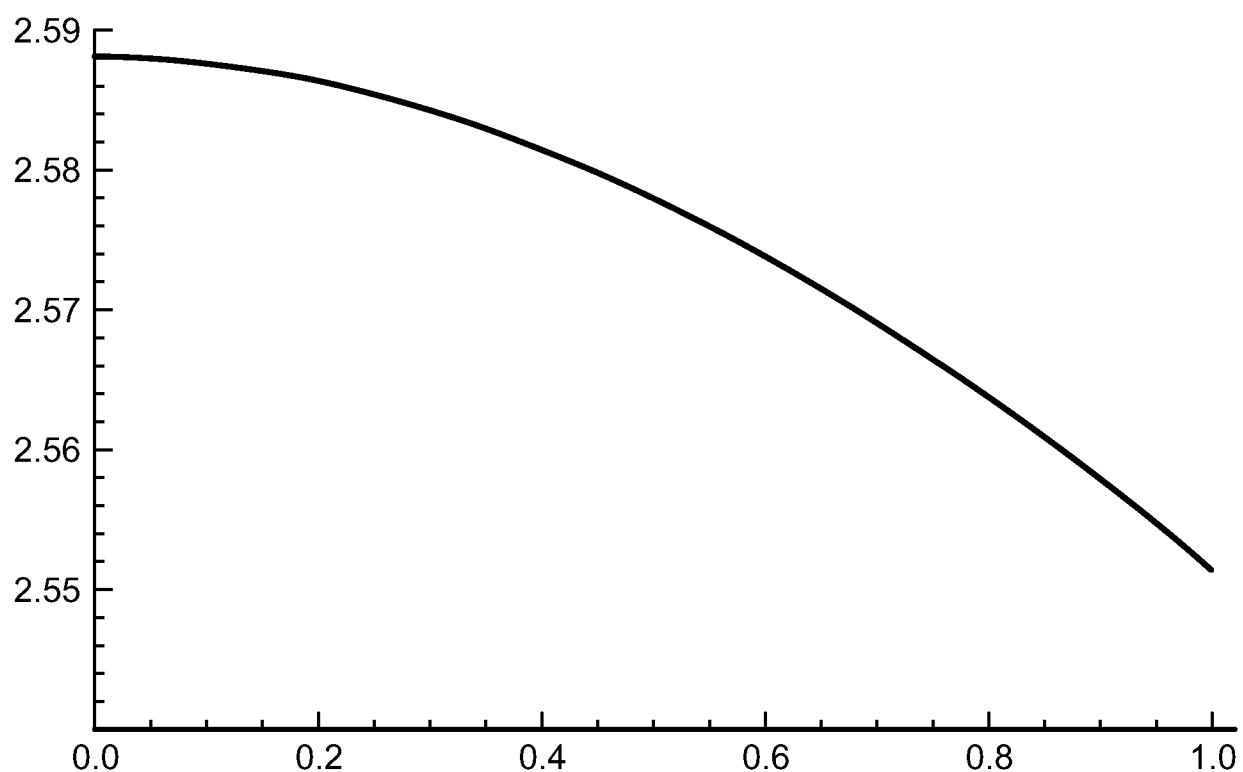


FIG. 43C

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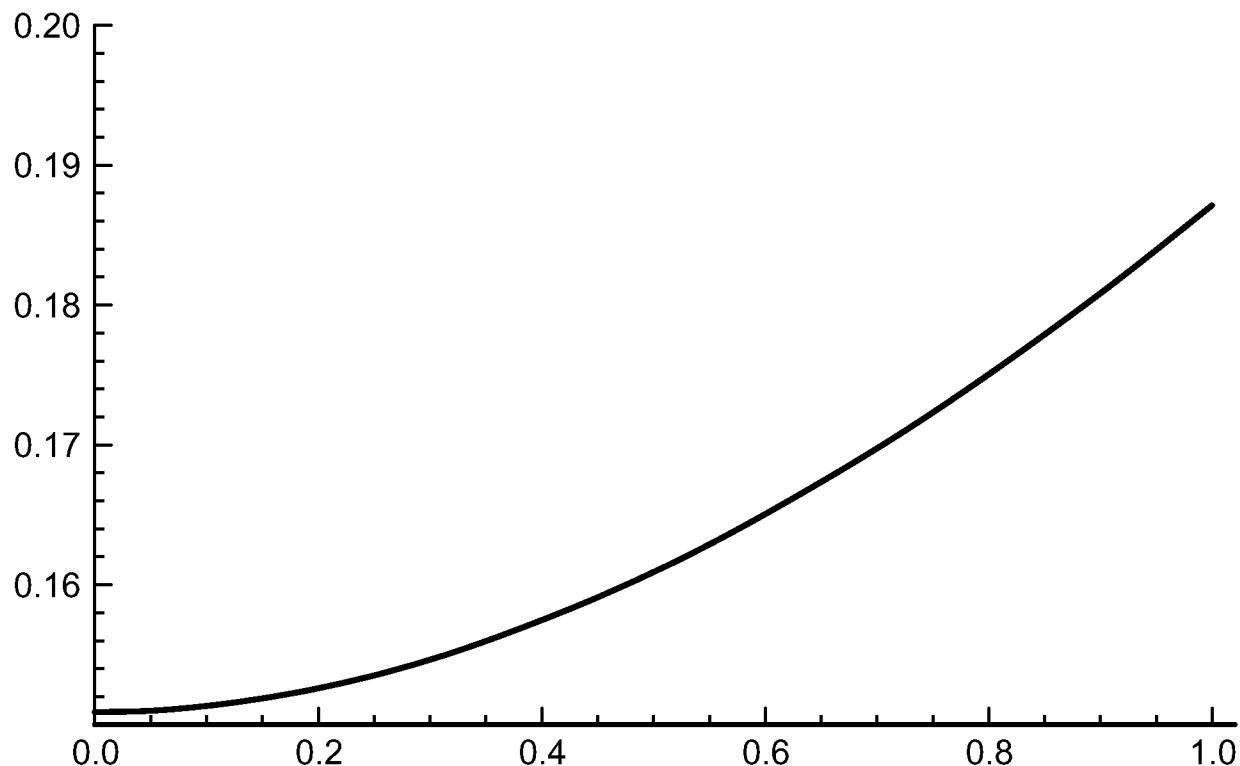
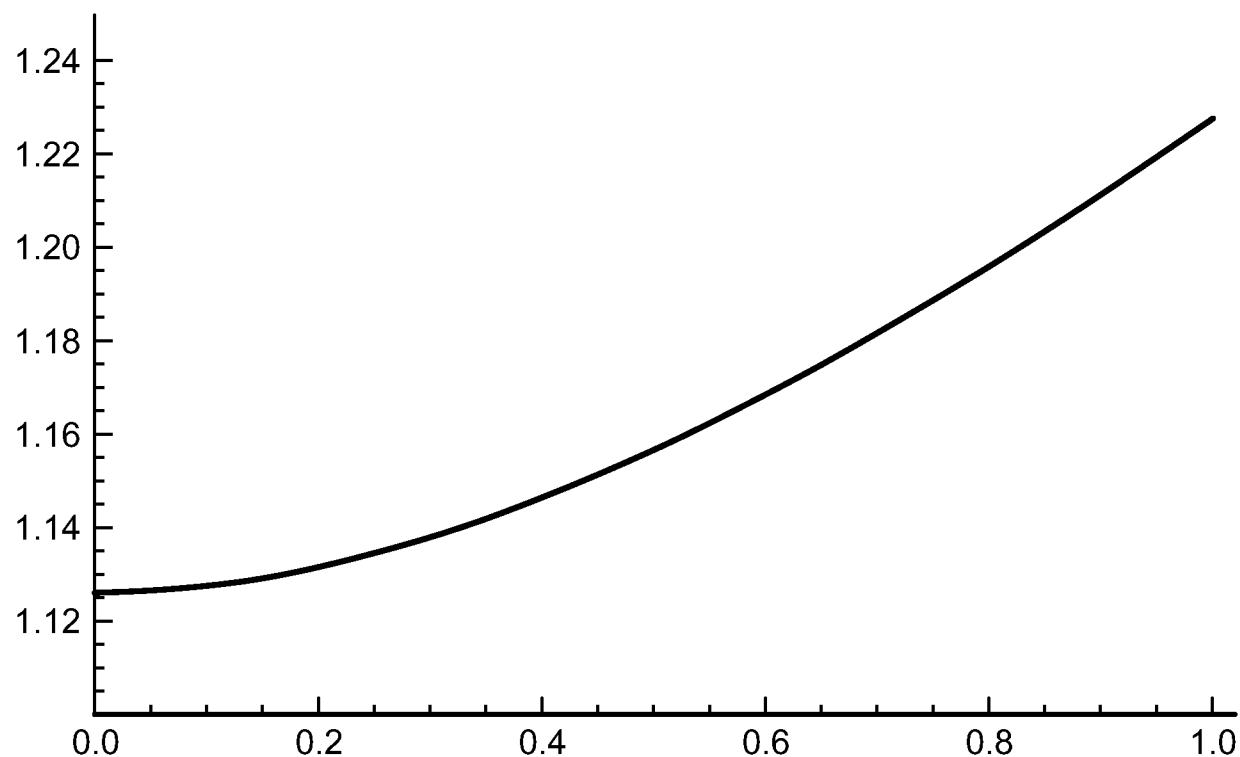
**FIG. 43D**

FIG. 43E

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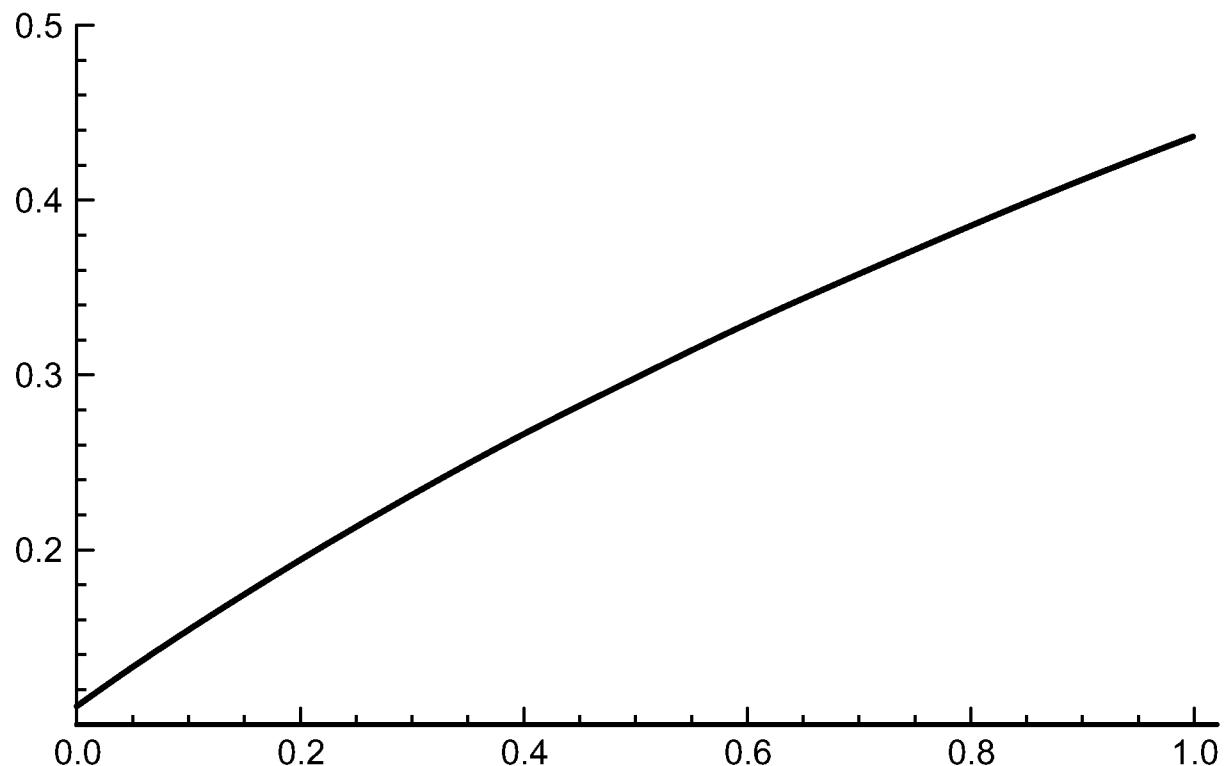


FIG. 43F

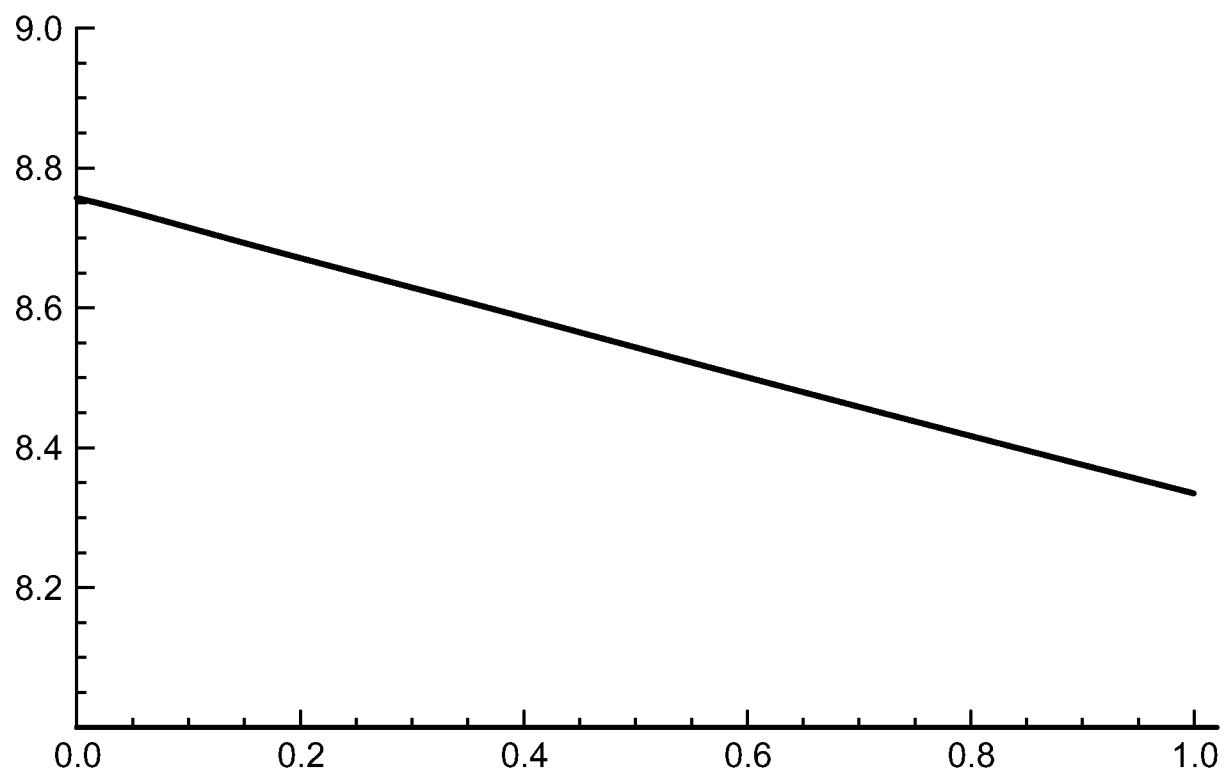


FIG. 43G

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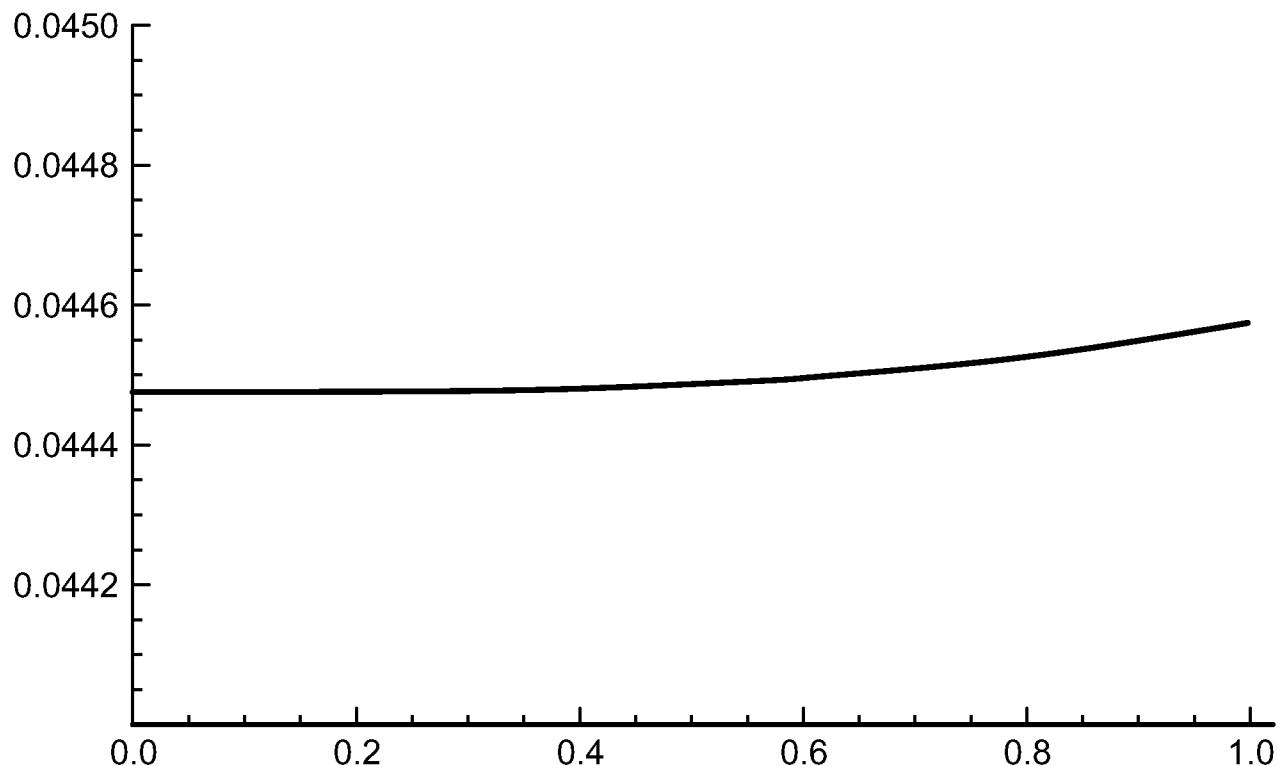
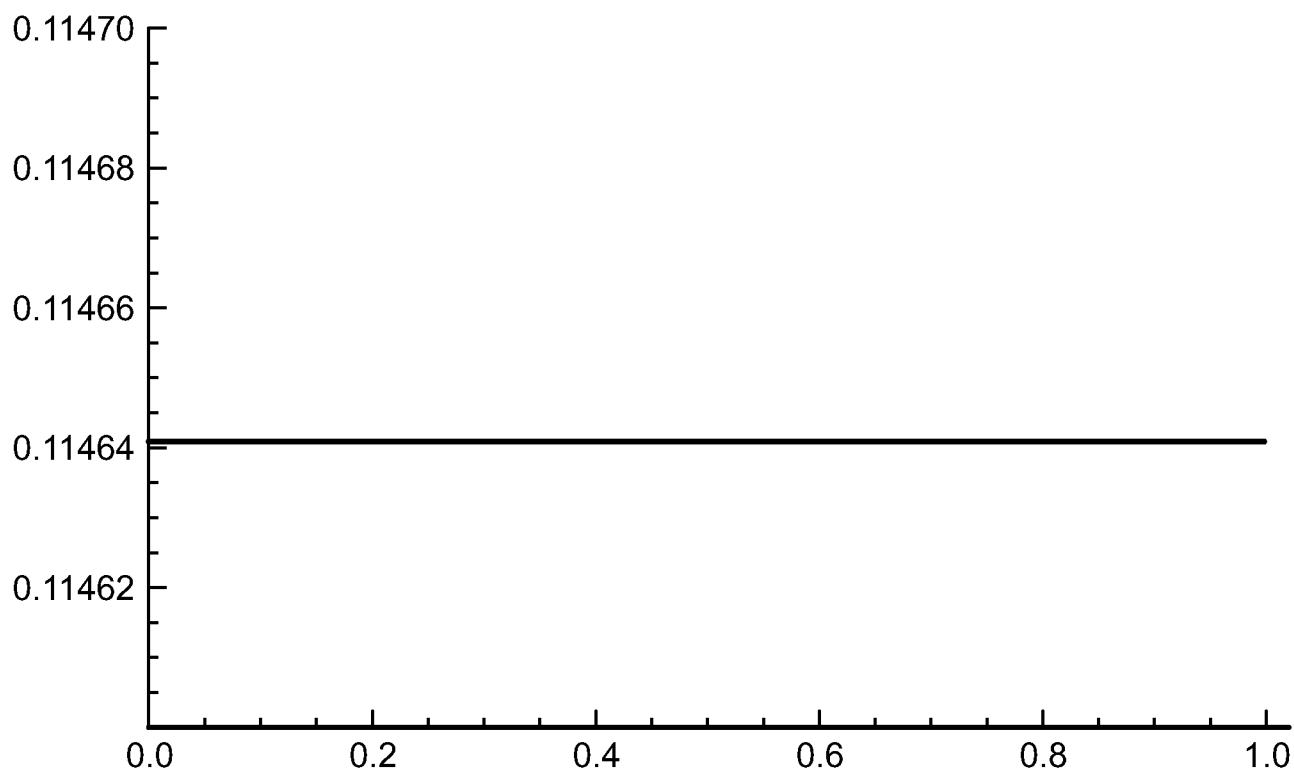
**FIG. 43H**

FIG. 44A

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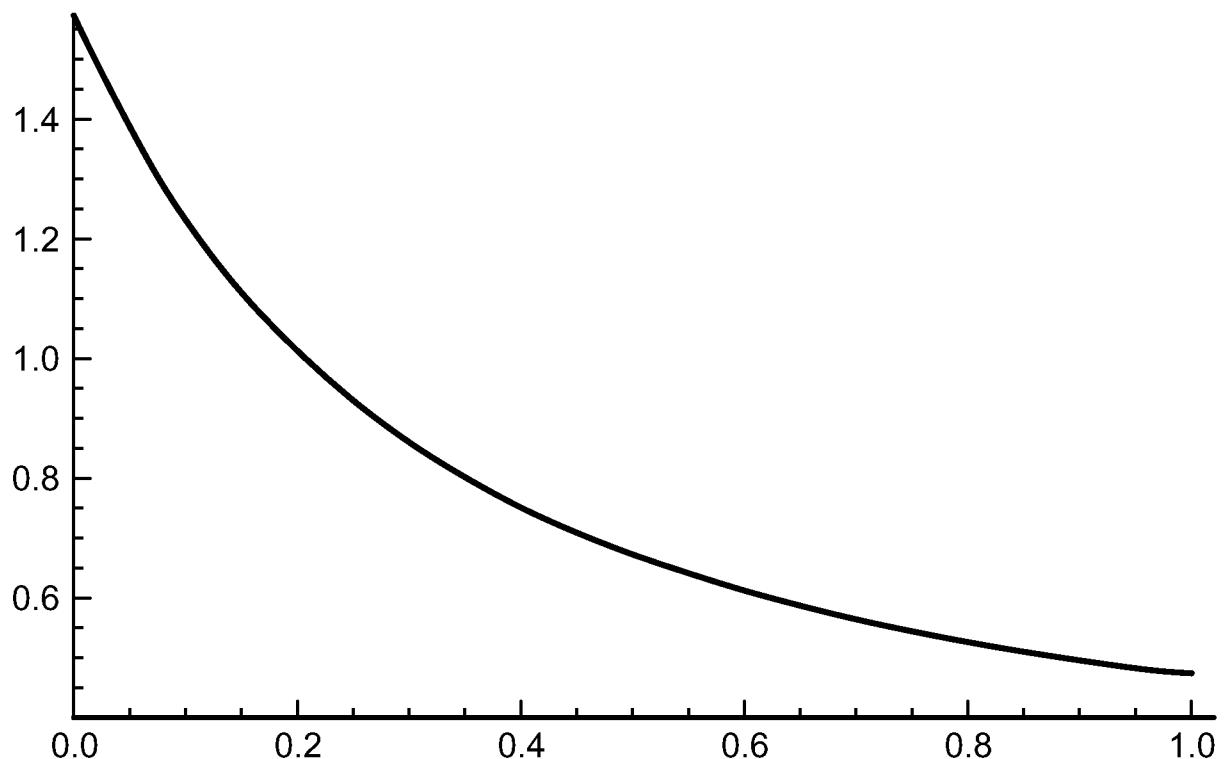
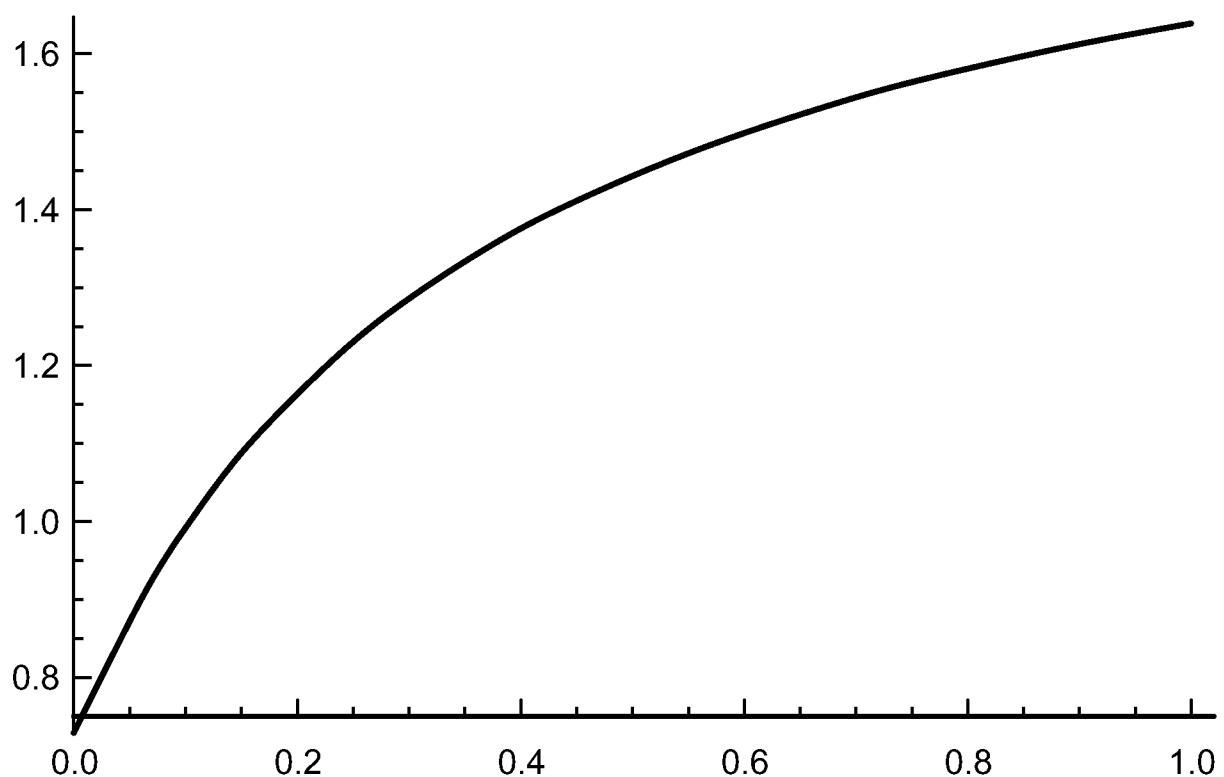


FIG. 44B



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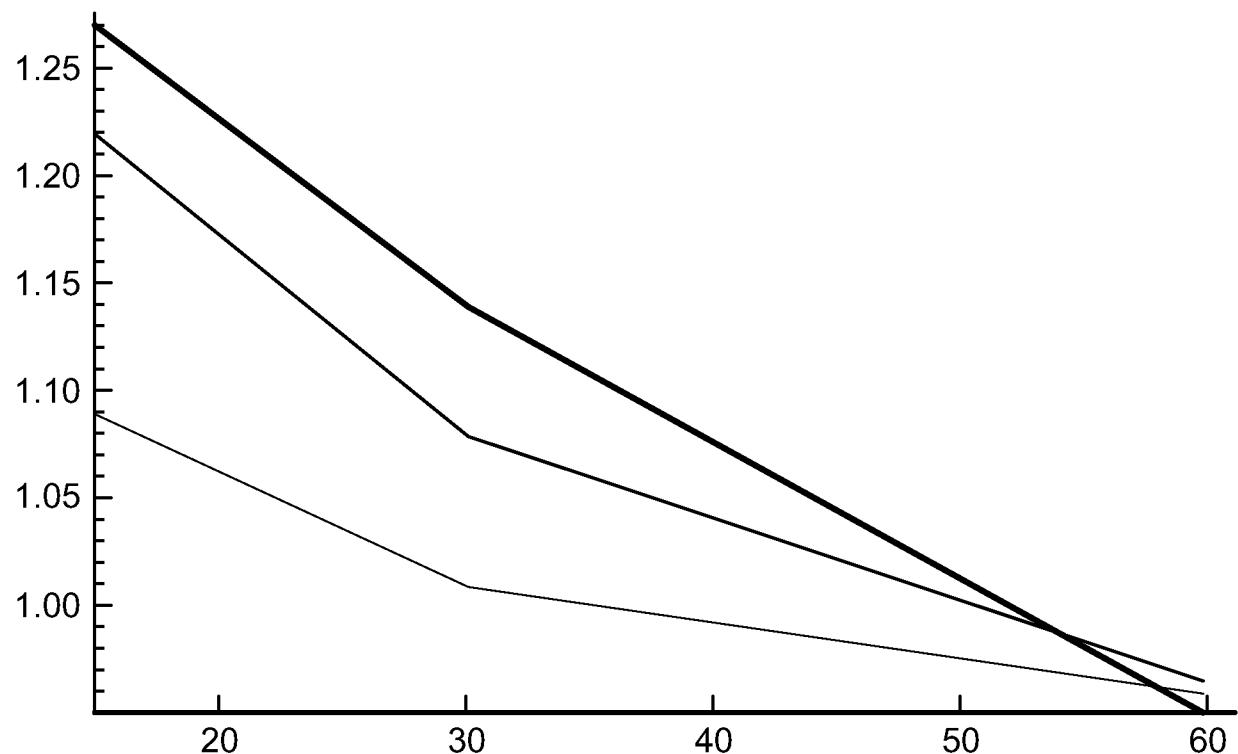


FIG. 45

INTERNATIONAL SEARCH REPORT

International application No.

PCT/US 18/22201

A. CLASSIFICATION OF SUBJECT MATTER

IPC(8) - A61N 7/02 (2018.01)

CPC - A61N 7/02, A61N 5/025, A61N 5/0625, A61B 2017/00172, A61B 18/203

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

B. FIELDS SEARCHED

Minimum documentation searched (classification system followed by classification symbols)

See Search History Document

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

See Search History Document

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

See Search History Document

C. DOCUMENTS CONSIDERED TO BE RELEVANT

Category*	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
A	US 2016/0082294 A1 (Ojai Retinal Technology, LLC), 24 March 2016 (24.03.2016), entire document, especially para [0033]-[0042], [0061]-[0067] and [0080]-[0085]	1-20
A	US 2016/0346126 A1 (Ojai Retinal Technology, LLC), 01 December 2016 (01.12.2016), entire document, especially para [0019], [0028]-[0029], [0078]-[0082], [0094], [0108], [0118]-[0126], [0141] and [0147]	1-20
A	US 2015/0058204 A1 (Dermal Photonics Corporation), 26 February 2015 (26.02.2015), entire document	1-20
A	US 9,333,371 B2 (SemiNex Corporation), 10 May 2016 (10.05.2016), entire document	1-20
A	WO 2006/002949 A2 (PHYTOVATION BV), 12 January 2006 (12.01.2006), entire document	1-20
A	US 2014/0364924 A1 (Dermal Photonics Corporation), 11 December 2014 (11.12.2014), entire document	1-20
A	US 2010/0100162 A1 (Peyman), 22 April 2010 (22.04.2010), entire document	1-20

Further documents are listed in the continuation of Box C.

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	“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
“E”	earlier application or patent but published on or after the international filing date	“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
“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)	“Y”	document of particular relevance; the claimed invention cannot be considered to involve an inventive step when the document is combined with one or more other such documents, such combination being obvious to a person skilled in the art
“O”	document referring to an oral disclosure, use, exhibition or other means	“&”	document member of the same patent family
“P”	document published prior to the international filing date but later than the priority date claimed		

Date of the actual completion of the international search

15 May 2018

Date of mailing of the international search report

01 JUN 2018

Name and mailing address of the ISA/US

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