PTO/AIA/14 (11-15)
Approved for use through 04/30/2017. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Application Data Sheet 37 CFR 1.76	Attorney Docket Number	NBUS.004C1
	Application Number	
Title of Invention	SYSTEMS AND METHODS FOR TISSUE ABLATION	

The application data sheet is part of the provisional or nonprovisional application for which it is being submitted. The following form contains the bibliographic data arranged in a format specified by the United States Patent and Trademark Office as outlined in 37 CFR 1.76.
This document may be completed electronically and submitted to the Office in electronic format using the Electronic Filing System (EFS) or the document may be printed and included in a paper filed application.

Secrecy Order 37 CFR 5.2:

☐ Portions or all of the application associated with this Application Data Sheet may fall under a Secrecy Order pursuant to 37 CFR 5.2 (Paper filers only. Applications that fall under Secrecy Order may not be filed electronically.)

Inventor Information:

Inventor 1 Remove

Legal Name

Prefix	Given Name	Middle Name	Family Name	Suffix
	Robert	E.	Wright	

Residence Information (Select One) ● US Residency Non US Residency Active US Military Service

City	State/Province	Country of Residence
Denver	CO	US

Mailing Address of Inventor:

Address 1	925 Lincoln Street, PH
Address 2	
City	Denver
State/Province	CO
Postal Code	80203
Country	US

Inventor 2 Remove

Legal Name

Prefix	Given Name	Middle Name	Family Name	Suffix
	Scott	A.	Brandt	

Residence Information (Select One) ◉ US Residency Non US Residency Active US Military Service

City	State/Province	Country of Residence
Denver	CO	US

Mailing Address of Inventor:

Address 1	333 S. Monroe St. Unit 113
Address 2	
City	Denver
State/Province	CO
Postal Code	80209
Country	US

All Inventors Must Be Listed - Additional Inventor Information blocks may be generated within this form by selecting the **Add** button. Add

Correspondence Information:

Enter either Customer Number or complete the Correspondence Information section below.
For further information see 37 CFR 1.33(a).

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Application Data Sheet 37 CFR 1.76	Attorney Docket Number	NBUS.004C1
	Application Number	
Title of Invention	SYSTEMS AND METHODS FOR TISSUE ABLATION	

☐ **An Address is being provided for the correspondence Information of this application.**

Customer Number	20995		
Email Address	efiling@knobbe.com	Add Email	Remove Email

Application Information:

Title of the Invention	SYSTEMS AND METHODS FOR TISSUE ABLATION		
Attorney Docket Number	NBUS.004C1	**Small Entity Status Claimed**	☒
Application Type	Nonprovisional		
Subject Matter	Utility		
Total Number of Drawing Sheets (if any)	41	**Suggested Figure for Publication (if any)**	

Filing By Reference:

Only complete this section when filing an application by reference under 35 U.S.C. 111(c) and 37 CFR 1.57(a). Do not complete this section if application papers including a specification and any drawings are being filed. Any domestic benefit or foreign priority information must be provided in the appropriate section(s) below (i.e., "Domestic Benefit/National Stage Information" and "Foreign Priority Information").

For the purposes of a filing date under 37 CFR 1.53(b), the description and any drawings of the present application are replaced by this reference to the previously filed application, subject to conditions and requirements of 37 CFR 1.57(a).

Application number of the previously filed application	Filing date (YYYY-MM-DD)	Intellectual Property Authority or Country

Publication Information:

☐ Request Early Publication (Fee required at time of Request 37 CFR 1.219)

☐ **Request Not to Publish.** I hereby request that the attached application not be published under 35 U.S.C. 122(b) and certify that the invention disclosed in the attached application **has not and will not** be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication at eighteen months after filing.

Representative Information:

Representative information should be provided for all practitioners having a power of attorney in the application. Providing this information in the Application Data Sheet does not constitute a power of attorney in the application (see 37 CFR 1.32).
Either enter Customer Number or complete the Representative Name section below. If both sections are completed the customer Number will be used for the Representative Information during processing.

Please Select One:	● Customer Number	US Patent Practitioner	○ Limited Recognition (37 CFR 11.9)
Customer Number	20995		

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Application Data Sheet 37 CFR 1.76	Attorney Docket Number	NBUS.004C1
	Application Number	
Title of Invention	SYSTEMS AND METHODS FOR TISSUE ABLATION	

Domestic Benefit/National Stage Information:

This section allows for the applicant to either claim benefit under 35 U.S.C. 119(e), 120, 121, 365(c), or 386(c) or indicate National Stage entry from a PCT application. Providing benefit claim information in the Application Data Sheet constitutes the specific reference required by 35 U.S.C. 119(e) or 120, and 37 CFR 1.78.
When referring to the current application, please leave the "Application Number" field blank.

Prior Application Status	Pending		Remove
Application Number	Continuity Type	Prior Application Number	Filing or 371(c) Date (YYYY-MM-DD)
	Continuation of	13/101009	2011-05-04
Prior Application Status	Expired		Remove
Application Number	Continuity Type	Prior Application Number	Filing or 371(c) Date (YYYY-MM-DD)
13/101009	Claims benefit of provisional	61/347351	2010-05-21
Prior Application Status	Expired		Remove
Application Number	Continuity Type	Prior Application Number	Filing or 371(c) Date (YYYY-MM-DD)
13/101009	Claims benefit of provisional	61/357886	2010-06-23
Prior Application Status	Expired		Remove
Application Number	Continuity Type	Prior Application Number	Filing or 371(c) Date (YYYY-MM-DD)
13/101009	Claims benefit of provisional	61/357894	2010-06-23

Additional Domestic Benefit/National Stage Data may be generated within this form by selecting the **Add** button. Add

Foreign Priority Information:

This section allows for the applicant to claim priority to a foreign application. Providing this information in the application data sheet constitutes the claim for priority as required by 35 U.S.C. 119(b) and 37 CFR 1.55. When priority is claimed to a foreign application that is eligible for retrieval under the priority document exchange program (PDX)[i] the information will be used by the Office to automatically attempt retrieval pursuant to 37 CFR 1.55(i)(1) and (2). Under the PDX program, applicant bears the ultimate responsibility for ensuring that a copy of the foreign application is received by the Office from the participating foreign intellectual property office, or a certified copy of the foreign priority application is filed, within the time period specified in 37 CFR 1.55(g)(1).

Remove

Application Number	Country[i]	Filing Date (YYYY-MM-DD)	Access Code[i] (if applicable)

Additional Foreign Priority Data may be generated within this form by selecting the **Add** button. Add

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Application Data Sheet 37 CFR 1.76	Attorney Docket Number	NBUS.004C1
	Application Number	
Title of Invention	SYSTEMS AND METHODS FOR TISSUE ABLATION	

Statement under 37 CFR 1.55 or 1.78 for AIA (First Inventor to File) Transition Applications

☐ This application (1) claims priority to or the benefit of an application filed before March 16, 2013 and (2) also contains, or contained at any time, a claim to a claimed invention that has an effective filing date on or after March 16, 2013.
NOTE: By providing this statement under 37 CFR 1.55 or 1.78, this application, with a filing date on or after March 16, 2013, will be examined under the first inventor to file provisions of the AIA.

Application Data Sheet 37 CFR 1.76	Attorney Docket Number	NBUS.004C1
	Application Number	
Title of Invention	SYSTEMS AND METHODS FOR TISSUE ABLATION	

Authorization or Opt-Out of Authorization to Permit Access:

When this Application Data Sheet is properly signed and filed with the application, applicant has provided written authority to permit a participating foreign intellectual property (IP) office access to the instant application-as-filed (see paragraph A in subsection 1 below) and the European Patent Office (EPO) access to any search results from the instant application (see paragraph B in subsection 1 below).

Should applicant choose not to provide an authorization identified in subsection 1 below, applicant **must opt-out** of the authorization by checking the corresponding box A or B or both in subsection 2 below.

NOTE: This section of the Application Data Sheet is **ONLY** reviewed and processed with the **INITIAL** filing of an application. After the initial filing of an application, an Application Data Sheet cannot be used to provide or rescind authorization for access by a foreign IP office(s). Instead, Form PTO/SB/39 or PTO/SB/69 must be used as appropriate.

1. Authorization to Permit Access by a Foreign Intellectual Property Office(s)

A. Priority Document Exchange (PDX) - Unless box A in subsection 2 (opt-out of authorization) is checked, the undersigned hereby **grants the USPTO authority** to provide the European Patent Office (EPO), the Japan Patent Office (JPO), the Korean Intellectual Property Office (KIPO), the State Intellectual Property Office of the People's Republic of China (SIPO), the World Intellectual Property Organization (WIPO), and any other foreign intellectual property office participating with the USPTO in a bilateral or multilateral priority document exchange agreement in which a foreign application claiming priority to the instant patent application is filed, access to: (1) the instant patent application-as-filed and its related bibliographic data, (2) any foreign or domestic application to which priority or benefit is claimed by the instant application and its related bibliographic data, and (3) the date of filing of this Authorization. See 37 CFR 1.14(h)(1).

B. Search Results from U.S. Application to EPO - Unless box B in subsection 2 (opt-out of authorization) is checked, the undersigned hereby **grants the USPTO authority** to provide the EPO access to the bibliographic data and search results from the instant patent application when a European patent application claiming priority to the instant patent application is filed. See 37 CFR 1.14(h)(2).

The applicant is reminded that the EPO's Rule 141(1) EPC (European Patent Convention) requires applicants to submit a copy of search results from the instant application without delay in a European patent application that claims priority to the instant application.

2. Opt-Out of Authorizations to Permit Access by a Foreign Intellectual Property Office(s)

☐ A. Applicant **DOES NOT** authorize the USPTO to permit a participating foreign IP office access to the instant application-as-filed. If this box is checked, the USPTO will not be providing a participating foreign IP office with any documents and information identified in subsection 1A above.

☐ B. Applicant **DOES NOT** authorize the USPTO to transmit to the EPO any search results from the instant patent application. If this box is checked, the USPTO will not be providing the EPO with search results from the instant application.

NOTE: Once the application has published or is otherwise publicly available, the USPTO may provide access to the application in accordance with 37 CFR 1.14.

Application Data Sheet 37 CFR 1.76	Attorney Docket Number	NBUS.004C1
	Application Number	
Title of Invention	SYSTEMS AND METHODS FOR TISSUE ABLATION	

Applicant Information:

Providing assignment information in this section does not substitute for compliance with any requirement of part 3 of Title 37 of CFR to have an assignment recorded by the Office.

Applicant 1 — Remove

If the applicant is the inventor (or the remaining joint inventor or inventors under 37 CFR 1.45), this section should not be completed. The information to be provided in this section is the name and address of the legal representative who is the applicant under 37 CFR 1.43; or the name and address of the assignee, person to whom the inventor is under an obligation to assign the invention, or person who otherwise shows sufficient proprietary interest in the matter who is the applicant under 37 CFR 1.46. If the applicant is an applicant under 37 CFR 1.46 (assignee, person to whom the inventor is obligated to assign, or person who otherwise shows sufficient proprietary interest) together with one or more joint inventors, then the joint inventor or inventors who are also the applicant should be identified in this section.

Clear

● Assignee	Legal Representative under 35 U.S.C. 117	Joint Inventor
Person to whom the inventor is obligated to assign.	Person who shows sufficient proprietary interest	

If applicant is the legal representative, indicate the authority to file the patent application, the inventor is:

Name of the Deceased or Legally Incapacitated Inventor:

If the Applicant is an Organization check here. ☒

Organization Name	Nimbus Concepts, LLC		
Mailing Address Information For Applicant:			
Address 1	925 Lincoln Street, PH		
Address 2			
City	Denver	**State/Province**	CO
Country	US	Postal Code	80203
Phone Number		Fax Number	
Email Address			

Additional Applicant Data may be generated within this form by selecting the Add button. Add

Assignee Information including Non-Applicant Assignee Information:

Providing assignment information in this section does not substitute for compliance with any requirement of part 3 of Title 37 of CFR to have an assignment recorded by the Office.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Application Data Sheet 37 CFR 1.76	Attorney Docket Number	NBUS.004C1
	Application Number	
Title of Invention	SYSTEMS AND METHODS FOR TISSUE ABLATION	

Assignee 1

Complete this section if assignee information, including non-applicant assignee information, is desired to be included on the patent application publication. An assignee-applicant identified in the "Applicant Information" section will appear on the patent application publication as an applicant. For an assignee-applicant, complete this section only if identification as an assignee is also desired on the patent application publication.

Remove

If the Assignee or Non-Applicant Assignee is an Organization check here. ☐

Prefix	**Given Name**	Middle Name	**Family Name**	Suffix

Mailing Address Information For Assignee including Non-Applicant Assignee:

Address 1			
Address 2			
City		**State/Province**	
Country i		Postal Code	
Phone Number		Fax Number	
Email Address			

Additional Assignee or Non-Applicant Assignee Data may be generated within this form by selecting the Add button. Add

Signature:

Remove

NOTE: This Application Data Sheet must be signed in accordance with 37 CFR 1.33(b). **However, if this Application Data Sheet is submitted with the INITIAL filing of the application and either box A or B is not checked in subsection 2 of the "Authorization or Opt-Out of Authorization to Permit Access" section, then this form must also be signed in accordance with 37 CFR 1.14(c).**

This Application Data Sheet **must** be signed by a patent practitioner if one or more of the applicants is a **juristic entity** (e.g., corporation or association). If the applicant is two or more joint inventors, this form must be signed by a patent practitioner, **all** joint inventors who are the applicant, or one or more joint inventor-applicants who have been given power of attorney (e.g., see USPTO Form PTO/AIA/81) on behalf of **all** joint inventor-applicants.

See 37 CFR 1.4(d) for the manner of making signatures and certifications.

Signature	/Adam Gilbert/			Date (YYYY-MM-DD)	2016-04-07
First Name	Adam	Last Name	Gilbert	Registration Number	59967

Additional Signature may be generated within this form by selecting the Add button. Add

Application Data Sheet 37 CFR 1.76	Attorney Docket Number	NBUS.004C1
	Application Number	
Title of Invention	SYSTEMS AND METHODS FOR TISSUE ABLATION	

This collection of information is required by 37 CFR 1.76. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 23 minutes to complete, including gathering, preparing, and submitting the completed application data sheet form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

Privacy Act Statement

The Privacy Act of 1974 (P.L. 93-579) requires that you be given certain information in connection with your submission of the attached form related to a patent application or patent. Accordingly, pursuant to the requirements of the Act, please be advised that: (1) the general authority for the collection of this information is 35 U.S.C. 2(b)(2); (2) furnishing of the information solicited is voluntary; and (3) the principal purpose for which the information is used by the U.S. Patent and Trademark Office is to process and/or examine your submission related to a patent application or patent. If you do not furnish the requested information, the U.S. Patent and Trademark Office may not be able to process and/or examine your submission, which may result in termination of proceedings or abandonment of the application or expiration of the patent.

The information provided by you in this form will be subject to the following routine uses:

1 The information on this form will be treated confidentially to the extent allowed under the Freedom of Information Act (5 U.S.C. 552) and the Privacy Act (5 U.S.C. 552a). Records from this system of records may be disclosed to the Department of Justice to determine whether the Freedom of Information Act requires disclosure of these records.

2. A record from this system of records may be disclosed, as a routine use, in the course of presenting evidence to a court, magistrate, or administrative tribunal, including disclosures to opposing counsel in the course of settlement negotiations.

3 A record in this system of records may be disclosed, as a routine use, to a Member of Congress submitting a request involving an individual, to whom the record pertains, when the individual has requested assistance from the Member with respect to the subject matter of the record.

4. A record in this system of records may be disclosed, as a routine use, to a contractor of the Agency having need for the information in order to perform a contract. Recipients of information shall be required to comply with the requirements of the Privacy Act of 1974, as amended, pursuant to 5 U.S.C. 552a(m).

5. A record related to an International Application filed under the Patent Cooperation Treaty in this system of records may be disclosed, as a routine use, to the International Bureau of the World Intellectual Property Organization, pursuant to the Patent CooperationTreaty.

6. A record in this system of records may be disclosed, as a routine use, to another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to the Atomic Energy Act (42 U.S.C. 218(c)).

7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or his/her designee, during an inspection of records conducted by GSA as part of that agency's responsibility to recommend improvements in records management practices and programs, under authority of 44 U.S.C. 2904 and 2906. Such disclosure shall be made in accordance with the GSA regulations governing inspection of records for this purpose, and any other relevant (i.e., GSA or Commerce) directive. Such disclosure shall not be used to make determinations about individuals.

8. A record from this system of records may be disclosed, as a routine use, to the public after either publication of the application pursuant to 35 U.S.C. 122(b) or issuance of a patent pursuant to 35 U.S.C. 151. Further, a record may be disclosed, subject to the limitations of 37 CFR 1.14, as a routine use, to the public if the record was filed in an application which became abandoned or in which the proceedings were terminated and which application is referenced by either a published application, an application open to public inspections or an issued patent.

9. A record from this system of records may be disclosed, as a routine use, to a Federal, State, or local law enforcement agency, if the USPTO becomes aware of a violation or potential violation of law or regulation.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

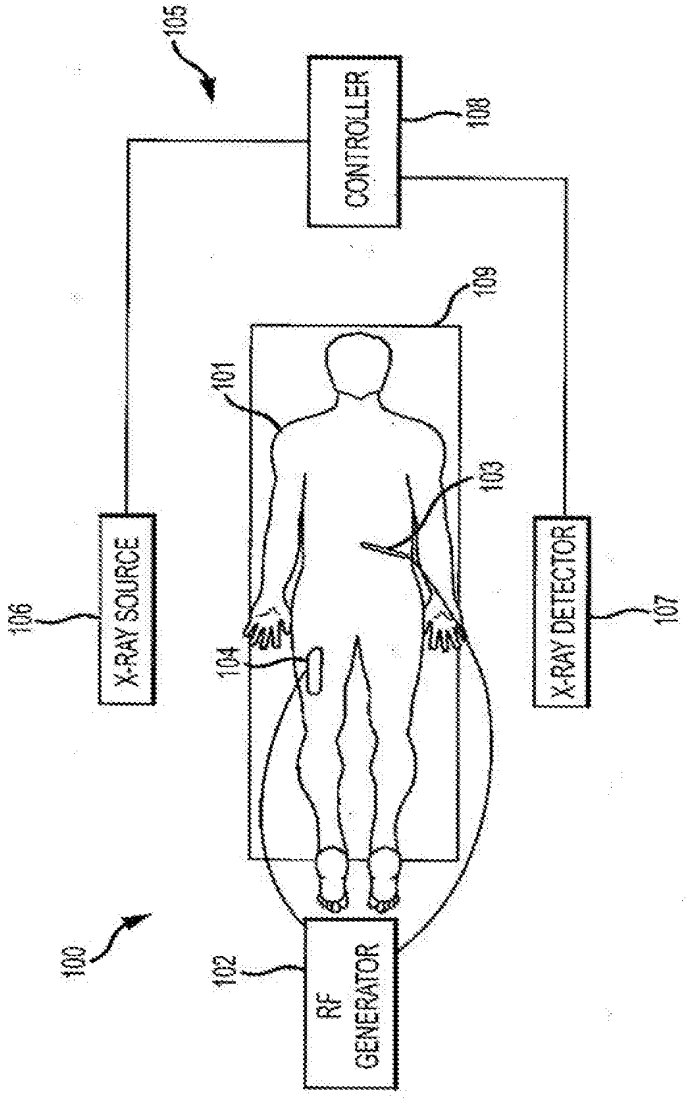


FIG. 1

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

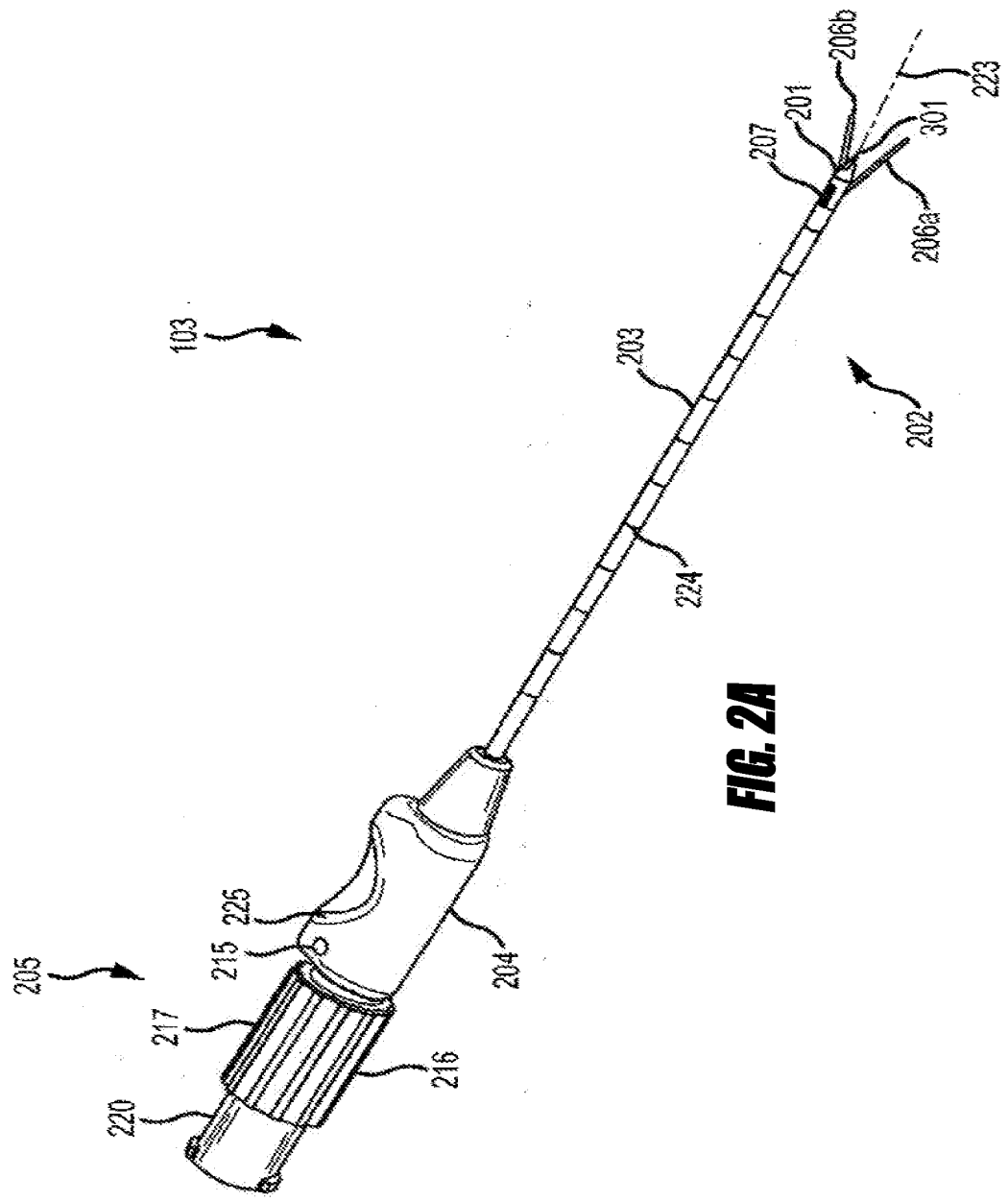


FIG. 2A

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

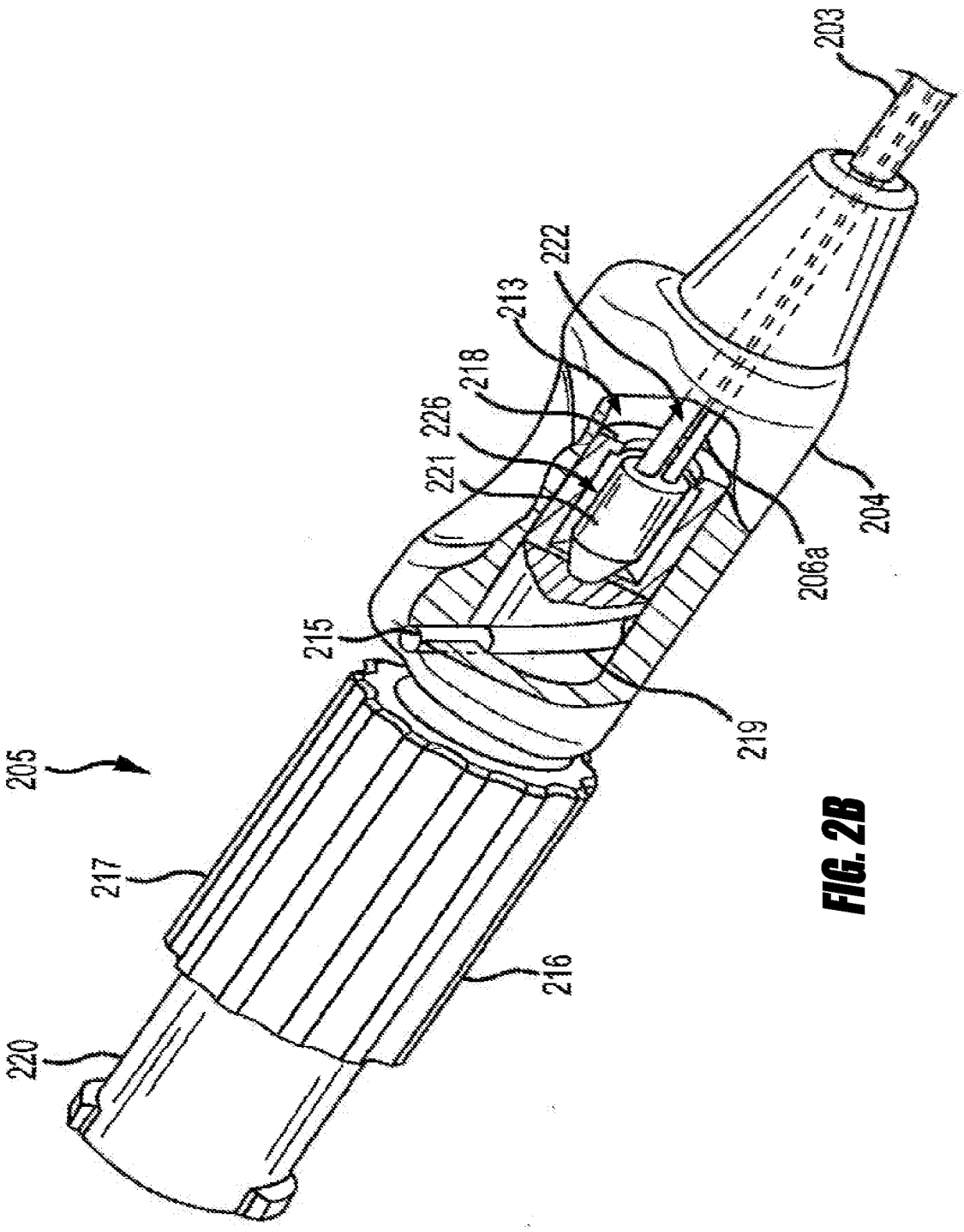


FIG. 2B

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

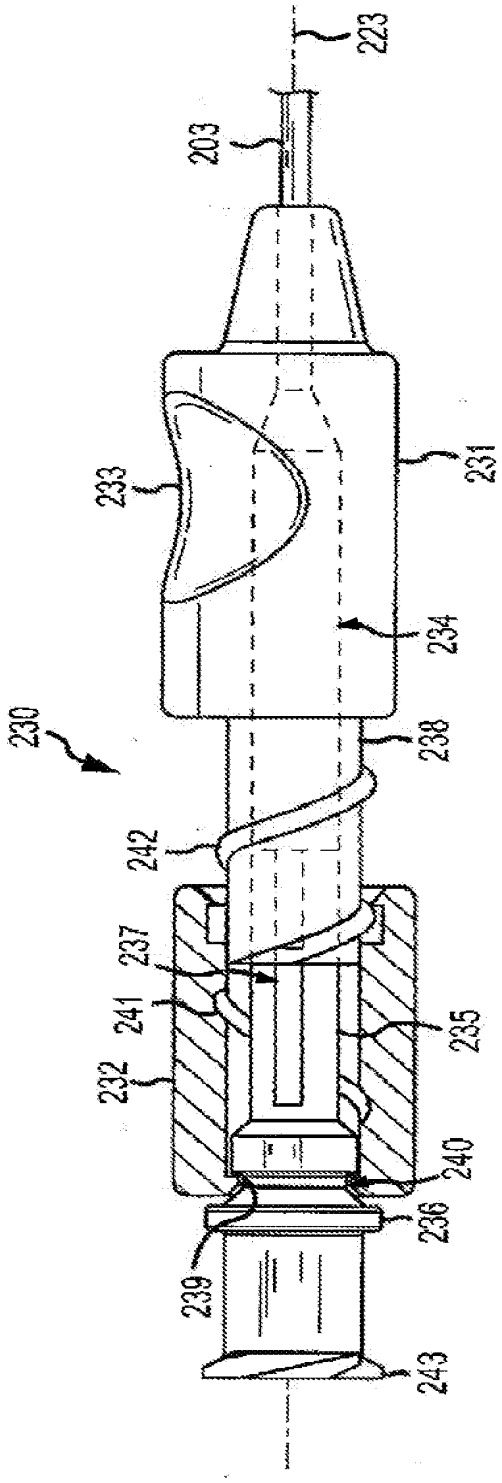


FIG. 2C

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

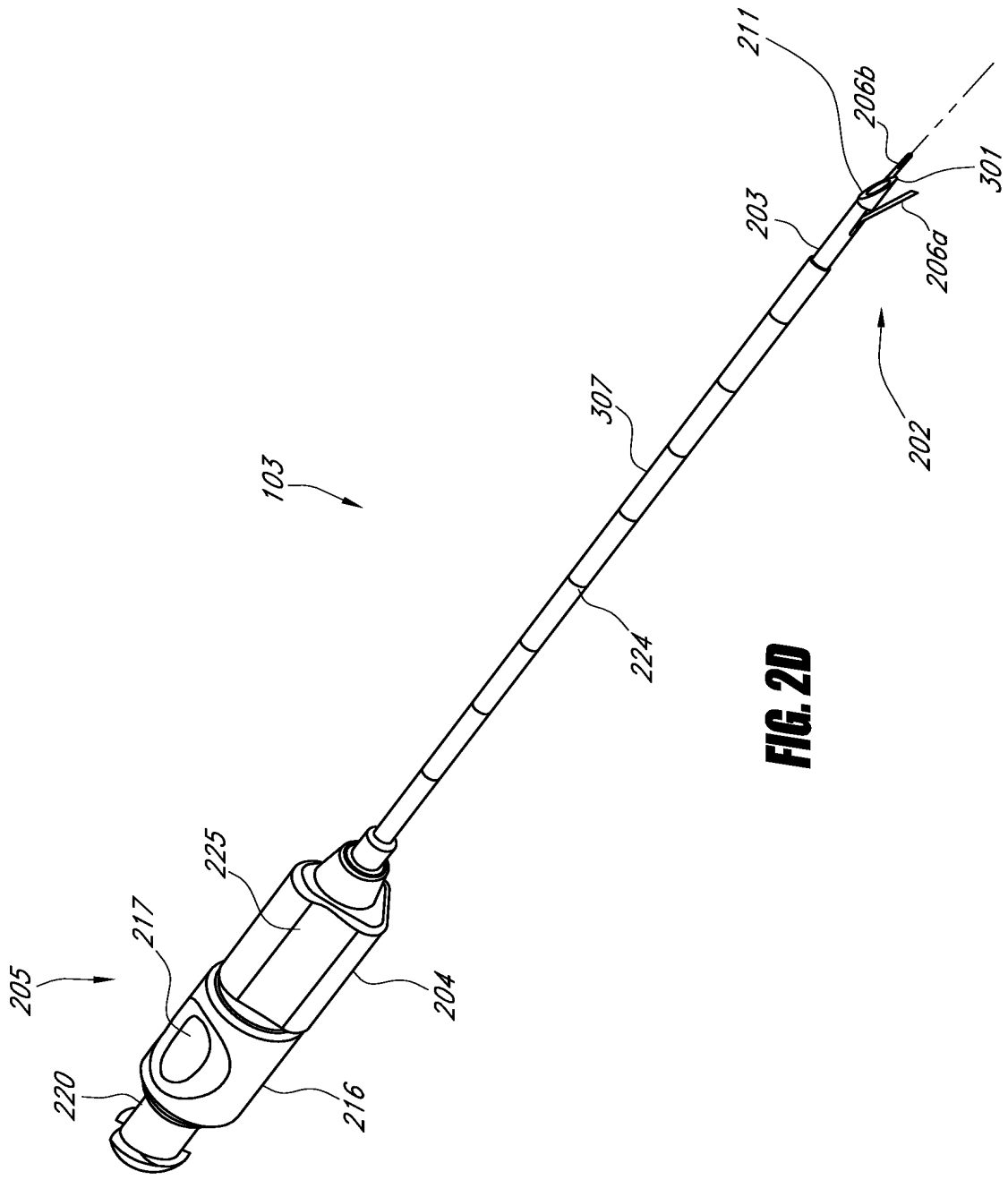


FIG. 2D

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

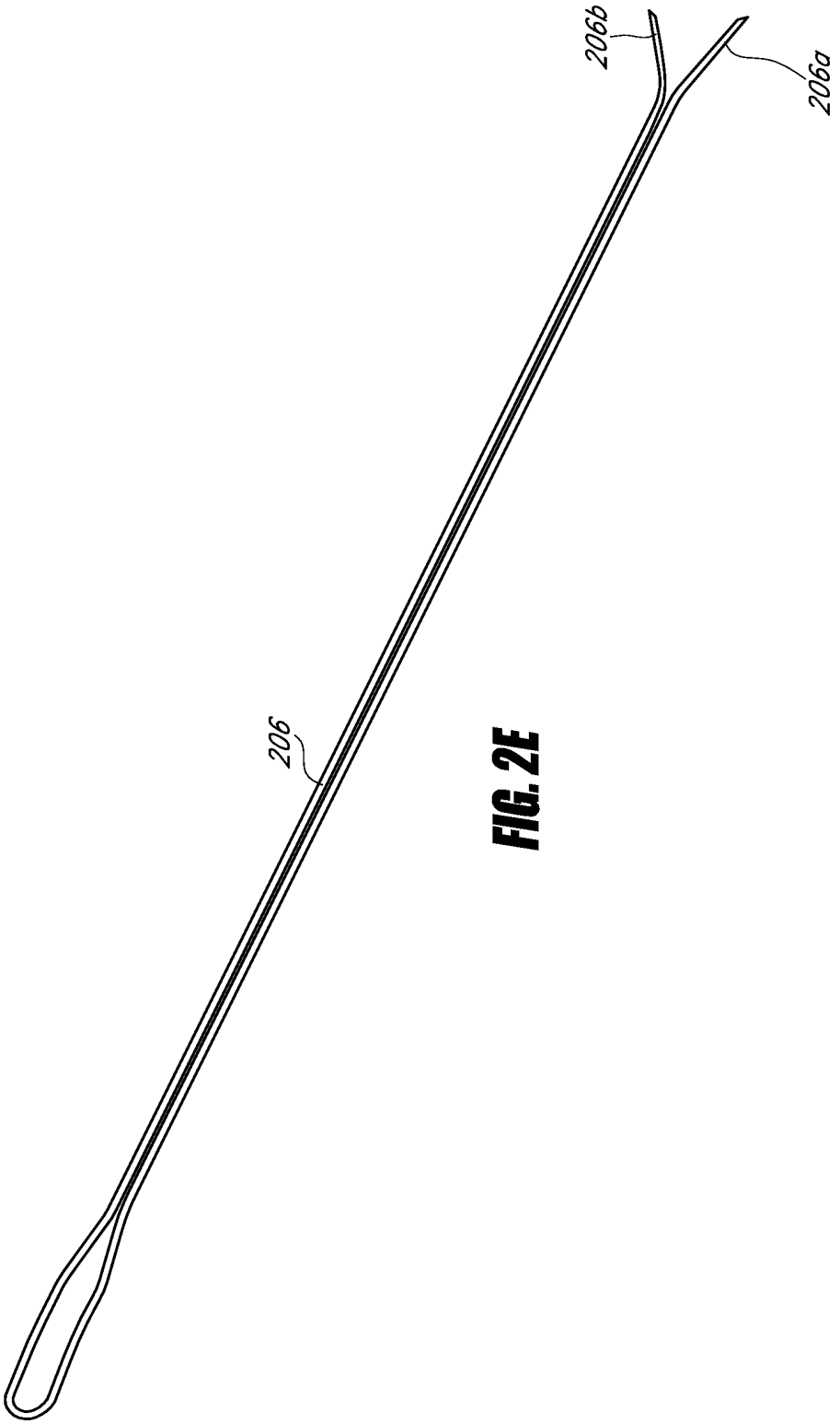


FIG. 2E

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

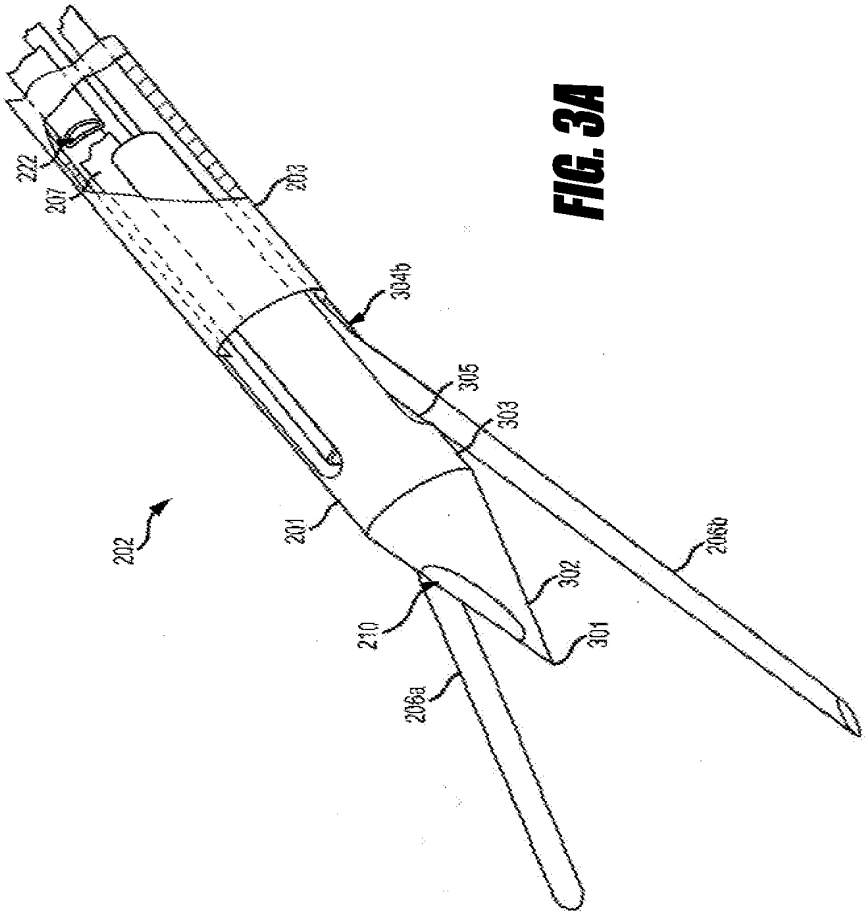


FIG. 3A

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

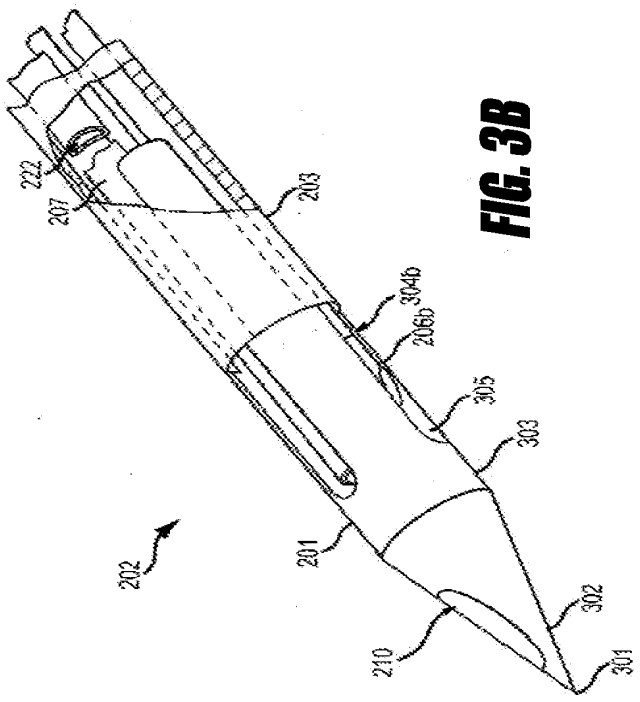


FIG. 3B

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

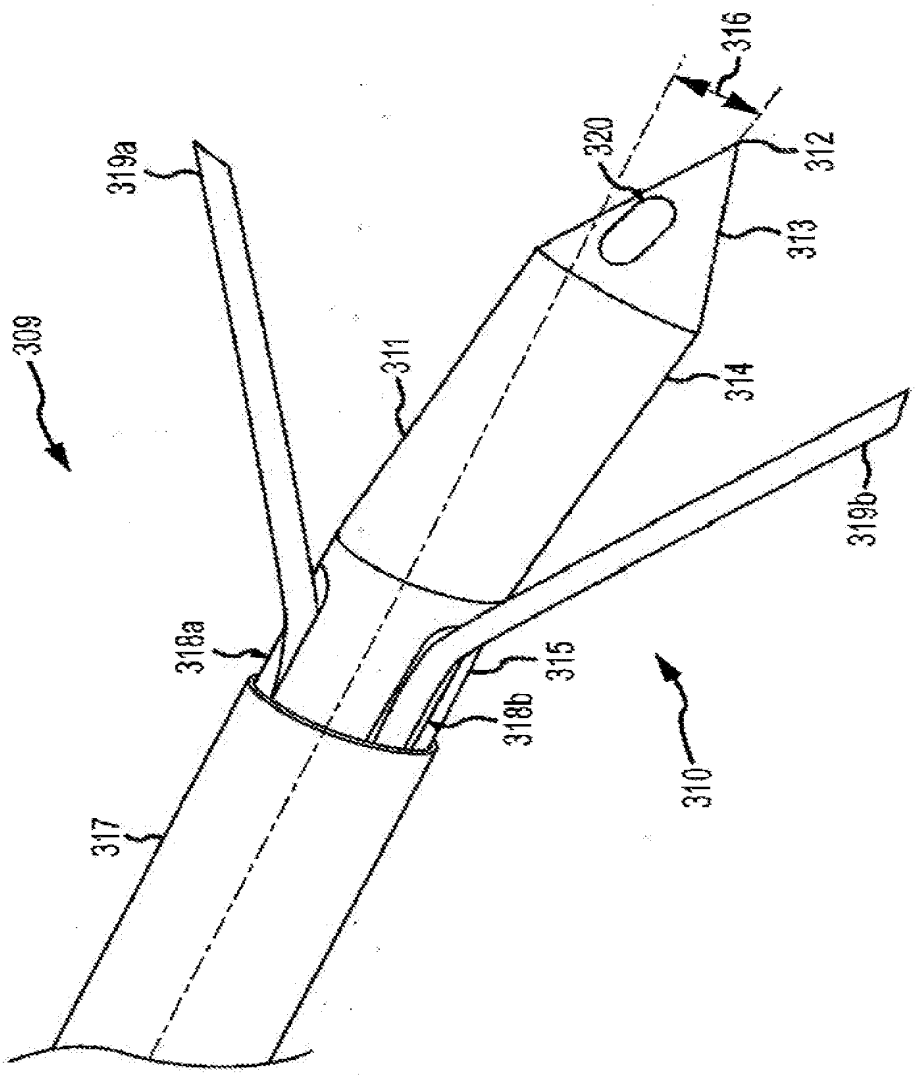


FIG. 3C

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

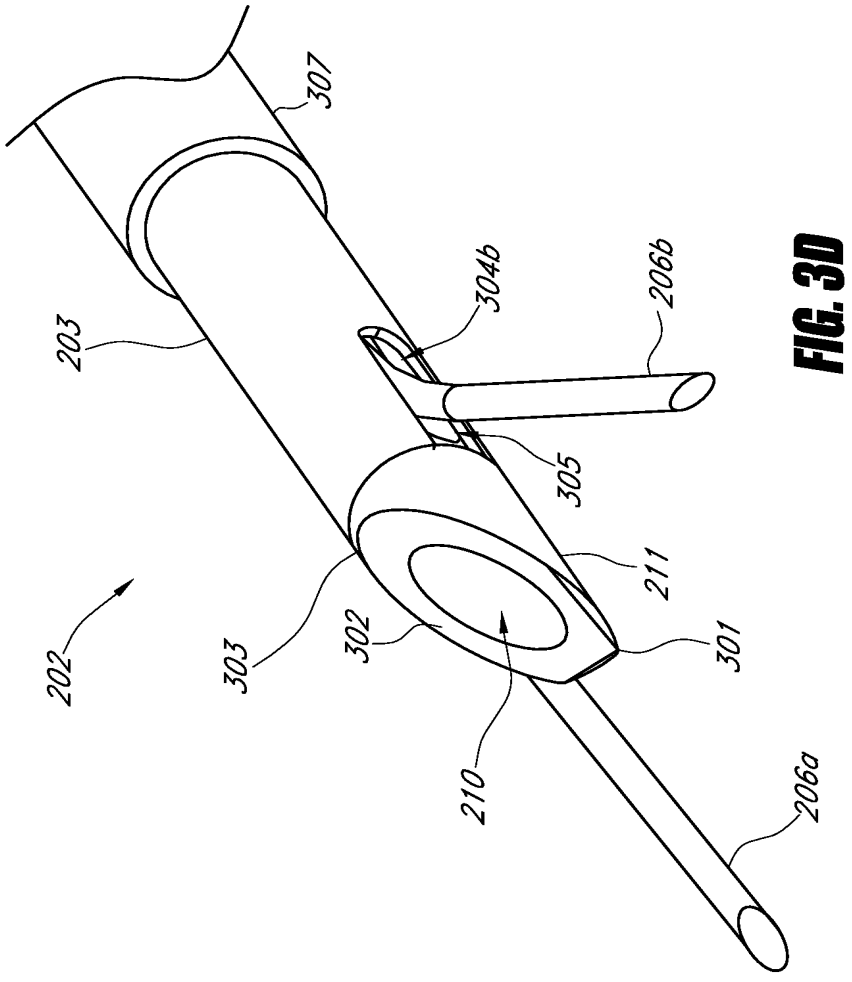


FIG. 3D

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

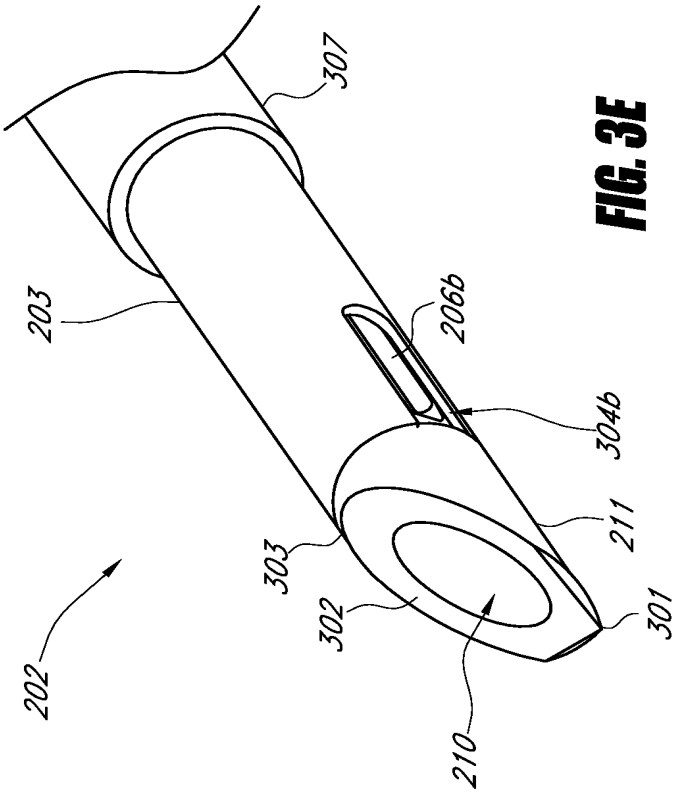


FIG. 3E

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

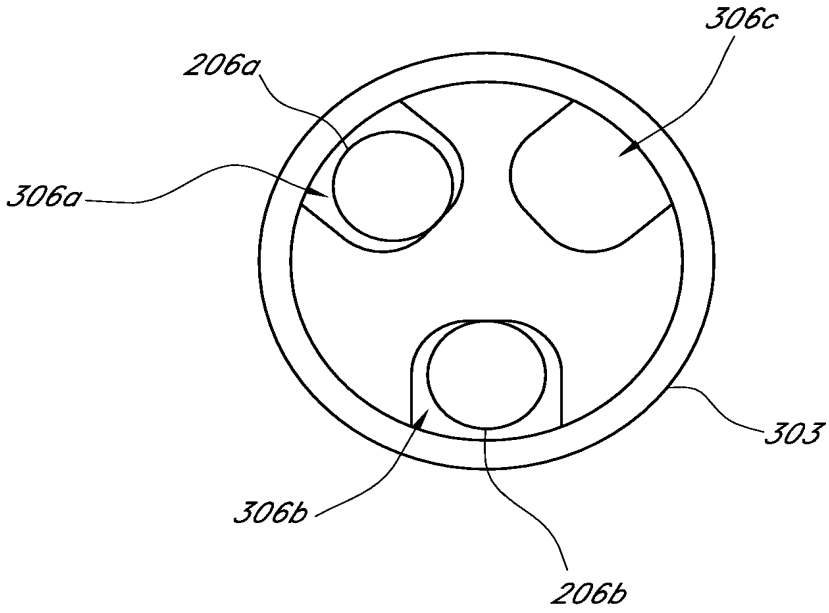


FIG. 3F

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

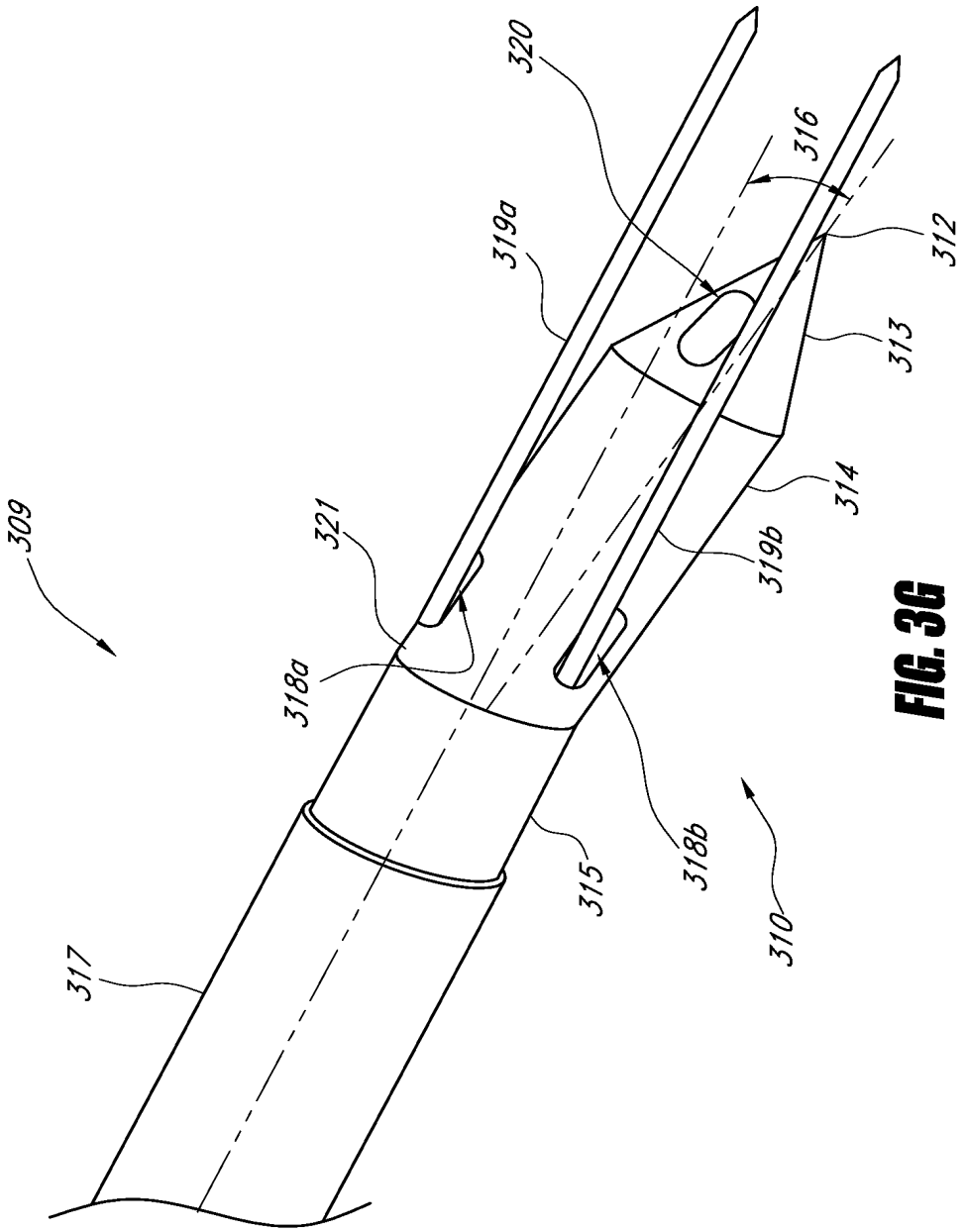


FIG. 3G

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

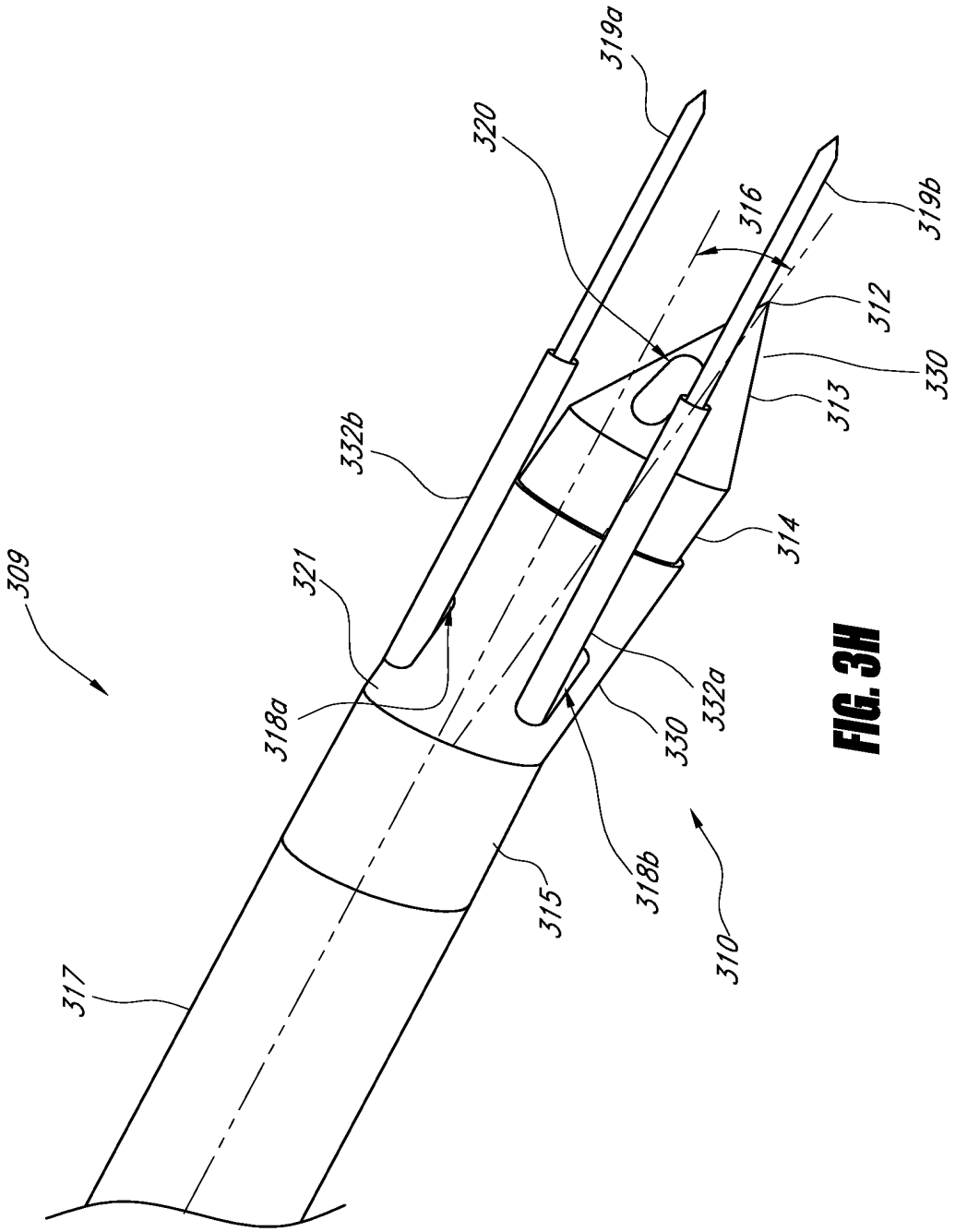


FIG. 3H

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

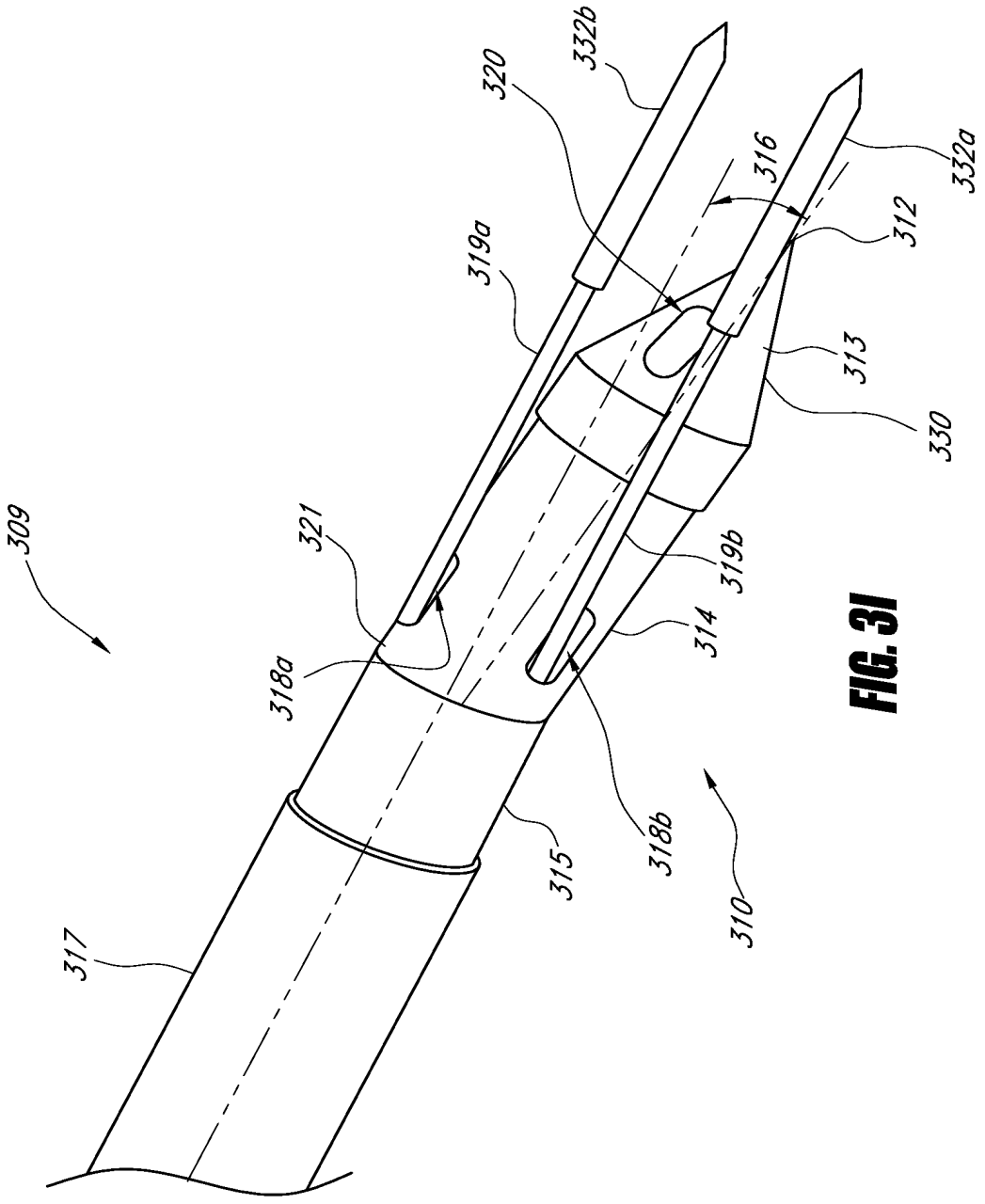


FIG. 3I

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

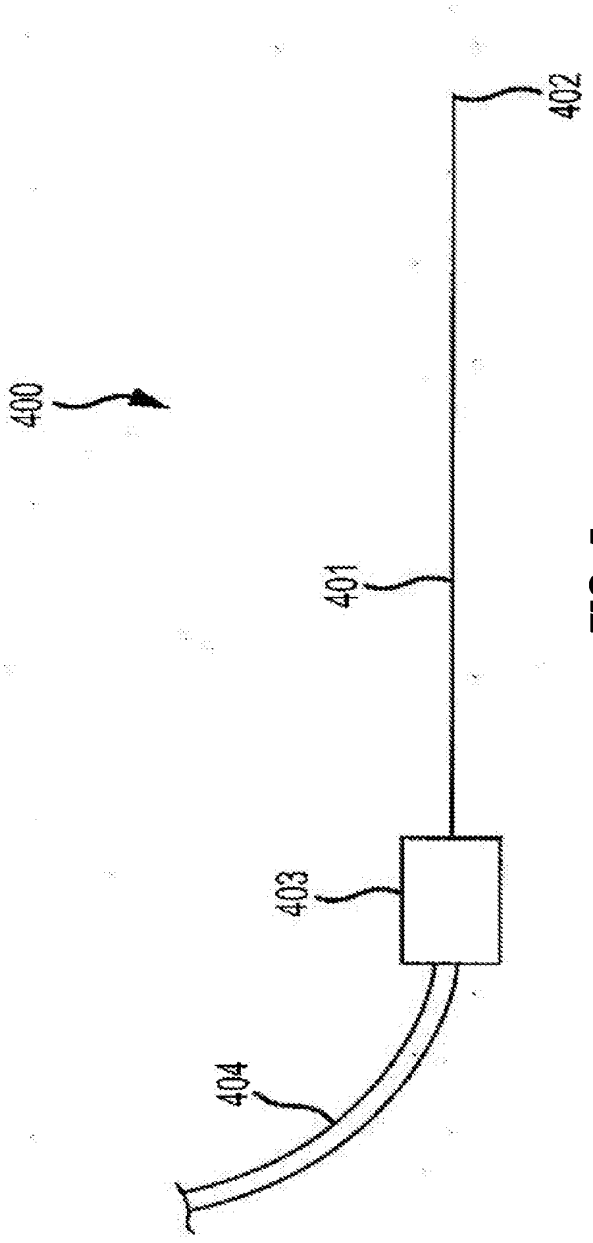


FIG. 4

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

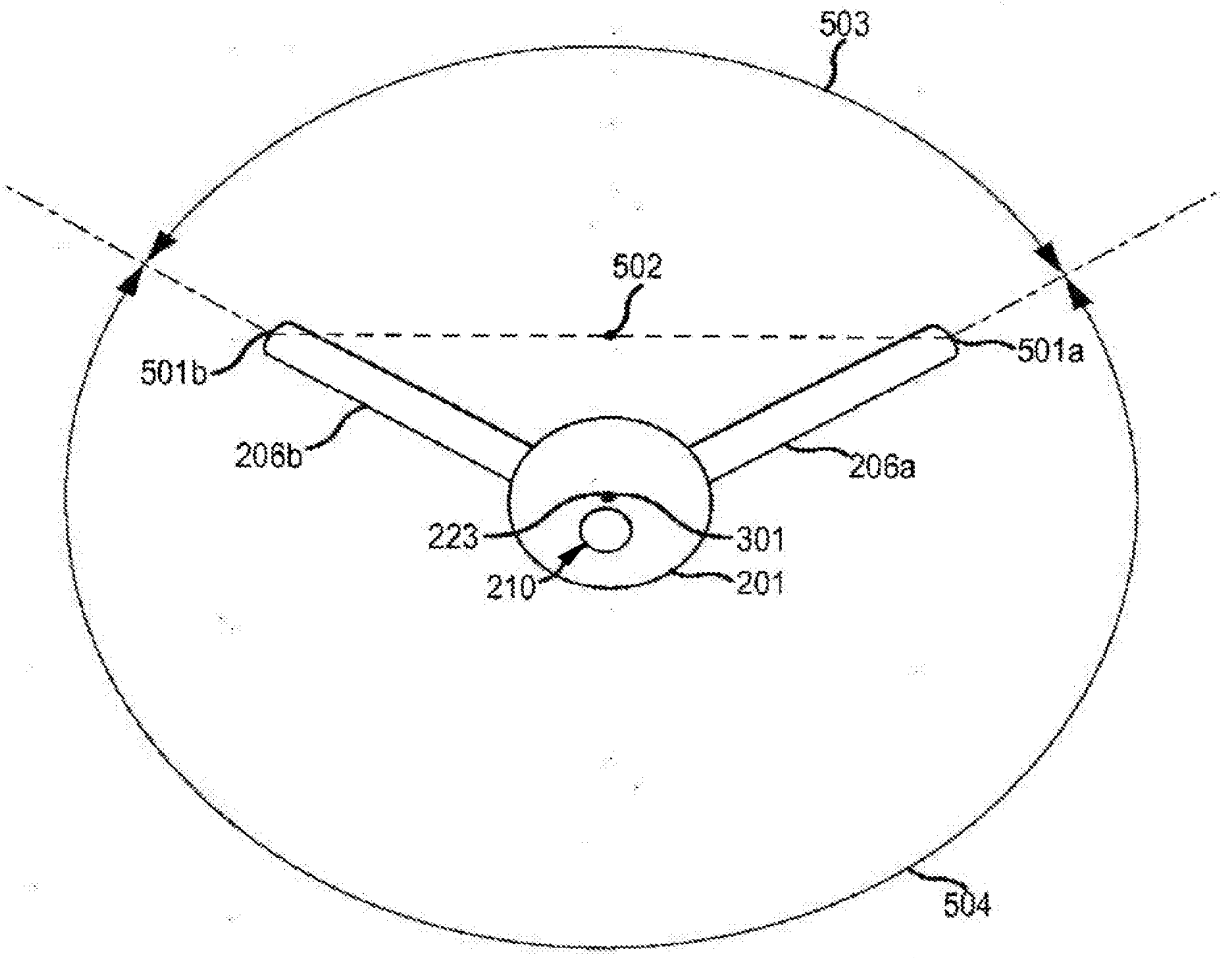


FIG. 5

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

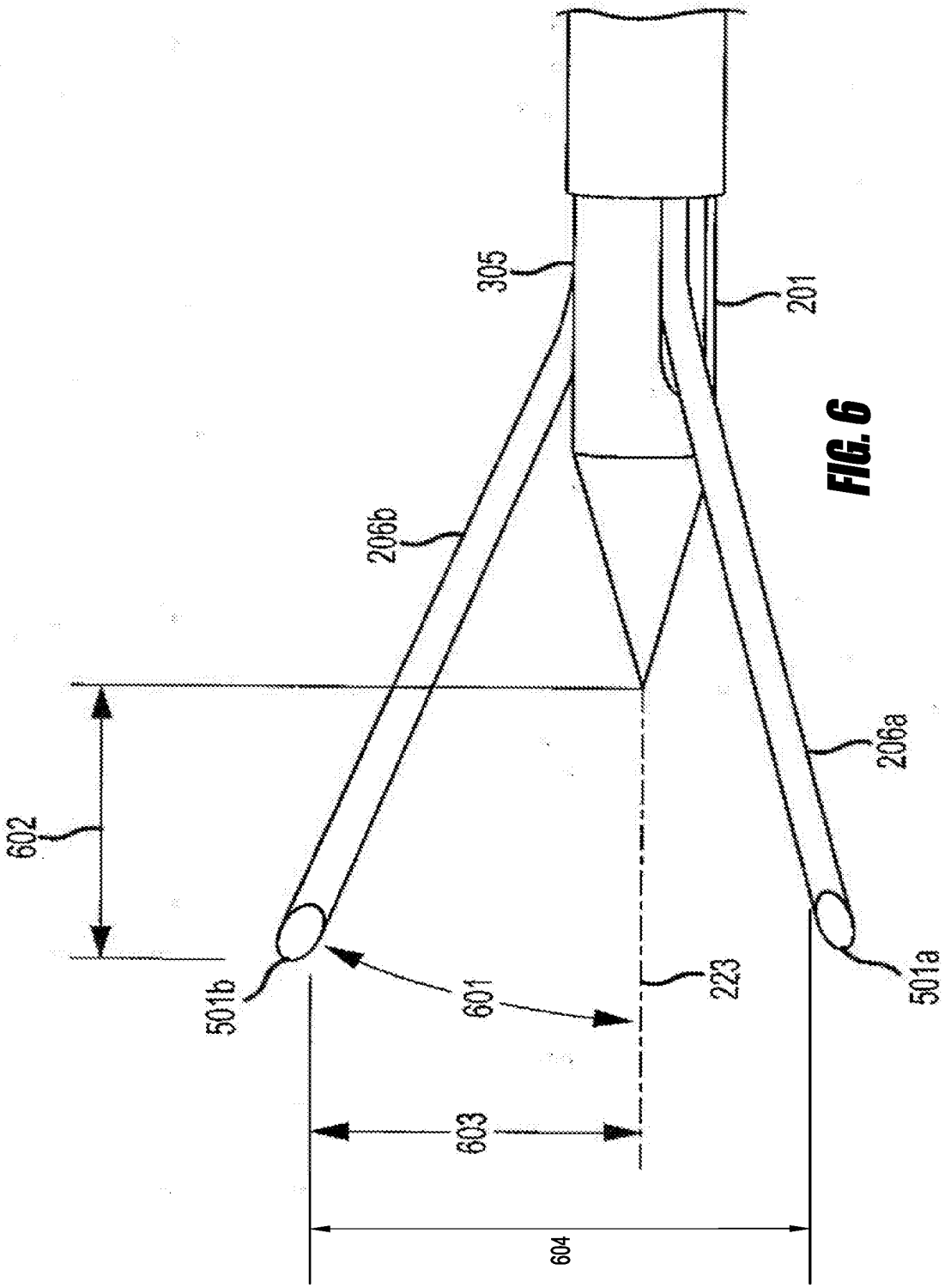


FIG. 6

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

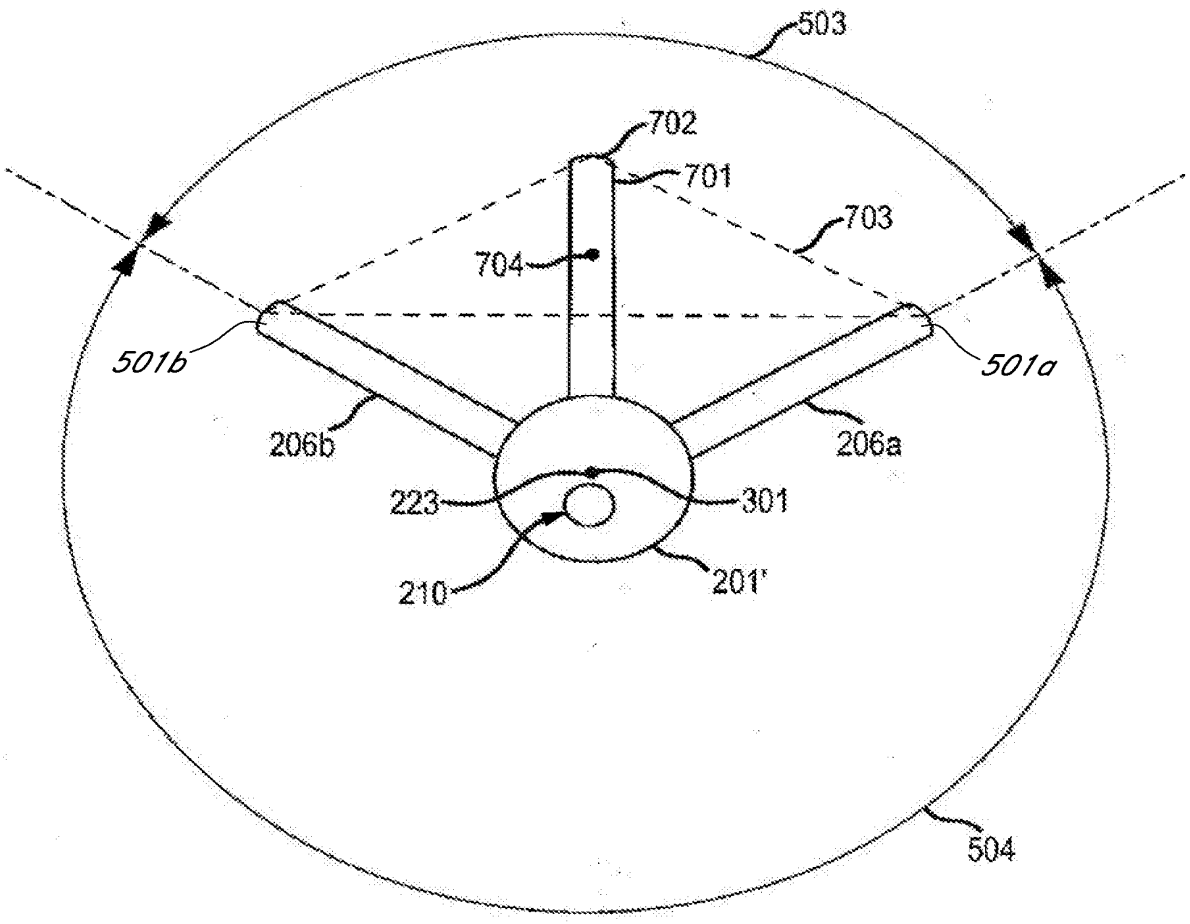


FIG. 7

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

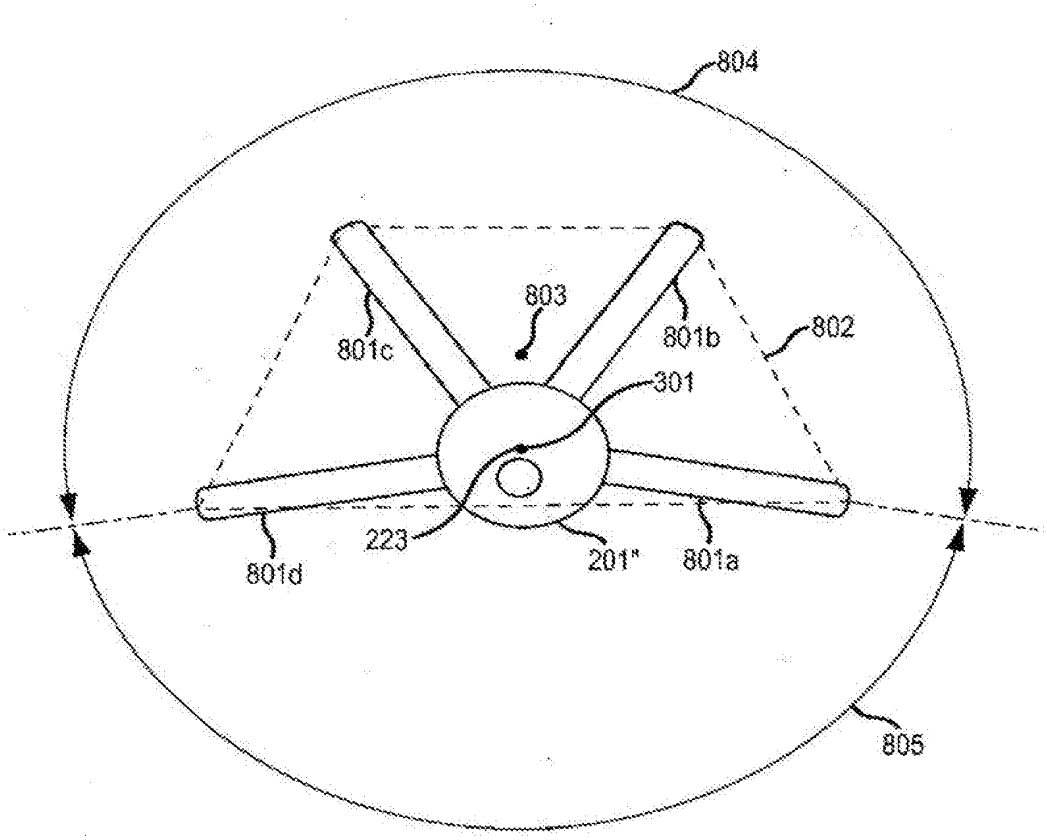


FIG. 8

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

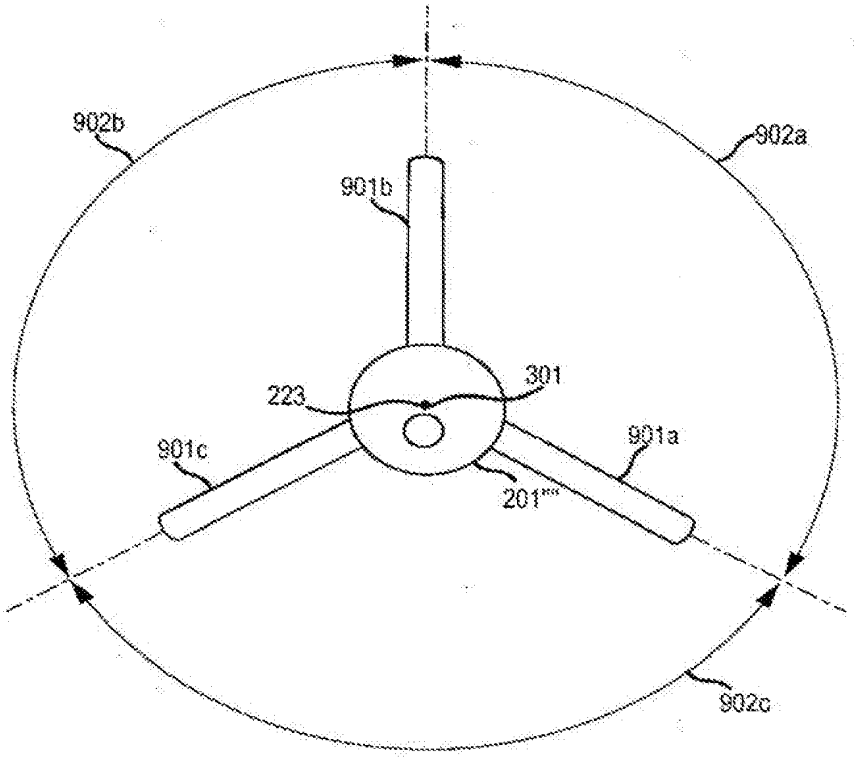


FIG. 9

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

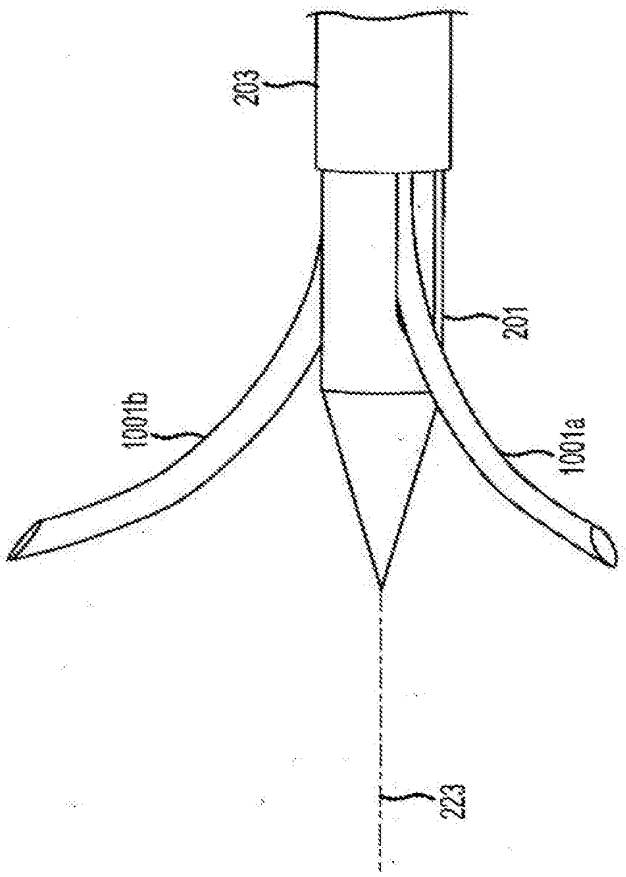


FIG. 10

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

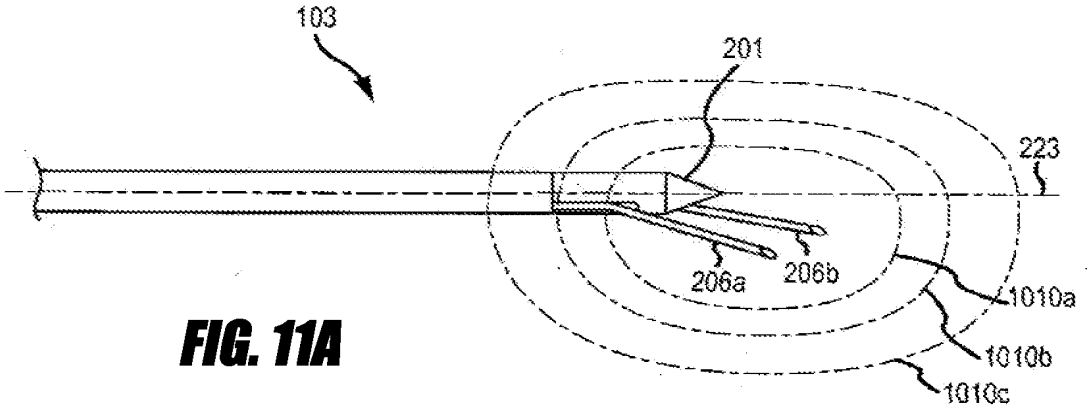


FIG. 11A

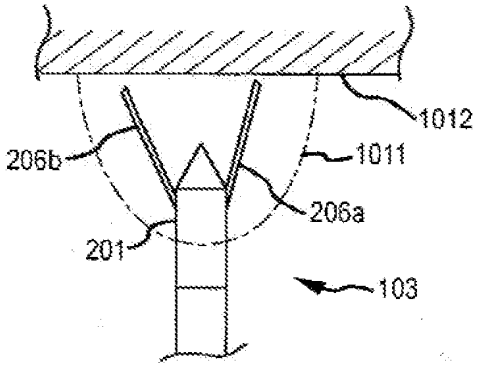


FIG. 11B

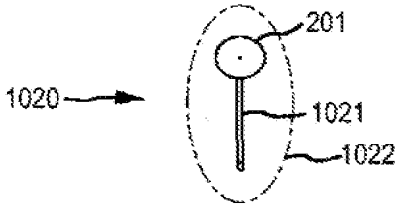


FIG. 11C

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

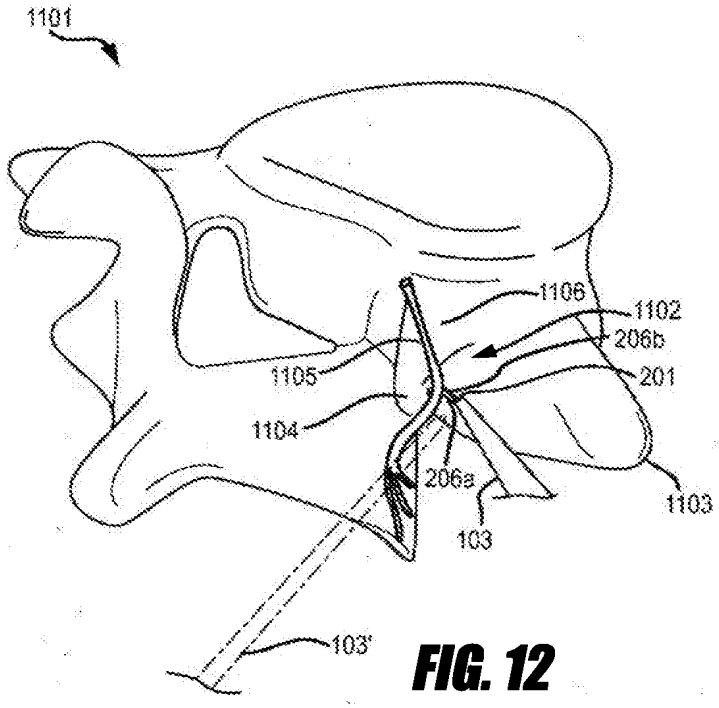


FIG. 12

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

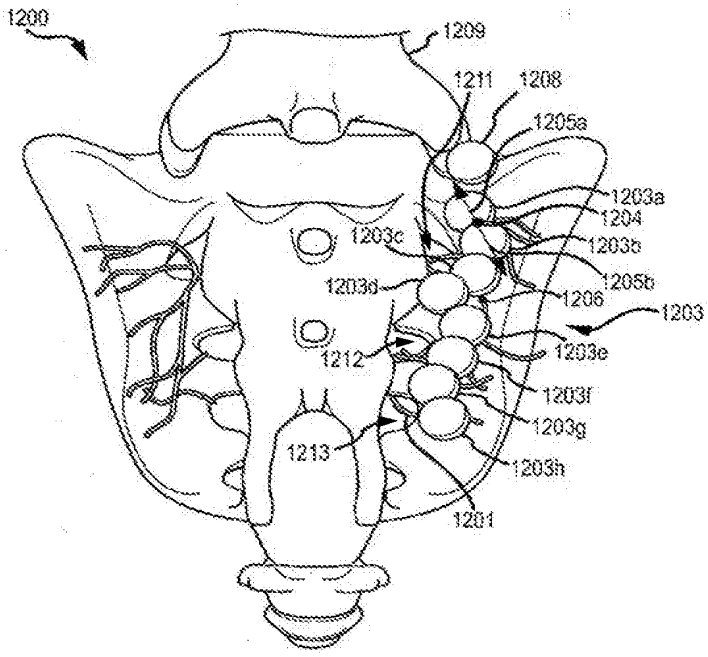


FIG. 13

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

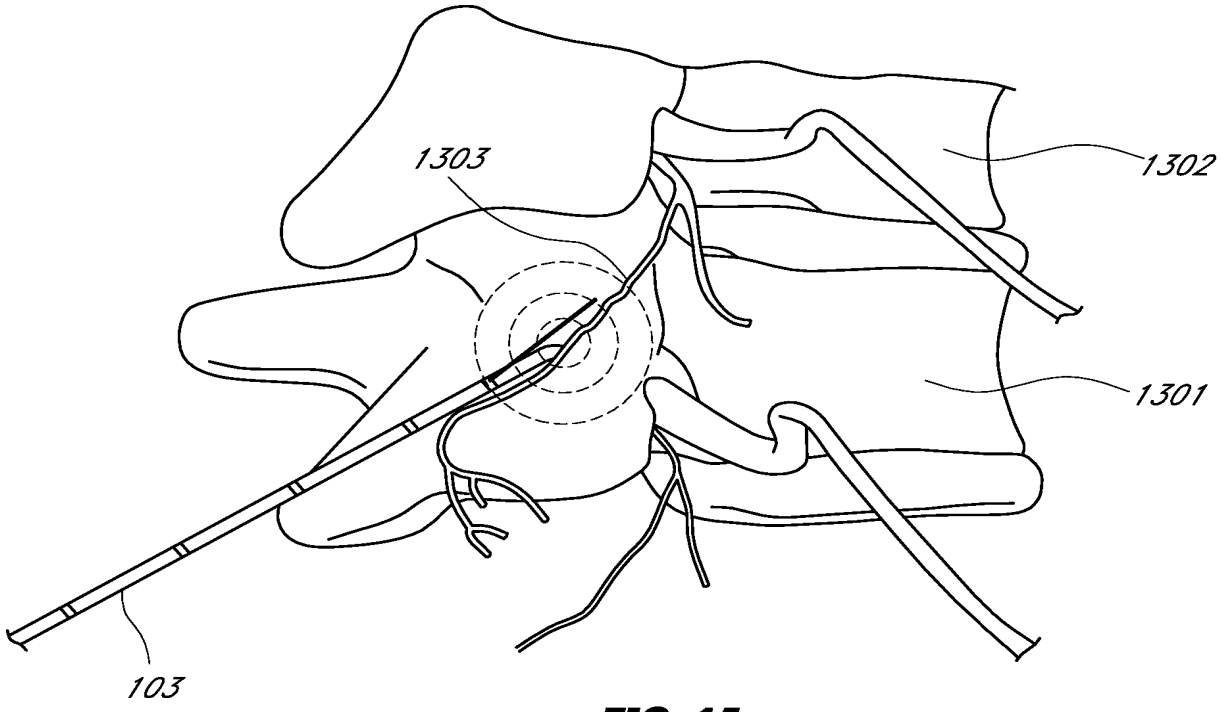


FIG. 14

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

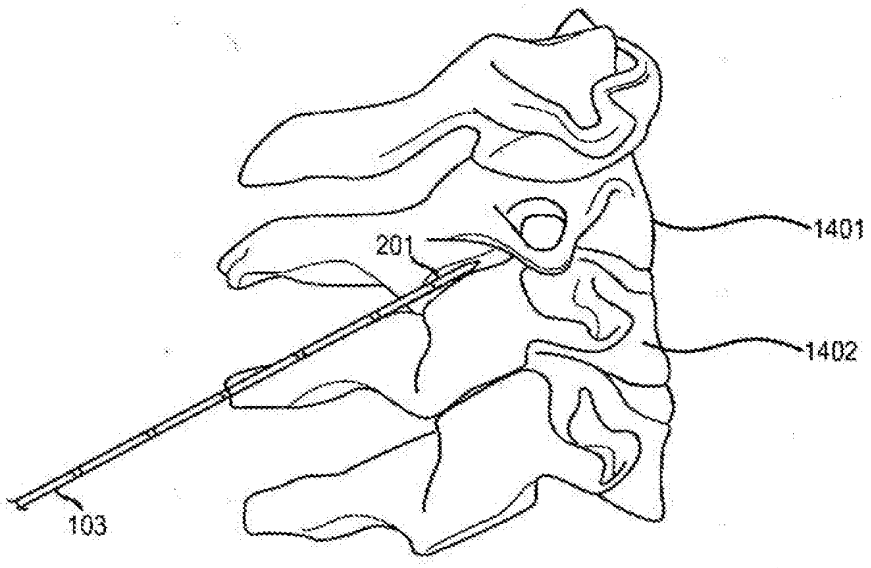


FIG. 15

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

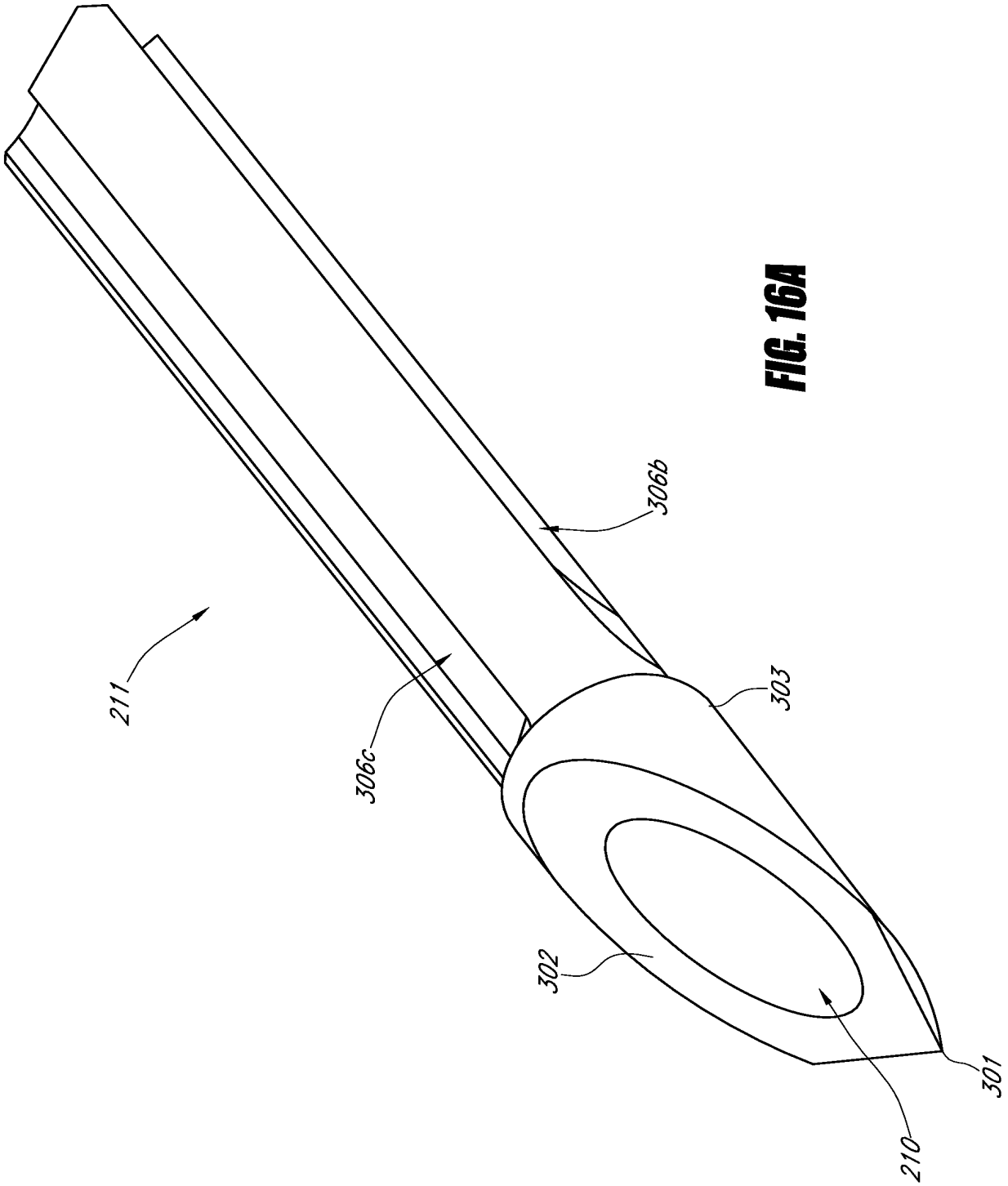


FIG. 16A

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

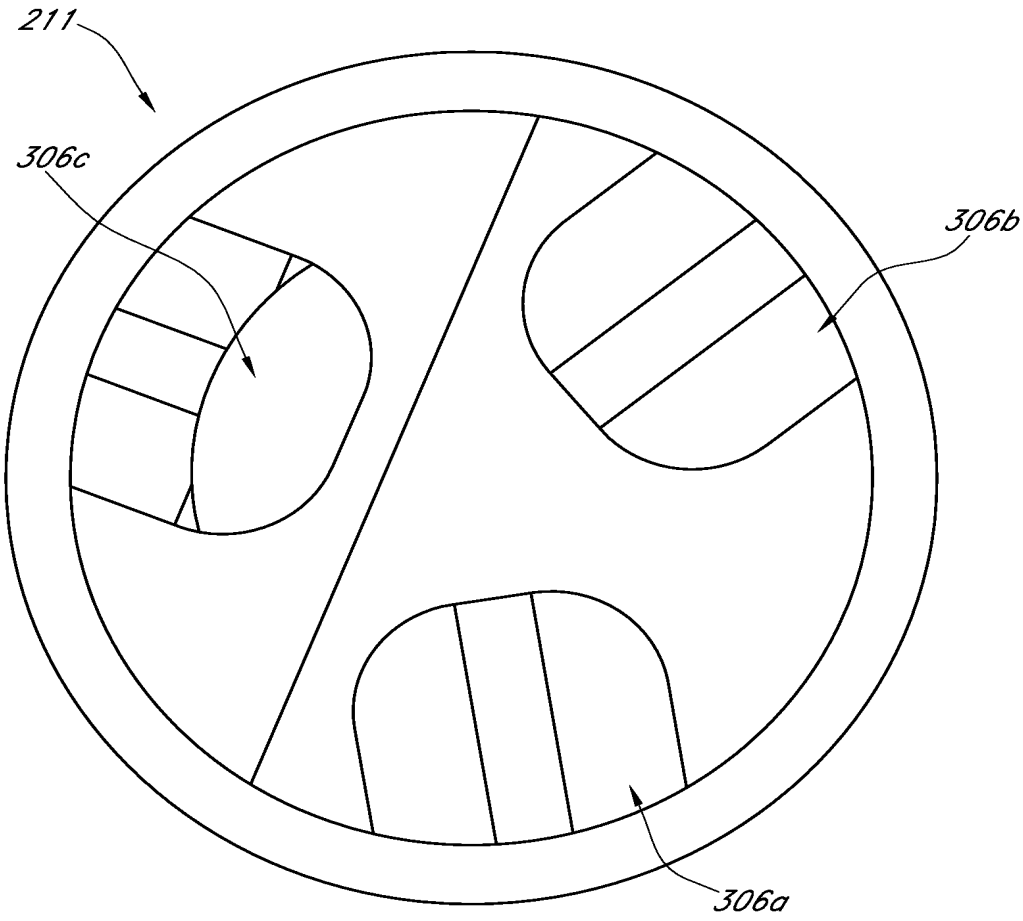


FIG. 16B

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

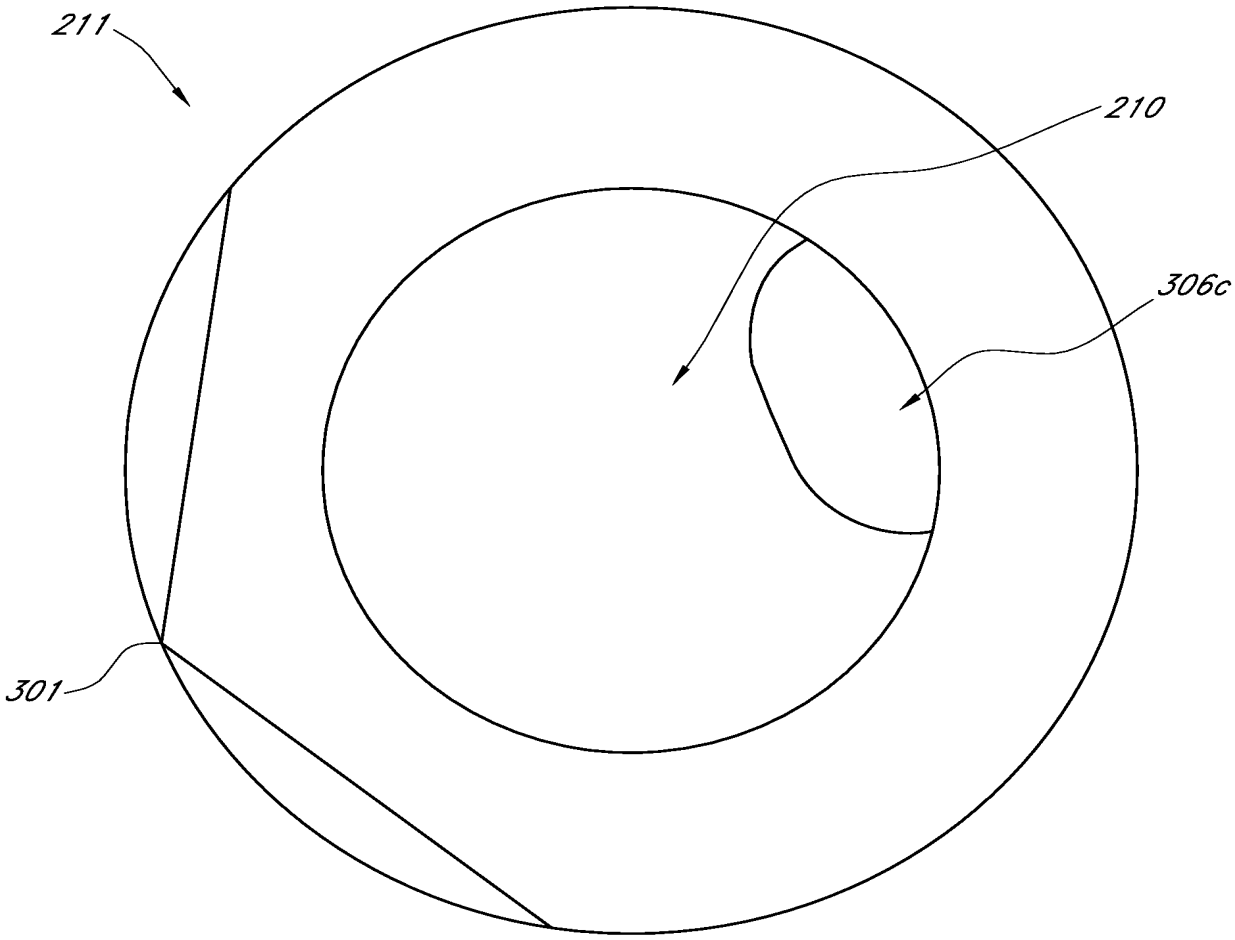


FIG. 16C

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

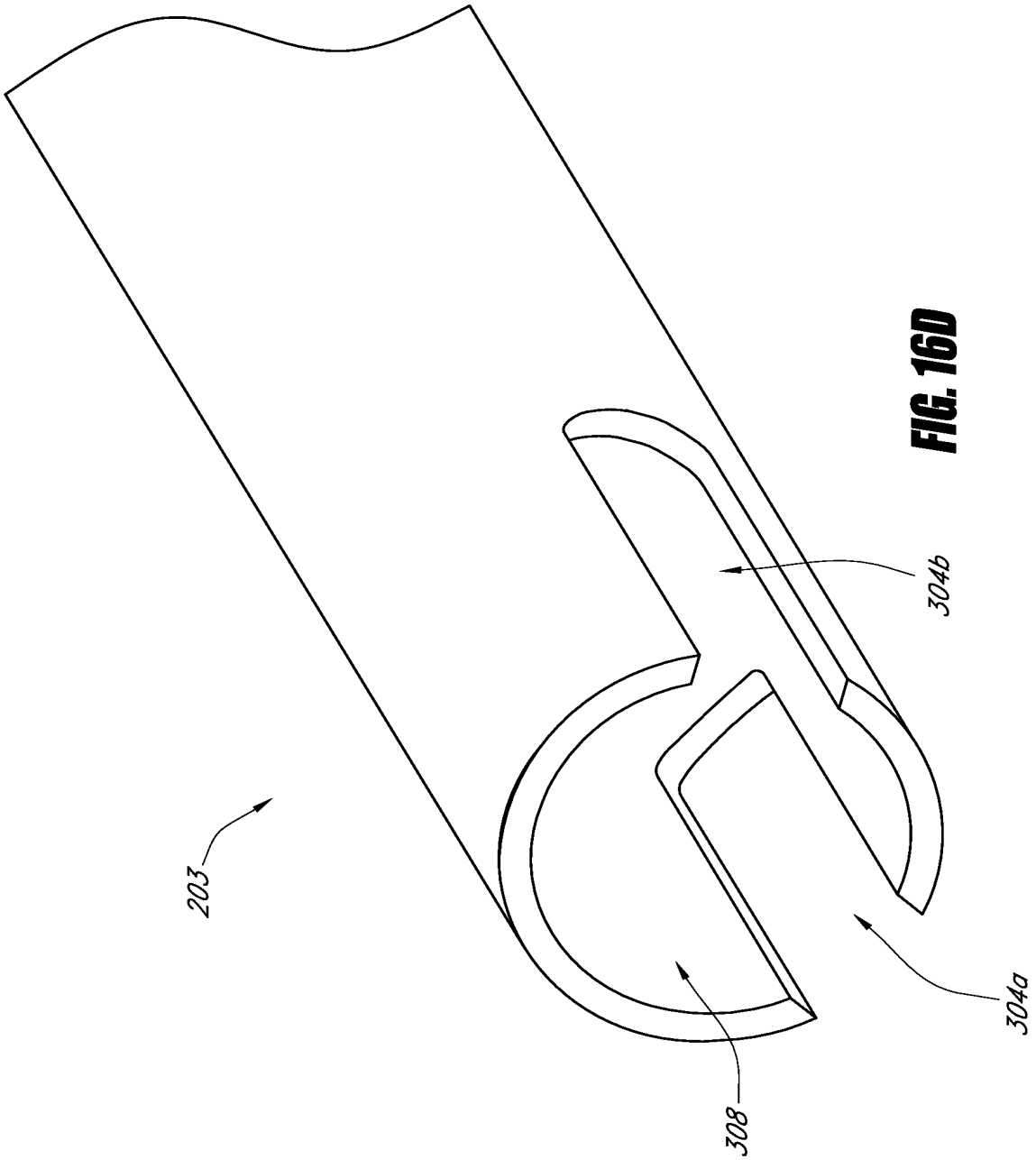


FIG. 16D

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

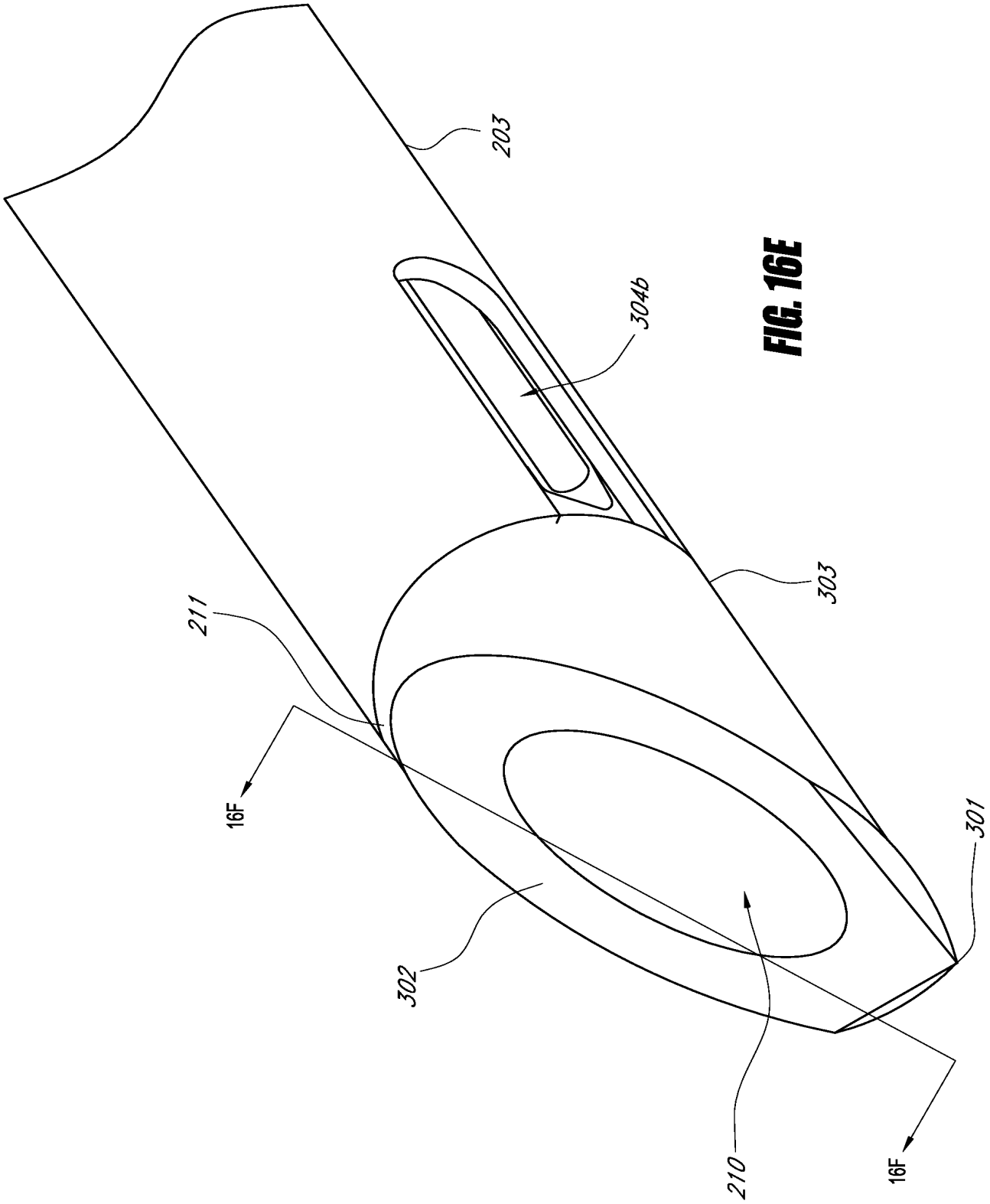


FIG. 16E

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

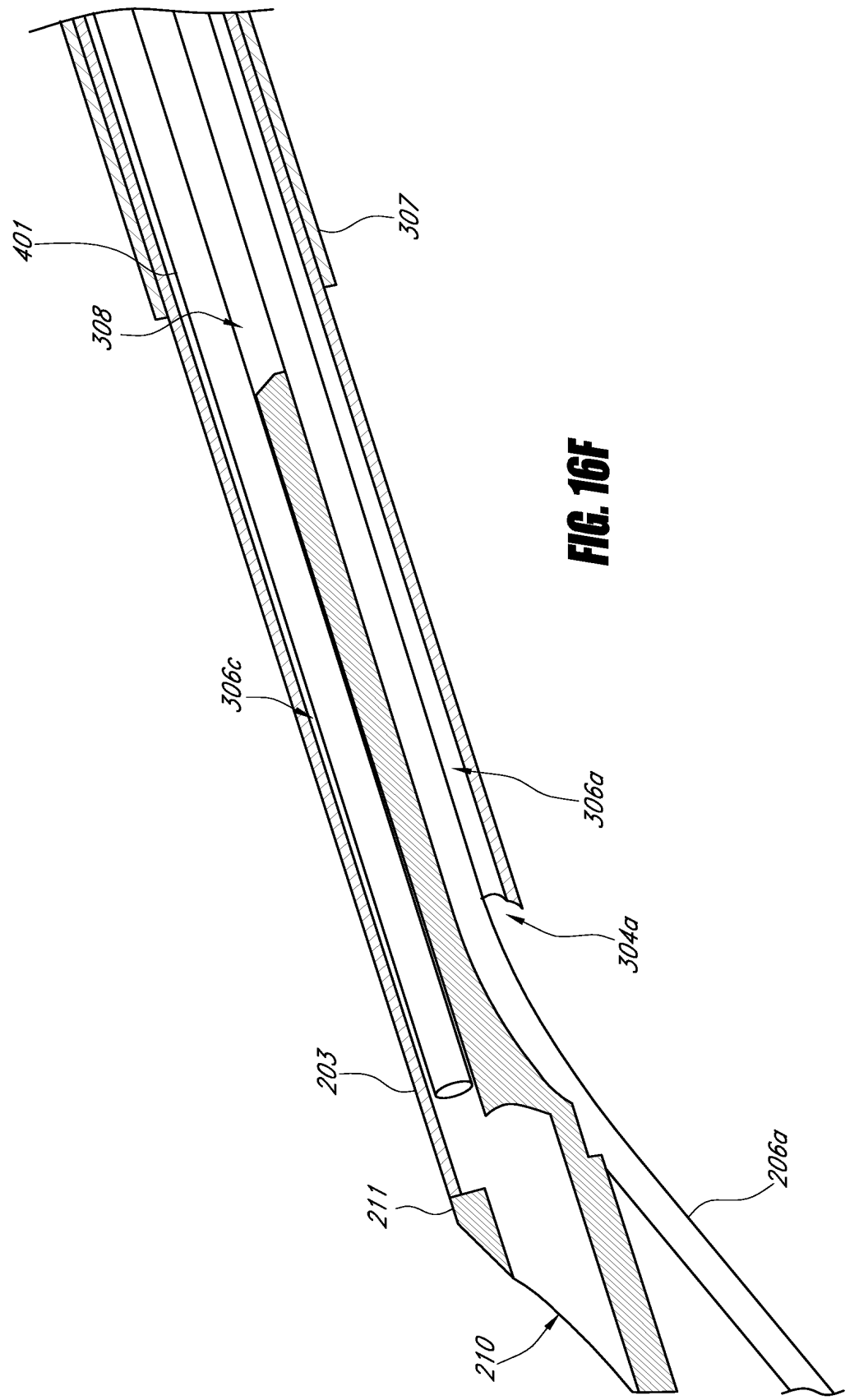


FIG. 16F

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

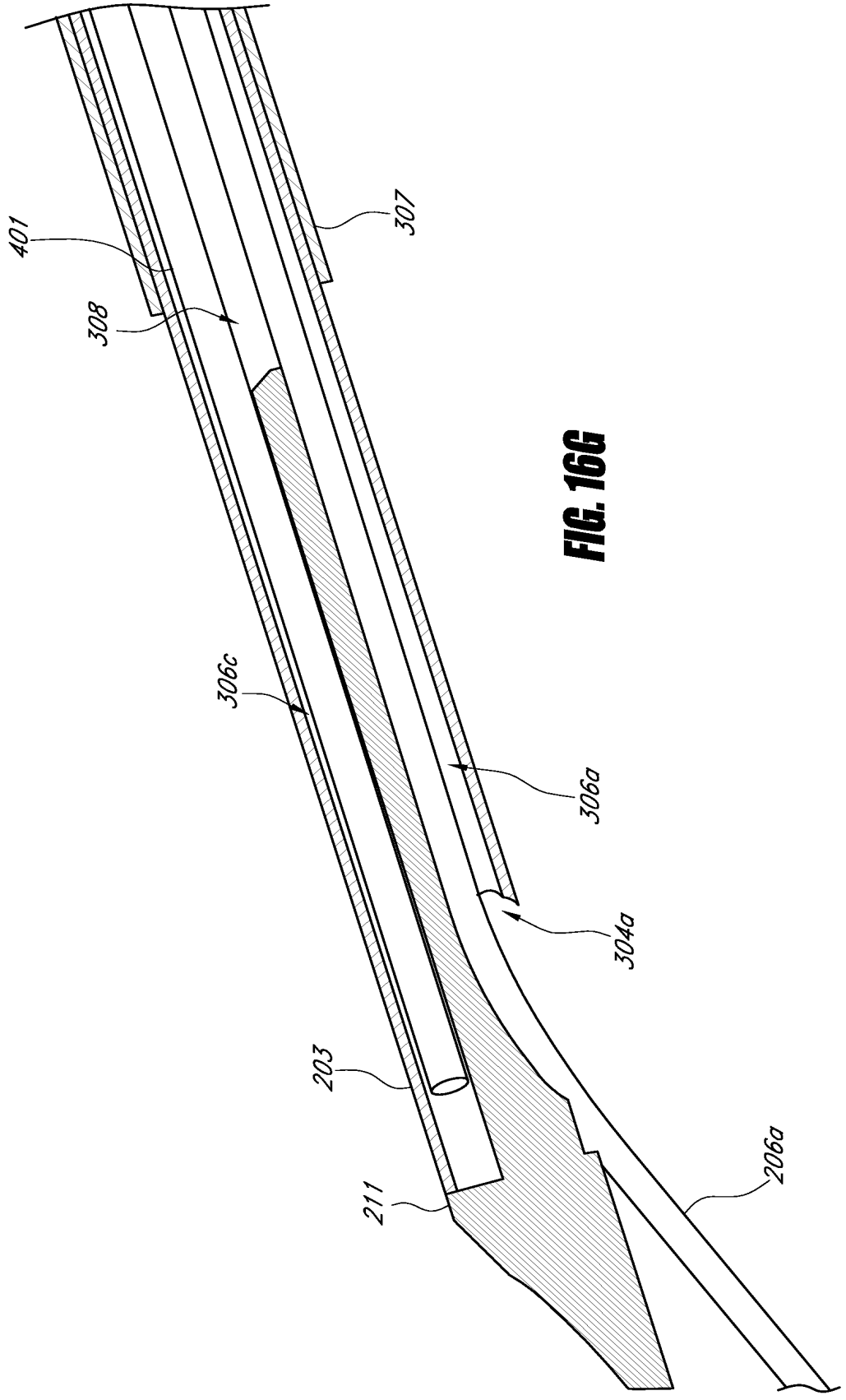


FIG. 16G

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

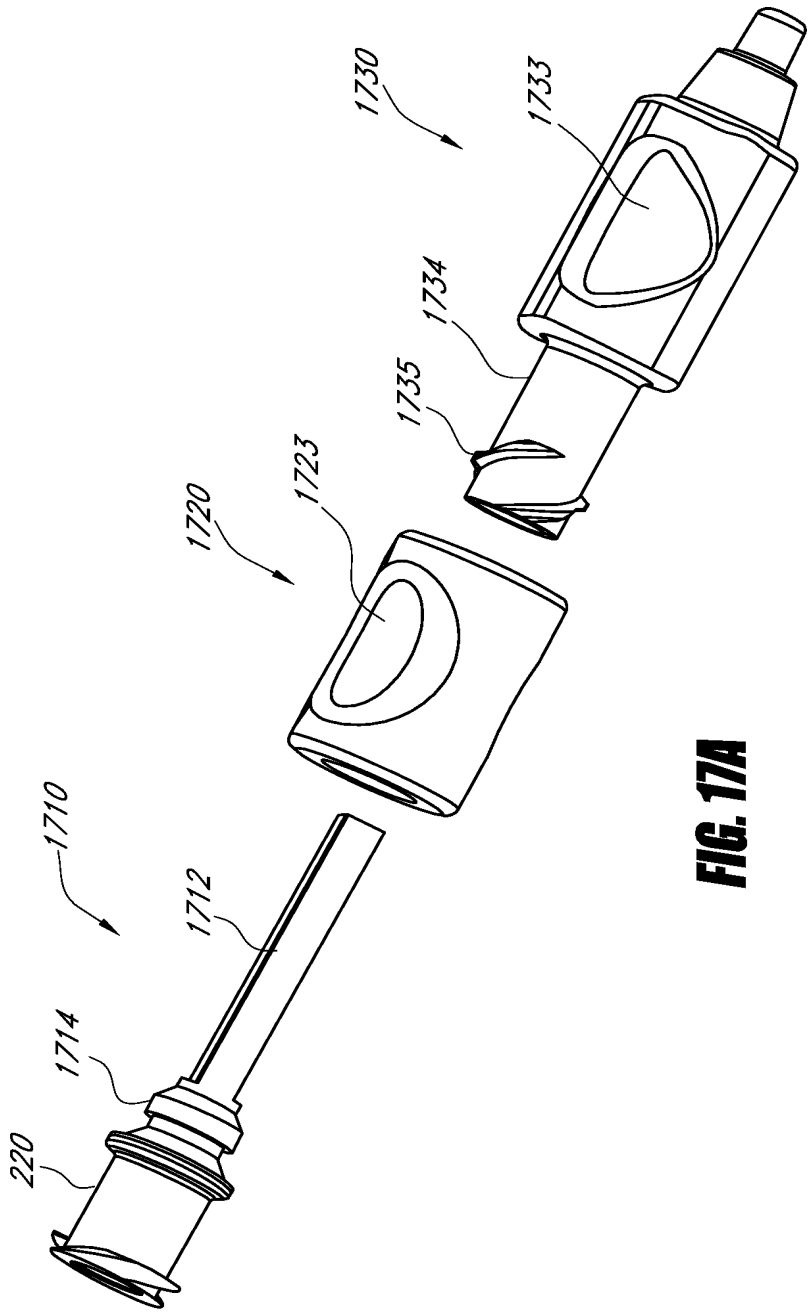


FIG. 17A

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

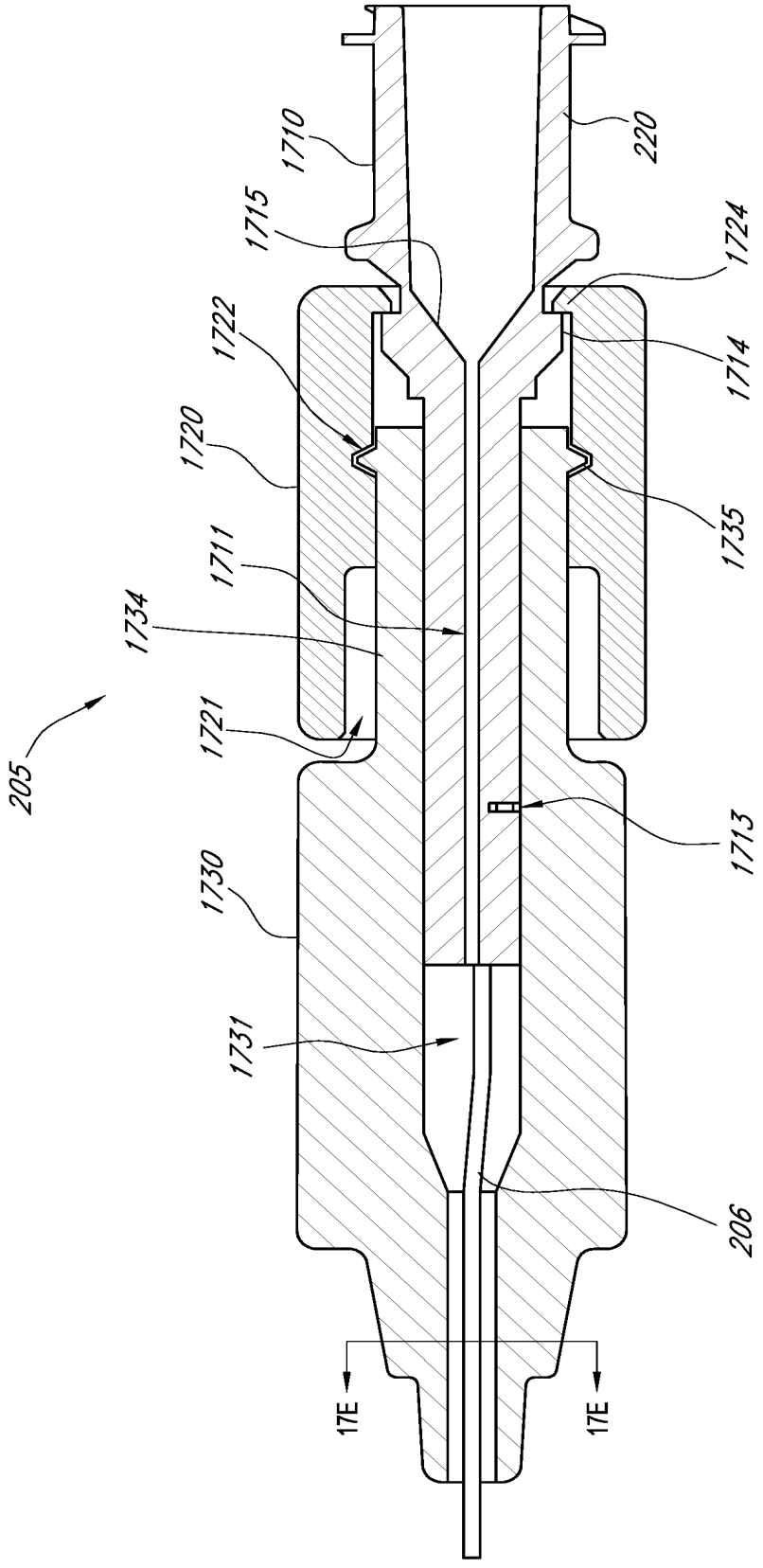


FIG. 17B

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

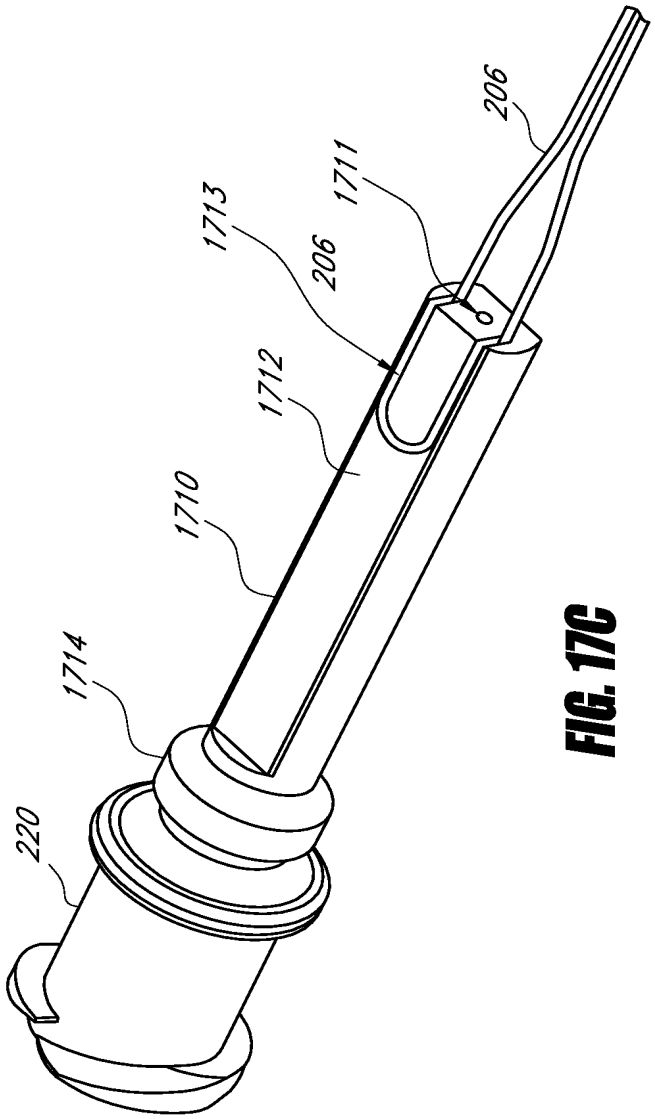


FIG. 17C

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

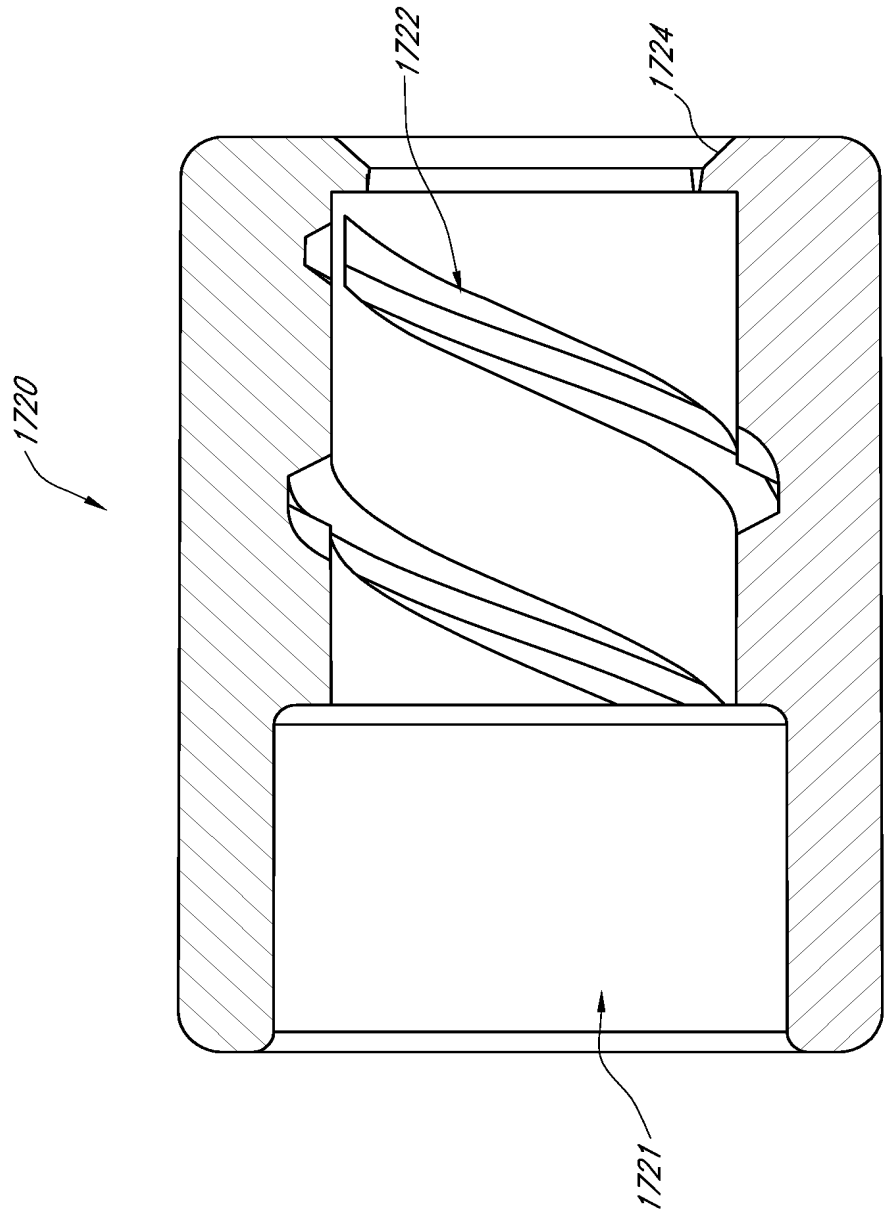


FIG. 17D

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

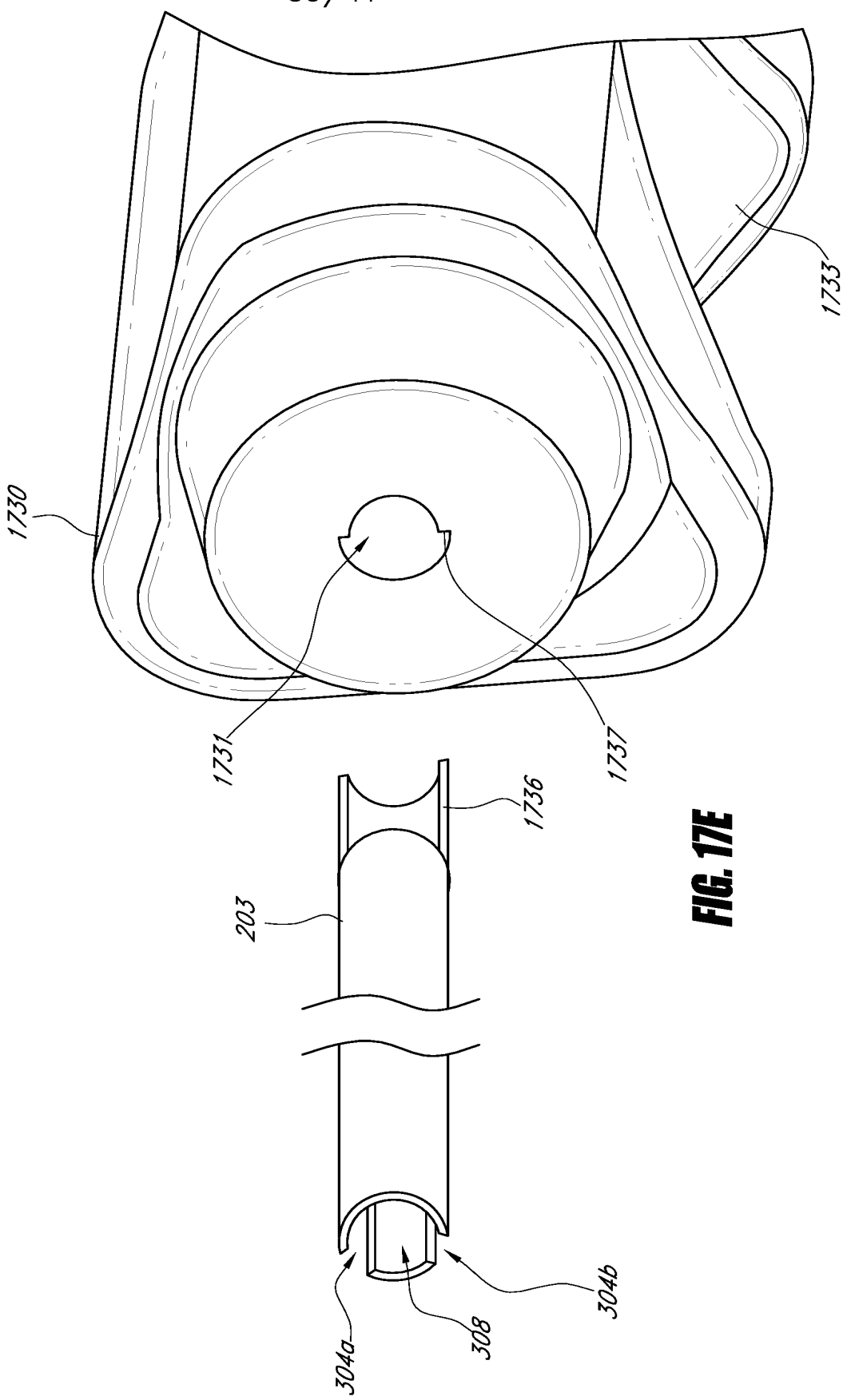


FIG. 17E

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

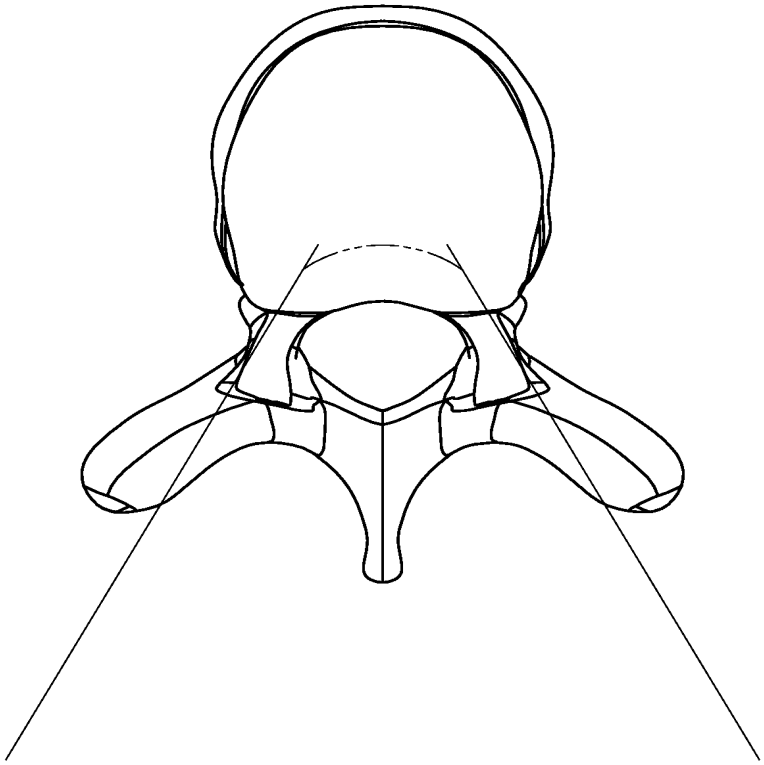


FIG. 18A

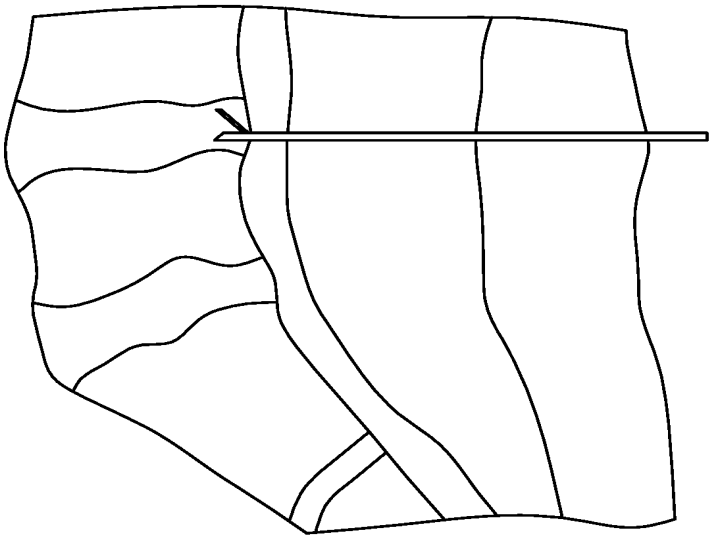


FIG. 18B

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

SYSTEMS AND METHODS FOR TISSUE ABLATION

CROSS-REFERENCE TO RELATED APPLICATIONS

[0001] This application is a continuation of U.S. Patent App. No. 13/101,009, filed May 4, 2011, which claims priority benefit under 35 U.S.C. § 119(e) of U.S. Provisional Patent Application No. 61/347,351, filed May 21, 2010, U.S. Provisional Patent Application No. 61/357,886, filed June 23, 2010, and U.S. Provisional Patent Application No. 61/357,894, filed June 23, 2010, each of which is incorporated herein by reference in its entirety.

BACKGROUND

Field

[0002] The present application generally relates to thermal ablation systems and methods, and more particularly to systems and methods for radio frequency (RF) neurotomy, such as spinal RF neurotomy.

Description of the Related Art

[0003] Thermal ablation involves the creation of temperature changes sufficient to produce necrosis in a specific volume of tissue within a patient. The target volume may be, for example, a nerve or a tumor. A significant challenge in ablation therapy is to provide adequate treatment to the targeted tissue while sparing the surrounding structures from injury.

[0004] RF ablation uses electrical energy transmitted into a target volume through an electrode to generate heat in the area of the electrode tip. The radio waves emanate from a non-insulated distal portion of the electrode tip. The introduced radiofrequency energy causes molecular strain, or ionic agitation, in the area surrounding the electrode as the current flows from the electrode tip to ground. The resulting strain causes the temperature in the area surrounding the electrode tip to rise. RF neurotomy uses RF energy to cauterize a target nerve to disrupt the ability of the nerve to transmit pain signals to the brain.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

SUMMARY

[0005] This application describes example embodiments of devices and methods for tissue ablation, such as spinal radio frequency neurotomy. Systems include needles with deployable filaments capable of producing asymmetrical offset lesions at target volumes, which may include a target nerve. Ablation of at least a portion of the target nerve may inhibit the ability of the nerve to transmit signals, such as pain signals, to the central nervous system. The offset lesion may facilitate procedures by directing energy towards the target nerve and away from collateral structures. Example anatomical structures include lumbar, thoracic, and cervical medial branch nerves and rami and the sacroiliac joint.

[0006] In some embodiments, a needle comprises an elongate member having a distal end, a tip coupled to the distal end of the elongate member, and a plurality of filaments. The tip comprises a bevel to a point. The plurality of filaments is movable between a first position at least partially in the elongate member and a second position at least partially out of the elongate member. The plurality of filaments and the tip are configured to transmit radio frequency energy from a probe to operate as a monopolar electrode.

[0007] In some embodiments, a needle comprises an elongate member having a distal end, a tip coupled to the distal end of the elongate member, and a plurality of filaments. The tip comprises a bevel portion comprising a point on a side of the elongate member. The plurality of filaments is movable between a first position at least partially in the elongate member and a second position at least partially out of and proximate to the side of the elongate member. The plurality of filaments and the tip are configured to transmit radio frequency energy from a probe to operate as a monopolar electrode.

[0008] In some embodiments, a needle comprises an elongate member having a proximal end and a distal end, a tip coupled to the distal end of the elongate member, a plurality of filaments, and a filament deployment mechanism coupled to the proximal end of the elongate member. The tip comprises a bevel portion comprising a point. The plurality of filaments is movable between a first position at least partially in the elongate member and a second position at least partially out of the elongate member. The plurality of filaments and the tip are configured to transmit radio frequency energy from a probe to operate as a monopolar electrode. The filament deployment mechanism comprises an advancing hub, a

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

spin collar, and a main hub. The advancing hub includes a stem coupled to the plurality of filaments. The spin collar includes a helical track. The stem of the advancing hub is at least partially inside the spin collar. The main hub comprises a stem comprising a helical thread configured to cooperate with the helical track. The stem of the main hub is at least partially inside the spin collar. The stem of the advancing hub is at least partially inside the main hub. Upon rotation of the spin collar, the filaments are configured to move between the first position and the second position.

[0009] In some embodiments, a needle comprises an elongate member having a distal end, a tip coupled to the distal end of the elongate member, and a plurality of filaments. The tip comprises a point. The plurality of filaments is movable between a first position at least partially in the elongate member and a second position at least partially out of the elongate member. The plurality of filaments and the tip are configured to transmit radio frequency energy from a probe to operate as a monopolar electrode. A single wire comprises the plurality of filaments.

[0010] In some embodiments, a needle comprises an elongate member having a distal end, a tip coupled to the distal end of the elongate member, and a plurality of filaments. The tip comprises a bevel to a point. The plurality of filaments is movable between a first position at least partially in the elongate member and a second position at least partially out of the elongate member. The plurality of filaments and the tip are configured to transmit radio frequency energy from a probe to operate as a monopolar electrode. The tip comprises a stem at least partially in the elongate member. The stem includes a first filament lumen, a second filament lumen, and a third lumen. The bevel portion comprises a fluid port in fluid communication with the third lumen.

[0011] In some embodiments, a needle comprises an elongate member having a proximal end and a distal end, a tip coupled to the distal end of the elongate member, a plurality of filaments, and a rotational deployment mechanism coupled to the proximal end of the elongate member. The tip comprises a bevel to a point. The plurality of filaments is movable between a plurality of positions between at least partially in the elongate member and at least partially out of the elongate member. The deployment mechanism comprises indicia of fractional deployment of the plurality of filaments relative to the tip. The plurality

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

of filaments and the tip are configured to transmit radio frequency energy from a probe to operate as a monopolar electrode.

[0012] In some embodiments, a needle comprises an elongate member having a distal end, a tip, and a plurality of filaments. The tip comprises a first body portion and a second body portion. The first body portion includes a tapered portion and a point. The tapered portion includes a plurality of filament ports. The second body portion is coupled to the distal end of the tip. The second body portion is at an angle with respect to the first body portion. The plurality of filaments is movable between a first position at least partially in at least one of the tip and the elongate member and a second position at least partially out of the filament ports. The plurality of filaments and the tip are configured to transmit radio frequency energy from a probe to operate as a monopolar electrode.

[0013] In some embodiments, a method of heating a vertebral disc comprises: positioning a distal end of a needle in a posterior annulus; deploying a filament out of the needle; traversing the posterior annulus from lateral to medial; applying radio frequency energy to the tip and to the filament; and ablating pain fibers in the posterior annulus.

[0014] In some embodiments, a needle for insertion into a patient during an RF ablation procedure comprises a hub, an elongate member fixed to the hub, a tip fixed to the elongate member at a distal end of the needle, a plurality of filaments in at least a portion of the elongate member, an actuator interconnected to the plurality of filaments, and a lumen in the elongate member. The tip is shaped to pierce tissue of the patient. Movement of the actuator relative to the hub moves the plurality of filaments relative to the tip. The lumen and the tip are configured to accept an RF probe such that an electrode of an inserted RF probe, the tip, and the first and second filaments are operable to form a single monopolar RF electrode.

[0015] In some embodiments, a needle for insertion into a patient during an RF ablation procedure comprises a hub, an elongate member fixed to the hub, a tip fixed to the elongate member at a distal end of the needle, a plurality of filaments in at least a portion of the elongate member in a retracted position, and an actuator interconnected to the plurality of filaments. The actuator is operable to move the plurality of filaments relative to the hub, the elongate member, and the tip between the retracted position and a fully deployed position. In

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

the fully deployed position, the plurality of filaments extends outwardly and away from the tip. Each filament comprises a distal end that defines a point in the fully deployed position. Each point is distal to the distal end of the needle. The average of all the points is offset from a central longitudinal axis of the elongate member.

[0016] In some embodiments, a needle for insertion into a patient during an RF ablation procedure comprises a hub, an elongate member fixed to the hub, a tip fixed to the elongate member at a distal end of the needle, a plurality of filaments in at least a portion of the elongate member in a retracted position, and an actuator interconnected to the plurality of filaments. The actuator is operable to move the plurality of filaments relative to the hub, the elongate member, and the tip between the retracted position and a deployed position. In the deployed position, the plurality of filaments extends outwardly and away from the tip. Each filament comprises a distal end that defines a point in the deployed position. Each point is distal to the distal end of the needle. Each point is on a common side of a plane that contains a central longitudinal axis of the elongate member.

[0017] In some embodiments, a needle for insertion into a patient during an RF ablation procedure comprises a hub, an elongate member fixed to the hub, a tip fixed to the elongate member at a distal end of the needle, a plurality of filaments in at least a portion of the elongate member in a retracted position, and an actuator interconnected to the plurality of filaments. The plurality of filaments consists of a first filament and a second filament, and the needle contains no filaments other than the first and second filaments. The actuator is operable to move the plurality of filaments relative to the hub, the elongate member, and the tip between the retracted position and a deployed position. In the deployed position, the plurality of filaments extends outwardly and away from the tip. Each filament comprises a distal end that defines a point in the deployed position. Each point is distal to the distal end of the needle. In the deployed position, a midpoint between the distal end of the first filament and the distal end of the second filament is offset from a central longitudinal axis of the needle.

[0018] In some embodiments, a needle for insertion into a patient during an RF ablation procedure comprises a hub, an elongate member fixed to the hub, a tip fixed to the elongate member at a distal end of the needle, a plurality of filaments in at least a portion of

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

the elongate member in a retracted position, and an actuator interconnected to the plurality of filaments. The plurality of filaments consists of a first filament and a second filament, and the needle contains no filaments other than the first and second filaments. The actuator is operable to move the plurality of filaments relative to the hub, the elongate member, and the tip between the retracted position and a deployed position. In the deployed position, the plurality of filaments extends outwardly and away from the tip. Each filament comprises a distal end that defines a point in the deployed position. Each point is distal to the distal end of the needle. In their respective deployed positions, each distal end defines a vertex of a polygon. A centroid of the polygon is offset from a central longitudinal axis of the needle.

[0019] In some embodiments, a needle for insertion into a patient during an RF ablation procedure comprises a hub, an elongate member fixed to the hub, a tip fixed to the elongate member at a distal end of the needle, a plurality of filaments in at least a portion of the elongate member in a retracted position, and an actuator interconnected to the plurality of filaments. The plurality of filaments consists of a first filament and a second filament, and the needle contains no filaments other than the first and second filaments. The actuator is operable to move the plurality of filaments relative to the hub, the elongate member, and the tip between the retracted position and a deployed position. In the deployed position, the plurality of filaments extends outwardly and away from the tip. Each filament comprises a distal end that defines a point in the deployed position. Each point is distal to the distal end of the needle. In their respective deployed positions, each of the plurality of filaments points in an at least partially distal direction.

[0020] In some embodiments, a needle for insertion into a patient during an RF ablation procedure comprises a hub, an elongate member fixed to the hub, a tip fixed to the elongate member at a distal end of the needle, a plurality of filaments in at least a portion of the elongate member in a retracted position, and an actuator interconnected to the plurality of filaments. The plurality of filaments consists of a first filament and a second filament, and the needle contains no filaments other than the first and second filaments. The actuator is operable to move the plurality of filaments relative to the hub, the elongate member, and the tip between the retracted position and a deployed position. In the deployed position, the plurality of filaments extends outwardly and away from the tip. Each filament comprises a

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

distal end that defines a point in the deployed position. Each point is distal to the distal end of the needle. When the plurality of filaments are in the deployed position, portions of each filament extend outwardly away from the tip. Each portion of each filament extending outwardly away from the tip is straight.

[0021] In some embodiments, a needle for insertion into a patient during an RF ablation procedure comprises a hub, an elongate member fixed to the hub, a tip fixed to the elongate member at a distal end of the needle, a plurality of filaments in at least a portion of the elongate member in a retracted position, and an actuator interconnected to the plurality of filaments. The plurality of filaments consists of a first filament and a second filament, and the needle contains no filaments other than the first and second filaments. The actuator is operable to move the plurality of filaments relative to the hub, the elongate member, and the tip between the retracted position and a deployed position. In the deployed position, the plurality of filaments extends outwardly and away from the tip. Each filament comprises a distal end that defines a point in the deployed position. Each point is distal to the distal end of the needle. When the plurality of filaments is in the deployed position, the tip comprises an angle of at least 200° about the central longitudinal axis of the elongate member that is free of filaments.

[0022] In some embodiments, a method of performing spinal RF neurotomy in a patient comprises moving a tip of a needle to a first position proximate to a target nerve along the spine of the patient, after achieving the first position, advancing a plurality of filaments relative to the tip to a deployed position, and after the advancing step, applying RF energy to the tip and plurality of filaments, wherein said applying generates heat that ablates a portion of the target nerve.

[0023] In some embodiments, a method of performing lumbar RF neurotomy on a medial branch nerve in a patient comprises: moving a tip of a needle to a first position between the transverse and superior articular processes of a lumbar vertebra such that an end point of the tip is proximate to a surface of the vertebra; after achieving the first position, advancing a plurality of filaments relative to the tip to a deployed position; and after advancing the plurality of filaments, applying RF energy to the tip and the plurality of filaments. Said applying generates heat that ablates a portion of the medial branch nerve.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

[0024] In some embodiments, a method of performing sacroiliac joint RF neurotomy in a patient comprises: a. moving a tip of a needle to a first position proximate to a sacrum of the patient; b. advancing a plurality of filaments relative to the tip to a first deployed position; c. applying RF energy to the tip and plurality of filaments, wherein the applying generates heat that ablates a first volume; d. retracting the plurality of filaments; e. with the tip in the first position, rotating the needle about a central longitudinal axis of the needle to re-orient the plurality of filaments; f. re-advancing the plurality of filaments relative to the tip; and g. re-applying RF energy to the tip and plurality of filaments, wherein the re-applying comprises ablating a second volume proximate to the tip, wherein a center of the first volume is offset from a center of the second volume.

[0025] In some embodiments, a method of performing thoracic RF neurotomy on a medial branch nerve in a patient comprises: moving a tip of a needle to a first position proximate a superior surface of a transverse process of a thoracic vertebra such that an end point of the tip is proximate to the superior surface; after achieving the first position, advancing a plurality of filaments relative to the tip toward a vertebra immediately superior to the thoracic vertebra to a deployed position; and after advancing the plurality of filaments, applying RF energy to the tip and the plurality of filaments, wherein said applying generates heat that ablates a portion of the medial branch nerve between the thoracic vertebra and the vertebra immediately superior to the thoracic vertebra.

[0026] In some embodiments, a method of performing cervical medial branch RF neurotomy on a third occipital nerve of a patient comprises: a. positioning the patient in a prone position; b. targeting a side of the C2/3 Z-joint; c. rotating the head of the patient away from the targeted side; d. locating the lateral aspect of the C2/3 Z-joint; e. moving, after steps a, b, c and d, a tip of a needle over the most lateral aspect of bone of the articular pillar at the juncture of the C2/3 z-joint to a first position contacting bone proximate to the most posterior and lateral aspect of the z-joint complex; f. retracting, after step e, the tip of the needle a predetermined distance from the first position; g. extending, after step f, a plurality of filaments outwardly from the tip and towards the lateral aspect of the C2/3 z-joint such that the plurality of filaments are positioned straddling the lateral joint lucency and posterior to the C2/3 neural foramen; h. verifying, after step g, the position of the tip and filaments by

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

imaging the tip and a surrounding volume; and i. applying, after step h, RF energy to the tip and the plurality of filaments, wherein the applying generates heat that ablates a portion of the third occipital nerve.

[0027] For purposes of summarizing the invention and the advantages achieved over the prior art, certain objects and advantages of the invention are described herein. Of course, it is to be understood that not necessarily all such objects or advantages need to be achieved in accordance with any particular embodiment. Thus, for example, those skilled in the art will recognize that the invention may be embodied or carried out in a manner that achieves or optimizes one advantage or group of advantages as taught or suggested herein without necessarily achieving other objects or advantages as may be taught or suggested herein.

[0028] All of these embodiments are intended to be within the scope of the invention herein disclosed. These and other embodiments will become readily apparent to those skilled in the art from the following detailed description having reference to the attached figures, the invention not being limited to any particular disclosed embodiment(s).

BRIEF DESCRIPTION OF THE DRAWINGS

[0029] These and other features, aspects, and advantages of the present disclosure are described with reference to the drawings of certain embodiments, which are intended to illustrate certain embodiments and not to limit the invention.

[0030] Figure 1 is a schematic diagram of an RF neurotomy system being used to perform RF neurotomy on a patient.

[0031] Figure 2A is a perspective view of an example embodiment of a needle that may be used in an RF neurotomy procedure.

[0032] Figure 2B is a cut away perspective view of a portion of the needle of Figure 2A.

[0033] Figure 2C is a partial cut away and partial cross-sectional view of a portion of another example embodiment of a needle that may be used in an RF neurotomy procedure.

[0034] Figure 2D is a perspective view of another example embodiment of a needle that may be used in an RF neurotomy procedure.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

[0035] Figure 2E is a perspective view of an example embodiment of filaments formed from a single wire.

[0036] Figure 3A is a detailed view of an example embodiment of a needle tip with filaments in a fully deployed position.

[0037] Figure 3B is a detailed view of the needle tip of Figure 3A with filaments in a retracted position.

[0038] Figure 3C is a detailed view of another example embodiment of a needle tip with filaments in a deployed position.

[0039] Figure 3D is a detailed view of another example embodiment of a needle tip with filaments in a fully deployed position.

[0040] Figure 3E is a detailed view of the needle tip of Figure 3D with filaments in a retracted position.

[0041] Figure 3F is a cross-sectional view of the needle tip of Figure 3D with filaments in a retracted position.

[0042] Figure 3G is a detailed view of yet another example embodiment of a needle tip with filaments in a deployed position.

[0043] Figs. 3H and 3I are detailed views of still other example embodiments of a needle tip with filaments in a deployed position.

[0044] Figure 4 is a schematic diagram of an example embodiment of an RF probe assembly.

[0045] Figure 5 is a proximal-facing end view of an example embodiment of a needle tip.

[0046] Figure 6 is a side view of an example embodiment of a needle tip.

[0047] Figure 7 is a proximal-facing end view of another example embodiment of a needle tip.

[0048] Figure 8 is a proximal-facing end view of yet another example embodiment of a needle tip.

[0049] Figure 9 is a proximal-facing end view of still another example embodiment of a needle tip.

[0050] Figure 10 is a side view of another example embodiment of a needle tip.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

[0051] Figure 11A is an illustration of an example set of isotherms that may be created with the needle of Figure 2A.

[0052] Figure 11B is an illustration of an example lesion that may be created with the needle of Figure 2A.

[0053] Figure 11C is an illustration of an example lesion that may be created with a single-filament needle.

[0054] Figure 12 is a perspective view of the needle of Figure 2A positioned relative to a lumbar vertebra for performing RF neurotomy.

[0055] Figure 13 is an illustration of a sacrum including target lesion volumes for performing Sacroiliac Joint (SIJ) RF neurotomy.

[0056] Figure 14 is a perspective view of the needle of Figure 2A positioned relative to a thoracic vertebra for performing RF neurotomy.

[0057] Figure 15 is a perspective view of the needle of Figure 2A positioned relative to the C2/3 cervical zygapophyseal joint (z-joint) for performing cervical medial branch RF neurotomy on the third occipital nerve.

[0058] Figure 16A is a perspective view of an example embodiment of a needle tip.

[0059] Figure 16B is a back elevational view of the needle tip of Figure 16A.

[0060] Figure 16C is a front elevational view of the needle tip of Figure 16A.

[0061] Figure 16D is a perspective view of an example embodiment of an elongate member.

[0062] Figure 16E is a perspective view of the needle tip of Figure 16A and the elongate member of Figure 16D.

[0063] Figure 16F is a cross-sectional view of the needle tip and elongate member of Figure 16E along the line 16F-16F of Figure 16E and example embodiments of a filament and an RF probe.

[0064] Figure 16G is a cross-sectional view of another example embodiment of a needle tip and elongate member and example embodiments of a filament and an RF probe.

[0065] Figure 17A is an exploded view of components of the deployment mechanism of Figure 2D.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

[0066] Figure 17B is a cross-sectional view of components of the deployment mechanism of Figure 2D.

[0067] Figure 17C is a perspective view of an example embodiment of an advancing hub and the wire of Figure 2E.

[0068] Figure 17D is a cross-sectional view of an example embodiment of a spin collar.

[0069] Figure 17E is a cross-sectional view of an example embodiment of a main hub, taken along the line 17E-17E of Figure 17B, in exploded view with an example embodiment of an elongate member.

[0070] Figure 18A is an axial view of posterior oblique needle entry.

[0071] Figure 18B is a saggital view of posterior oblique needle entry.

DETAILED DESCRIPTION

[0072] Although certain embodiments and examples are described below, those of skill in the art will appreciate that the invention extends beyond the specifically disclosed embodiments and/or uses and obvious modifications and equivalents thereof. Thus, it is intended that the scope of the invention herein disclosed should not be limited by any particular embodiments described below.

[0073] In the following description, the invention is set forth in the context of apparatuses and methods for performing RF ablation. More particularly, the systems and methods may be used to perform RF neurotomy to ablate portions of target nerves. Even more particularly, the systems and methods may be used to perform spinal RF neurotomy to ablate portions of target nerves along the spine of a patient to relieve pain. For example, embodiments of methods and apparatuses described herein relate to lumbar RF neurotomy to denervate a facet joint between the L4 and L5 lumbar vertebrae. Denervation may be achieved by application of RF energy to a portion of a medial branch nerve to ablate or cauterize a portion of the nerve, thus interrupting the ability of the nerve to transmit signals to the central nervous system. In another example, embodiments described herein relate to sacroiliac joint RF neurotomy.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

[0074] Figure 1 illustrates an example embodiment of a system 100 for performing RF neurotomy on a patient 101. The patient 101 may be positioned face down on a table or surface 109 to allow access along the spine of the patient 101. Other patient orientations are also possible depending on the procedure. The table 109 may comprise radiolucent materials substantially transparent to x-rays, such as carbon fiber.

[0075] The system 100 may include an RF generator 102 capable of generating an RF energy signal sufficient to ablate target tissue (e.g.: cause lesions in targeted volumes; cauterize targeted portions of target nerves). The RF generator 102 may, for example, be capable of delivering RF energy between about 1 W and about 200 W and between about 460,000 Hz and about 500,000 Hz. A needle 103 capable of conducting (e.g., transmitting or directing) RF energy may be interconnected to the RF generator 102 and may be used to deliver an RF energy signal to a specific site within the patient 101. In some embodiments in which the needle 103 is a monopolar device, a return electrode pad 104 may be attached to the patient 101 to complete a circuit from the RF generator 102, through the needle 103, through a portion of the patient 101, through the return electrode pad 104, and back to the RF generator 102. In some embodiments comprising a bipolar arrangement, the needle 103 may comprise at least one supply electrode and at least one return electrode to define the circuit.

[0076] The RF generator 102 may be operable to control the RF energy emanating from the needle 103 in a closed-loop fashion. For example, the needle 103 and/or an RF probe in the needle 103 may include a temperature measurement device, such as a thermocouple, configured to measure temperature at the target tissue. Data may also be available from the RF generator 102, such as power level and/or impedance, which may also be used for closed-loop control of the needle 103. For example, upon detection of a temperature, a parameter (e.g., frequency, wattage, application duration) of the RF generator 102 may be automatically adjusted.

[0077] Figure 4 illustrates an example RF probe assembly 400 compatible with the needle 103. The RF probe assembly 400 includes an RF probe 401 that may be inserted into a patient (e.g., through the needle 103) and may direct RF energy to the target tissue. In some embodiments, the RF probe 401 may be in electrical communication with the needle 103 to direct RF energy to the target tissue, but is not inserted into the patient. The RF probe

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

401 may include a thermocouple operable to measure temperature at a distal end 402 of the RF probe 401. The RF probe assembly 400 may include a connector 403 and a cable 404 configured to connect the RF probe 401 to an RF generator (e.g., the RF generator 102).

[0078] Returning to Figure 1, the system 100 optionally includes an imaging system 105 capable of producing internal images of the patient 101 and the needle 103, for example to facilitate navigation of the needle 103 during a procedure. The system 100 may further include a display device for displaying the generated images to a user performing the procedure. In some embodiments, the imaging system 105 comprises a fluoroscope capable of generating real-time two dimensional images of the needle 103 and internal structures of the patient 101. In certain such embodiments, the imaging system includes an X-ray source 106, an X-ray detector 107, and a controller 108 in electrical communication with the X-ray source 106 and/or the X-ray detector 107. The X-ray source 106 and X-ray detector 107 may be mounted on a movable structure (e.g., a C-arm), to facilitate capturing a variety of images of the patient 101 (e.g., at various angles or projection views). Other imaging systems 105 are also possible (e.g., a computed tomography (CT) scanner).

[0079] Figure 2A illustrates an example embodiment of a needle 103 that may be used in the system 100 for performing RF neurotomy. The needle 103 includes a tip 201 that tapers to a point 301 capable of piercing the skin of a patient. In some embodiments, the tip point tapers to a point substantially at the center of the tip 201 (e.g., a "pencil-point" tip). In some embodiments, the tip point tapers to a point substantially at one side of the tip 201 (e.g., a "cutting" or "beveled" or "lancet" or "Quincke" tip). The needle 103 further includes an elongate member 203 connected to the tip 201 at a distal end 202 of the needle 103 and connected to a hub 204 at a proximal end 205 of the needle 103. The needle 103 includes a longitudinal axis 223 along the center of the elongate member 203.

[0080] Figure 2D illustrates another example embodiment of a needle 103 that may be used in the system 100 for performing RF neurotomy. The needle 103 includes a tip 211 that tapers to a point 301 capable of piercing the skin of a patient. In some embodiments, the tip point tapers to a point substantially at the center of the tip 211 (e.g., a "pencil-point" tip). In some embodiments, the tip point tapers to a point substantially at one side of the tip 211 (e.g., a "cutting" or "beveled" or "lancet" or "Quincke" tip). The needle 103 further

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

includes an elongate member 203 connected to the tip 211 at a distal end 202 of the needle 103 and connected to a hub 204 at a proximal end 205 of the needle 103. The needle 103 includes a longitudinal axis 223 along the center of the elongate member 203.

[0081] The needle 103 may include a self-contained mechanical mechanism, in the form of deployable filaments 206a, 206b, operable to expand the volume of effective RF energy delivery as compared to known single-electrode RF probes. The filaments 206a, 206b may be at least partially in the elongate member 203 and may be operable to emerge through one or more apertures of the needle 103 proximate to the distal end 202 of the needle 103. In some embodiments, the needle 103 includes a single filament or three or more filaments. The filaments 206a, 206b allow contraction/expansion, offsetting, and/or contouring of the effective RF energy delivery over a selected area of anatomy to adjust lesion geometry produced using the needle 103 to match a desired target volume (e.g., spherical, hemispherical, planar, spheroid, kidney-shaped, catcher's mitt-shaped, oblong, snowman-shaped, etc.). The filaments 206a, 206b may be deployable and/or retractable by moving (e.g., rotating) an actuator 216 relative to the hub 204.

[0082] As will be further described, the needle 103 may further include a tube 207 that includes a lumen 222 therethrough. The lumen 222 may be used to transport fluids to and/or from the target volume. The lumen 222 may also accept the RF probe 401 for delivery of RF energy to the target volume. The lumen 222 may also accept a dummy or temporary probe, for example to occlude the fluid port 210 during insertion. In some embodiments, the RF probe 401 is integrated with the needle 103. In certain such embodiments, the tube 207 need not be present for RF energy delivery, although it may be included to facilitate fluid delivery. In some embodiments, the filaments 206a, 206b include lumens therethrough for the transportation of fluid to and/or from the target volume. In some embodiments, the filaments 206a, 206b do not include lumens therethrough (e.g., being solid). The filaments 206a, 206b may function as thermocouples.

[0083] As RF energy penetrates biological tissue, protein and water molecules oscillate in response to the RF current and the tissue adjacent to the RF electrode is heated. As the tissue heats and coagulates, the biophysical properties of the tissue change. These tissue changes limit penetration of the RF energy beyond a leading edge defined by the shape

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

and size of an active needle tip. Accordingly, the size of a radiofrequency lesion using conventional single needle technology is practically limited after achievement of a certain temperature delivered for a certain time.

[0084] A needle 103 with deployable filaments 206a, 206b can overcome this obstacle and expand the effective area of RF energy delivery by providing multiple locations (e.g., the tip 201, 211 the filament 206a, and/or the filament 206b) from which the RF energy emanates. The use of multiple filaments 206a, 206b provides additional conduits for RF energy, creating a multiple electrode RF field effect. The size, shape, and location of a lesion created with the needle 103 may be at least partially determined by, for example, the quantity, angle, length, location, and/or orientation of the filaments and RF energy parameters such as wattage, frequency, and/or application duration, one or all of which may be beneficially modified to suit a specific anatomical application by changing various aspects of the filaments as discussed below.

[0085] Where it is desired to create a lesion offset from the central longitudinal axis 223, the lesion may be offset in a desired direction from the central longitudinal axis 223 by rotationally orienting the needle 103. The needle 103 may be used to create a lesion offset from the central longitudinal axis 223 in a first direction. The filaments 206a, 206b may be retracted (e.g., after creating a first lesion), the needle 103 rotated, and the filaments 206a, 206b re-deployed to create a lesion offset from the central longitudinal axis 223 in a second direction (e.g., to create a second lesion).

[0086] Figures 3A and 3B are detailed views of an example embodiment of a distal end 202 of a needle 103 that includes a tip 201. The tip 201 may include a sharpened point 301 (e.g., tapering to a point substantially at the center of the tip 201, a pencil-point tip) for piercing the skin of a patient and facilitating advancement through tissue. The tip 201 may include a tapered portion 302 that transitions the tip 201 from the point 301 to a body portion 303. The body portion 303 is the portion of the tip 201 that is proximal to the tapered portion 302. The body portion 303 may be cylindrical as illustrated, or may be other appropriate shapes. The body portion 303 may have a cross-section that coincides with (e.g., is coaxial with) the cross section of the elongate member 203.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

[0087] Figures 3D and 3E are detailed views of another example embodiment of a distal end 202 of a needle 103 that includes a tip 211. The tip 211 may include a sharpened point 301 (e.g., tapering to a point substantially at one side of the tip 201, a cutting or beveled or lancet or Quincke tip) for piercing the skin of a patient and facilitating advancement through tissue. The tip 211 may include a tapered portion 302 that transitions the tip 211 from the point 301 to a body portion 303. The body portion 303 is the portion of the tip 201 that is proximal to the tapered portion 302. The body portion 303 may be cylindrical as illustrated, or may be other appropriate shapes (e.g., as illustrated in Figure 16A). The body portion 303 may have a cross-section that coincides with (e.g., is coaxial with) the cross section of the elongate member 203. In some embodiments, the tip 211 has a bevel angle between about 10° and about 45°, between about 15° and about 35°, between about 20° and about 30° (e.g., about 25°), combinations thereof, and the like. Other bevel angles are also possible. In some embodiments, the point 301 has an angle between about 40° and about 120°, between about 70° and about 90°, between about 75° and about 85° (e.g., about 79°), combinations thereof, and the like. Other angles are also possible.

[0088] The tip 201, 211, or a non-insulated portion thereof, may act as an RF energy delivery element. The tip 201, 211 may comprise (e.g., be made from) a conductive material such as, for example, stainless steel (e.g., 300 Series Stainless Steel). The tip 201, 211 may be at least partially coated (e.g., with an insulator). The material of the tip 201, 211 and the material of the optional coating may be selected, for example, to act as an insulator, improve radiopacity, improve and/or alter RF energy conduction, improve lubricity, and/or reduce tissue adhesion.

[0089] The tip 201, 211 includes a first filament port or slot 304a (not visible in the views of Figures 3A, 3B, 3D, and 3E) and a second filament port or slot 304b. The geometry of the filament slots 304a, 304b may be selected to allow filaments 206a, 206b to be adequately retracted (e.g., such that the filaments 206a, 206b are in a cross-sectional envelope of the body portion 303 of the tip 201, 211, as shown in Figure 3F) while the needle 103 is inserted into the body, so that the filaments 206a, 206b do not cause any unintended damage to the patient. Such positioning of the filament slots 304a, 304b avoids having

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

filament exit features on the tapered portion 302 and thus avoids potential coring that could be caused by such positioning.

[0090] The internal geometry of the filament slots 304a, 304b may be designed such that the filaments 206a, 206b may be easily retracted and advanced. For example, the internal geometry of the filament slots 304a, 304b may include a transition region 305 that meets the outer surface of the body portion 303 at an angle of about 30°. The transition region 305 may, for example, be curved and/or planar. Advancement of filaments 206a, 206b without a pre-set bias (e.g., substantially straight) relative to the filament slots 304a, 304b can causes the filaments 206a, 206b to be deflected outwardly as the filaments 206a, 206b move distally along the transition region 305. Depending on the positioning of the transition region 305 relative to where the filaments 206a, 206b are confined (e.g., in the needle 103 of Figure 3A, the filaments 206a, 206b are confined to only longitudinal movement where they enter into the elongate member 203) and on the mechanical properties of the filaments 206a, 206b, various deployment angles of the filaments 206a, 206b relative to the central longitudinal axis 223 may be achieved. Generally, the portions of the filaments 206a, 206b that extend outwardly away from the filament slots 304a, 304b may be unrestrained and thus may take any appropriate form. For example, where there is no pre-set bias, the portions of the filaments that extend outwardly away from the filament slots 304a, 304b (and therefore from the tip) may be substantially straight, such as shown in Figures 2A, 3A, 3C, 3D, 6, 11A-11C, and 14. For another example, when there is a pre-set bias, the portions of the filaments that extend outwardly away from the filament slots may take any appropriate shape, such as, for example, curved as shown in Figure 10.

[0091] The radial orientation of the filament slots 304a, 304b may be selected such that a center point between the filament slots 304a, 304b does not coincide (e.g., is not coaxial with) with the central longitudinal axis 223. For example, as shown in Figures 2A, 3A, 3B, 3D, and 3E, the filament slots 304a, 304b may be positioned such that they are about 120° apart about the circumference of the tip 201, 211. Other filament slot configurations may be configured to achieve the filament placements discussed below. For example, the filament slots 304a, 304b may be between about 45° and about 180° apart about the circumference of the tip 201, 211, between about 90° and about 180° apart about the

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

circumference of the tip 201, 211, between about 90° and about 150° apart about the circumference of the tip 201, 211, combinations thereof, and the like. Other angles are also possible. These configurations may be achieved by varying, for example, the quantity of filament slots, the placement of filament slots about the circumference of the tip 201, 211, and/or the placement of filament slots along the center longitudinal axis 223 to achieve the filament placements discussed below.

[0092] As noted herein, and illustrated in Figures 3A and 3B, the needle 103 may comprise a tube 207 that includes a lumen 222 therethrough. The lumen 222 may be employed to accept the RF probe 401 for delivery of RF energy, for the transport of fluids, and/or for occluding a fluid port 210. The tip 201, 211 may include a fluid port 210 that may be in fluid communication with the lumen 222 via a channel through the tip 201, 211. In certain embodiments, the lumen 222 is a dual-purpose lumen that can allow injection of fluids and that can receive the distal end 402 of the RF probe 401 to deliver RF energy to the tip 201, 211, the filament 206a, and/or the filament 206b. In some embodiments, the fluid port 210 is longitudinally spaced from the tip 301 (e.g., by between about 1 mm and about 3 mm). The fluid port 210 may be centrally located (e.g., as illustrated in Figure 3D) or it may be located offset from the center longitudinal axis 223 (e.g., as shown in Figures 2A and 3A). The fluid port 210 may be used to transfer fluid between the region of the tip 201, 211 and the proximal end 205 of the needle 103. For example, during an RF neurotomy procedure, an anesthetic and/or an image enhancing dye may be introduced into the region of tissue around the tip 201, 211 through the fluid port 210. In some embodiments, the fluid port 210 is located along the tapered portion 302 of the tip 201, 211 (e.g., as illustrated in Figures 3A and 3D). In some embodiments, the fluid port 210 is located along the body portion 303 of the tip 201, 211.

[0093] Figure 16A is a perspective view of an example embodiment of the needle tip 211. In some embodiments, the needle 103 does not comprise a tube 207, but the elongate member 203 comprises a lumen 308 therethrough and the tip 211 comprises a lumen 306c therethrough. The lumen 308 and the lumen 306c may be employed to accept the RF probe 401 for delivery of RF energy, for the transport of fluids, and or for occluding the fluid port 210. In certain embodiments, the lumen 308 and the lumen 306c are dual-purpose lumens

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

that can allow injection of fluids and that can receive the distal end 402 of the RF probe 401 to deliver RF energy to the tip 211, the filament 206a, and/or the filament 206b. The filament lumens 306a, 306b may also allow liquid transfer from a proximal end of the needle to the filament ports 304a, 304b.

[0094] In some embodiments, the filament lumens 306a, 306b are sized to inhibit buckling and/or bending of the filaments in the tip 211. In some embodiments, the elongate member 203 may also include filament lumens (e.g., comprising tubes in the elongate member 203). In some embodiments, filament lumens in the elongate member 203 may be formed by an inner member (not shown) extending at least part of the length of the elongate member 203. For example, a transverse cross-section of the inner member may have the same cross-section as the portion of the tip 211 illustrated in Figure 3F, including channels in which the filaments may lie and a lumen for passing fluid, an RF probe 401, and/or a dummy probe.

[0095] Figure 16B is a back elevational view of the needle tip 211 of Figure 16A. Figure 16C is a front elevational view of the needle tip 211 of Figure 16A. The needle tip 211 comprises a filament lumen 306a in fluid communication with and terminating at the filament slot 304a, a filament lumen 306b in fluid communication with and terminating at the filament slot 304b, and the lumen 306c. In some embodiments, the lumens 306a, 306b are spaced by about 120° along the circumference of the tip 211. Other angles are also possible. In some embodiments, the lumen 306c is spaced from each of the lumens 306a, 306b by about 120° along the circumference of the tip 211. Other angles are also possible. Referring again to Figure 3F, the filament 206a may be in the filament lumen 306a and the filament 206b may be in the filament lumen 306b. The lumen 306c is in fluid communication with the fluid port 210. In some embodiments, the proximal end of the tip 211 includes a tapered surface, as shown in Figure 16A. When filaments 206a, 206b are in the filament lumens 306a, 306b, the tapered surface may help to guide insertion of an RF probe 401 into the lumen 306c. In some embodiments, the tapered surface has an angle normal to the tip 211 between about 15° and about 75°, between about 30° and about 60°, between about 40° and about 50° (e.g., about 45°), combinations thereof, and the like. Other angles are also possible.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

[0096] Figure 16D is a perspective view of an example embodiment of an elongate member 203. The elongate member 203 includes the lumen 308, the filament slot 304a, and the filament slot 304b. In some embodiments, the filament slots 304a, 304b are spaced by about 120° along the circumference of the elongate member 203. Figure 16E is a perspective view of the needle tip 211 of Figure 16A and the elongate member 203 of Figure 16D. As described herein, the elongate member 203 may be coupled to the tip 211 by adhering with conductive epoxy, welding, soldering, combinations thereof, and the like. A proximal portion of the tip 211 can be inserted into the lumen 308 of the elongate member 203. The filament slot 304b of the elongate member 203 is substantially aligned with the lumen 306b of the tip 211, allowing the filament 206b to be deployed out of the lumen 306b. Although not illustrated, the filament slot 304a of the elongate member 203 is substantially aligned with the lumen 306a of the tip 211, allowing the filament 206a to be deployed out of the lumen 306a. In some embodiments, each of the filament slots 304a, 304b has a length between about 0.025 inches and about 0.2 inches (approx. between about 0.6 mm and about 3 mm), between about 0.05 inches and about 0.15 inches (approx. between about 1.3 mm and about 3.8 mm), between about 0.075 inches and about 0.125 inches (approx. between about 1.9 mm and about 3.2 mm) (e.g., about 0.105 inches (approx. about 2.7 mm)), combinations thereof, and the like. Other lengths are also possible. In some embodiments, each of the filament slots 304a, 304b has a width between about 0.01 inches and about 0.4 inches (approx. between about 0.25 mm and about 10 mm), between about 0.02 inches and about 0.03 inches (approx. between about 0.5 mm and about 0.76 mm), between about 0.015 inches and about 0.025 inches (approx. between about 0.38 mm and about 0.64 mm) (e.g., about 0.02 inches (approx. about 0.5 mm)), combinations thereof, and the like. Other widths are also possible. In some embodiments, the each of the transition regions 305 has a length between about 0.02 inches and about 0.2 inches (approx. between about 0.5 mm and about 5 mm), between about 0.05 inches and about 0.15 inches (approx. between about 1.3 mm and about 3.8 mm), between about 0.075 inches and about 0.125 inches (approx. between about 1.9 mm and about 3.2 mm) (e.g., about 0.104 inches (approx. about 2.6 mm)), combinations thereof, and the like. Other lengths are also possible. In some embodiments in which the transition regions include curved surfaces, the each of the transition regions 305 has a radius

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

of curvature between about 0.01 inches and about 0.4 inches (approx. between about 0.25 mm and about 10 mm), between about 0.15 inches and about 0.35 inches (approx. between about 3.8 mm and about 8.9 mm), between about 0.2 inches and about 0.3 inches (approx. between about 5 mm and about 7.6 mm) (e.g., about 0.25 inches (approx. about 6.4 mm)), combinations thereof, and the like. Other radii of curvature are also possible. Certain combinations of dimensions of the transition regions 305 and filaments slots 304a, 304b described herein may cause deployment of the filaments 206a, 206b at desired angles (e.g., about 30°).

[0097] The lumen 308 is not visible in Figure 16E because the elongate member 203 covers the lumen 308. Covering the lumen 308 causes fluid inserted into the lumen 308 to exit the fluid port 210, and possibly the filament slots 304a, 304b. In some embodiments, for example as illustrated in Figures 3A and 3B, the elongate member 203 may also include a slot proximate to the tube 207. In certain such embodiments, the tube 207 may extend distal to the slot and substantially all fluid inserted into the lumen 222 exits the fluid port 210.

[0098] In the embodiment illustrated in Figure 16E, the body portion 303 of the tip 211 and the elongate member 203, excluding the sleeve 307, have substantially equal diameters, for example to provide a smooth transition between the tip 211 and the elongate member 203. In some embodiments, the elongate member 203 has an inner diameter between about 0.01 inches and about 0.04 inches (approx. between about 0.25 mm and about 1 mm), between about 0.015 inches and about 0.035 inches (approx. between about 0.38 mm and about 0.89 mm), between about 0.02 inches and about 0.03 inches (approx. between about 0.5 mm and about 0.76 mm) (e.g., about 0.025 inches (approx. about 0.64 mm)), combinations thereof, and the like. Other diameters are also possible. In some embodiments, the elongate member 203 has an outer diameter between about 0.01 inches and about 0.05 inches (approx. between about 0.25 mm and about 1.3 mm), between about 0.02 inches and about 0.04 inches (approx. between about 0.5 mm and about 1 mm), between about 0.025 inches and about 0.035 inches (approx. between about 0.64 mm and about 0.89 mm) (e.g., about 0.029 inches (approx. about 0.74 mm)), combinations thereof, and the like. Other diameters are also possible. In some embodiments, the proximal portion of the tip has an outer diameter between about 0.01 inches and about 0.04 inches (approx. between about 0.25

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

mm and about 1 mm), between about 0.015 inches and about 0.035 inches (approx. between about 0.38 mm and about 0.89 mm), between about 0.02 inches and about 0.03 inches (approx. between about 0.5 mm and about 0.76 mm) (e.g., about 0.025 inches (approx. about 0.64 mm)), combinations thereof, and the like. Other diameters are also possible. In some embodiments, the tip 211 has an outer diameter between about 0.01 inches and about 0.05 inches (approx. between about 0.25 mm and about 1.3 mm), between about 0.02 inches and about 0.04 inches (approx. between about 0.5 mm and about 1 mm), between about 0.025 inches and about 0.035 inches (approx. between about 0.64 mm and about 0.89 mm) (e.g., about 0.029 inches (approx. about 0.74 mm)), combinations thereof, and the like. Other diameters are also possible.

[0099] Figure 16F is a cross-sectional view of the needle tip 211 and the elongate member 203 along the line 16F-16F of Figure 16E. Figure 16F also illustrates an example embodiment of a filament 206a in the lumen 308 and the lumen 306a, then exiting via the filament slot 304a, and an RF probe 401 in the lumen 308. In some embodiments, the elongate member 203 and the tip each 211 comprise (e.g., are each made from) a conductive material (e.g., 300 Series Stainless Steel), and can conduct electrical signals from the RF probe 401 to the tip 211 and the filaments 206a, 206b (e.g., due to physical contact of conductive components) to form a monopolar electrode. In some embodiments, the RF probe 401, the filaments 206a, 206b, the tip 211, and/or the elongate member 203 may include features configured to increase physical contact between the components. The cross-sectional view shows the lumen 308 in fluid communication with the lumen 306c and the fluid port 210.

[0100] Figure 16G is another cross-sectional view of an example embodiment of a needle tip 211 and the elongate member 203 along a line similar to the line 16F-16F in Figure 16E. The tip 211 in Figure 16G does not include a fluid port 210, but fluid can permeate out of the filament slots 304a, 304b because the filament slots are in fluid communication with the lumen 308. In some embodiments, the tip 211 includes a lumen 306c, for example to assure placement of or contact with the probe 401 (e.g., as illustrated in Figure 16G). In some embodiments, the tip 211 does not include a lumen 306c, for example to reduce manufacturing costs if the lumen 306c is cut from a solid tip stem.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

[0101] As may be appreciated, the channel through the tip 201, 211 may be sized to accommodate a tip of the RF probe 401 that may be inserted into the needle 103. The channel may be sized such that RF energy from the inserted RF probe 401 is satisfactorily communicated from the RF probe 401 to the tip 201, 211, the filament 206a, and/or the filament 206b.

[0102] Figures 3C and 3G are each a detailed view of the distal end 310 of a needle 309 that is an alternate embodiment of the needle 103. The distal end 310 includes a tip 311, 321 that may include a sharpened point 312 for piercing the skin of a patient and facilitating advancement through tissue. The tip 311, 321 may include a tapered portion 313 that transitions the tip 311, 321 from the point 312 to a first body portion 314. The first body portion 314 may be connected to a second body portion 315 at an angle 316. In some embodiments, the angle 316 is about 15º. Other angles 316 are also possible. For example, the angle 316 may be between about 5° and about 90°, between about 10° and about 60°, between about 10° and about 45°, between about 10° and about 20°, combinations thereof, and the like. Other angles are also possible. The second body portion 315 may be aligned with an elongate member 317. The elongate member 317 may be similarly configured as the elongate member 203 of Figures 3A, 3B, 3C, and 3D. The angle 316 between the first body portion 314 and the second body portion 315 may aid the user in navigating the needle 309 to a desired position. For example, by rotating the needle 309 such that the first body portion 314 is pointing in a desired direction, subsequent advancement of the needle 309 may result in the needle 309 following a non-straight path biased toward the desired direction.

[0103] The first and second body portions 314, 315 may be cylindrical as illustrated, or they may be of any other appropriate shape. The first and second body portions 314, 315 may have cross-sections that coincide with (e.g., is coaxial with) the cross section of the elongate member 317.

[0104] The tip 311, 321, or a non-insulated portion thereof, may act as an RF energy delivery element. The tip 311, 321 may comprise (e.g., be made from) a conductive material such as, for example, stainless steel (e.g., 300 Series Stainless Steel). The tip 311, 321 may be coated (e.g., with an insulator). The material of the tip 311, 321 and the material of the optional coating may be selected, for example, to act as an insulator, improve

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

radiopacity, improve and/or alter RF energy conduction, improve lubricity, and/or reduce tissue adhesion.

[0105] The filaments 319a, 319b may also act as RF energy delivery elements. The filaments 319a, 319b may be constructed in a manner similar to as described with respect to the filaments 206a, 206b.

[0106] The tip 311 of Figure 3C includes a filament slot 318a and a filament slot 318b. The geometry of the filament slots 318a, 318b may be selected to allow filaments 319a, 319b to be adequately retracted (e.g., such that they are in a cross-sectional envelope of the second body portion 315) while the needle 309 is inserted into the body, so that the filaments 319a, 319b do not cause any unintended damage to the patient (e.g., by being along the second body portion 315). Such positioning of the filament slots 318a, 318b may avoid having filament exit features on the tapered portion 313 and on the first body portion 314, which may avoid potential coring. The internal geometry of the filament slots 318a, 318b may include a transition region that meets the outer surface of the second body portion 315 at an angle, and advancement of filaments 319a, 319b without a pre-set bias (e.g., substantially straight) relative to the filament slots 318a, 318b can causes the filaments 319a, 319b to be deflected outwardly as the filaments 319a, 319b move distally along the transition region.

[0107] The configuration and orientation of the filament slots 318a, 318b may be selected such that deployed filaments 319a, 319b may achieve the positioning illustrated in Figure 3C. In Figure 3C, the filaments 319a, 319b are generally positioned in a plane that is perpendicular to a plane that includes the angle 316 between the first and second body portions 314, 315. As illustrated, the filaments 319a, 319b may be positioned such that they extend at an angle (e.g., about 15°, between about 10° and about 90°, between about 10° and about 60°, between about 10° and about 45°, between about 10° and about 20°, combinations thereof, and the like) relative to the plane that includes the angle 316. Other angles are also possible. Other filament slot 318a, 318b configurations may be configured to achieve other desired filament 319a, 319b placements. These configurations may be achieved, for example, by varying the quantity of filament slots and filaments, the placement of filament slots about the circumference of the tip 311, the angle at which the filaments extend away from the first

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

and second body portions 314, 315, and/or the placement of filament slots along the first and second body portions 314, 315.

[0108] Figure 3G illustrates an example embodiment of a tip 321 that includes a filament slot 318a and a filament slot 318b along the first body portion 314. The geometry of the filament slots 318a, 318b may be selected to allow filaments 319a, 319b to be adequately retracted (e.g., such that they are in a cross-sectional envelope of the second body portion 315) while the needle 309 is inserted into the body, so that the filaments 319a, 319b do not cause any unintended damage to the patient. Positioning of the filament slots 318a, 318b along the first body portion 314 may potentially cause coring, so the filaments 319a, 319b may be configured to substantially occlude the filament slots 318a, 318b, which may avoid potential coring. The internal geometry of the filament slots 318a, 319b may lack a transition region and, due to being positioned on the first body portion 314, advancement of the filaments 319a, 319b without a pre-set bias (e.g., substantially straight) can cause the filaments 319a, 319b to continue to advance substantially straight (e.g., along the longitudinal axis of the elongate member 317 and/or the second body portion 315) as the filaments move distally out of the filament slots 318a, 318b. Although not illustrated, placement of filament slots along the tapered portion 313 is also possible (e.g., the filaments continuing to advance along the longitudinal axis of the first body portion 314). Although not illustrated, the embodiments depicted in Figures 3A and 3D may be adapted so the filaments 206a, 206b exit along the tapered portion 302.

[0109] The needle 309 may comprise a tube that includes a lumen therethrough, for example as described herein with respect to Figures 3A, 3B, 3D, and 3E. The lumen may be employed to accept an RF probe for delivery of RF energy and/or for the transport of fluids. In this regard, the tip 311 may further include a fluid port 320 that may be in fluid communication via a channel through the tip 311 with the lumen. The fluid port 320 may be used to transfer fluid between the region of the tip 311 and a proximal end of the needle 309.

[0110] In the deployed position as shown in Figure 3C, the distal ends of the filaments 319a, 319b are disposed away from the point 312. In the deployed position as shown in Figure 3G, the distal ends of the filaments 319a, 319b are disposed away from the point 312. In a retracted position (not shown, but similar to as shown in Figures 3B and 3E),

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

the distal ends of the filaments 319a, 319b are entirely within an outer perimeter (e.g., circumference where the second body portion 315 of the tip 311, 321 is round) of the tip 311, 321. In the deployed position, the filaments 319a, 319b act as broadcast antennae for an RF probe inserted into the needle 309. The tip 311 or 321, the filament 319a, and/or the filament 319b may form a monopolar electrode for application of RF energy to the target volume. The filaments 319a, 319b may allow the RF energy from the RF probe to be dispersed over a larger volume than would be possible with the tip 311, 321 alone.

[0111] In general, any or all of the herein variables may be incorporated into a particular embodiment of a needle to yield a needle capable of producing a lesion with a particular size, position and shape relative to the tip of the needle. Such custom sizes, positions and shapes may be designed for specific procedures. For example, a particular lesion size, position and shape may be selected to enable a user to navigate the needle to a particular landmark (e.g., proximate to or touching a bone visible using fluoroscopy) and then orient the needle such that deployed filaments will be operable to produce a lesion at a particular location relative to the landmark. By navigating to a particular internal landmark, as opposed to attempting to visualize a relative position of a needle offset from a landmark, a more accurate and/or consistent positioning of the needle may be achieved. In this regard, the skill level required to accurately position the needle for a particular procedure may be reduced.

[0112] The lesion shapes achievable through selection of the herein variables may include, for example, generally spherical, oblong, conical, and pyramidal shapes. The orientation relative to, and the amount of offset from, the tip of such shapes may be selectable. In an embodiment, the tips of the deployed filaments may be positioned distally relative to the point of the tip to provide for a facile positioning of the lesion relative to the tip. Such capability may allow for the needle to be inserted directly toward a target volume. In other embodiments, the tips of the deployed filaments may be positioned at the same axial position along the central longitudinal axis as the point of the tip or the tips of the deployed filaments may be positioned proximally relative to the point of the tip. In other embodiments, some filament endpoints may be located distal to the point of the tip while others are proximal to the point of the tip.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

[0113] The elongate member 203 may be in the form of a hollow tube (e.g., sheath, cannula) interconnecting the tip 201, 211 with the hub 204. The elongate member 203 may be configured with adequate strength to allow the needle 103 to pierce a patient's skin and advance to a target area through various tissue types, including, for example, fat and muscle tissue. The elongate member 203 may also be capable of resisting kinking as it is advanced. In some embodiments, the elongate member 203 comprises a rod with a plurality of lumens along its length to accommodate the filaments 206a, 206b, the RF probe 401, and/or a fluid passage.

[0114] The elongate member 203 houses portions of the filaments 206a, 206b and the tube 207, and allows for relative movement of the filaments 206a, 206b. The elongate member 203 may be of any appropriate size and internal configuration to allow insertion into a patient and to house componentry therein. In some embodiments, the elongate member 203 is a 16 gauge round tube or smaller. For example, the elongate member 203 may be 18 gauge or 20 gauge. In some embodiments, the elongate member 203 has a maximum cross-sectional dimension of about 1.7 mm. In some embodiments, the elongate member 203 has a maximum cross-sectional dimension of about 1 mm. The elongate member 203 may have a length selected for performing a specific spinal RF neurotomy procedure on a particular patient. In some embodiments, the elongate member 203 has a length of about 10 cm.

[0115] In certain embodiments, the elongate member 203 comprises (e.g., is constructed from) an insulative material to reduce (e.g., eliminate) the amount of RF energy emitted along the length of the elongate member 203 when the RF probe 401 is disposed therein. For example, the elongate member 203 may comprise (e.g., be constructed from) polymeric, ceramic, and/or other insulative material. In certain embodiments, the elongate member 203 includes an insulating coating or sleeve 307 (Figures 2D and 16D). In some embodiments, the elongate member is insulated (e.g., constructed from insulative material and/or having an insulating coating 307) except for a distal part having a length between about 5 mm and about 10 mm. Figure 3H illustrates an example embodiment of a needle 309 comprising an insulating coating 330 covering a proximal portion of the tip 321 and coatings 332a, 332b covering a proximal portion of the filaments 319a, 319b. The coating 330

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

insulates, *inter alia*, the bent area between the first body portion 314 and the second body portion 315 of the tip 321.

[0116] In some embodiments, the elongate member is insulated (e.g., constructed from insulative material and/or having an insulating coating) except for a proximal part. Figure 3I illustrates an example embodiment of a needle 309 comprising an insulating coating 330 covering a distal portion of the tip 321 and coatings 332a, 332b covering a distal portion of the filaments 319a, 319b. In some embodiments in which the distal portion of the tip 321 is, the needle 309 may create a kidney or catcher's mitt shaped lesion, which may be useful, for example, for ablating tissue where the active tip is pressed against the wall of a structure with the device staying in the lumen of a structure. For example, when ablating endocardial lesions in which the device accesses the target through a cardiac chamber, insulating the distal portion of the tip 321, which stays in the chamber, can make the biophysics of the lesion (e.g., impedance, power, heat) more precise because the insulated distal portion of the tip 321 that is surrounded by blood in the chamber will not be part of the field.

[0117] Figures 3H and 3I illustrate example embodiments of insulation of parts of the tip 321 and the filaments 319a, 319b illustrated in Figure 3G. Parts of components of the distal ends of other needle tips described herein may also be insulated (e.g., those illustrated in Figures 3A, 3C, and 3D). In some embodiments, only parts of the tip 321, and not parts of the filaments 319a, 319b, are insulated. In some embodiments, only parts of the filaments 319a, 319b, and not parts of the tip 321, are insulated. In some embodiments, a distal portion of the tip 321 is insulated (e.g., as illustrated in Figure 3I) and proximal portions of the filaments 319a, 319b are insulated (e.g., as illustrated in Figure 3H). In some embodiments, a distal portion of the filaments 319a, 319b are insulated (e.g., as illustrated in Figure 3I) and a proximal portion of the tip 321 is insulated (e.g., as illustrated in Figure 3H). In some embodiments, the insulative coating or sleeve 330, 332a, 332b may be adjustable. For example, one or all of the sleeves 330, 332a, 332b may be advanced or retracted relative to the tip 321, the filament 319a, and the filament 319b, respectively, to increase or decrease the amount of exposed conductive area.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

[0118] The elongate member 203 may include a coating that may improve radiopacity to aid in visualization of the position of the needle 103 using fluoroscopy. The elongate member 203 may include a lubricious coating to improve its ability to be inserted and positioned in the patient and/or to reduce tissue adhesion. The elongate member 203 may include markers 224 along its length to assist in determining the depth to which the needle 103 has entered into the anatomy. The markers 224 may be radiopaque so that they may be viewed under fluoroscopy. A collar (not shown) may be disposed about the elongate member 203 to assist in placement of the tip 201, 211 of the needle 103. For example, the tip 201, 211 may be positioned in a first position, the collar may then be placed against the patient's skin, and then the needle 103 may be advanced and/or withdrawn a certain distance. Such a distance may be indicated, for example, by the distance between the collar and a patient's skin or other anatomy.

[0119] The elongate member 203 may be fixedly interconnected to the tip 201, 211 and the hub 204 in any appropriate manner. For example, the tip 201, 211 may be press fit into the elongate member 203 and the elongate member 203 may be press fit into the hub 204. Other example methods of attachment include adhesive bonding and welding. In some embodiments, the elongate member 203 and the tip 201, 211 are a single unitary structure. The elongate member 203 may be steerable and incorporate controlling mechanisms allowing the elongate member 203 to be deflected or steered after insertion into the anatomy.

[0120] The tube 207 containing the lumen 222 may comprise (e.g., be constructed from) any appropriate material. For example, the tube 207 comprise a conductive material, such as stainless steel (e.g., 300 Series Stainless Steel), such that when the RF probe 401 is inserted in the tube 207, the RF energy emitted by the RF probe 401 may be conducted through the tube 207 and into and through the tip 201, 211, the filament 206a, and/or the filament 206b. The tube 207 may be interconnected to the tip 201, 211 such that the lumen 222 is in sealed, fluid communication with the channel through the tip 201, 211. This may be accomplished by a press fit, weld, or any other appropriate method.

[0121] As noted, the lumen 222 may be in fluid communication with the tip 201, 211 at the distal end 202. A proximal end of the lumen 222 may be disposed at the proximal end 205 of the needle 103. In this regard, the lumen 222 may extend from the distal end 202

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

to the proximal end 205, with the only access being at the distal and proximal ends 202, 205. In some embodiments, the lumen 222 is the only lumen of the needle 103 disposed along the elongate member 203.

[0122] The RF probe 401 inserted into the lumen 222 may be positioned such that an end of the RF probe 401 is proximate to the tip 201, 211. For example, the RF probe 401 may be positioned such that the distal end 402 of the RF probe 401 is in the lumen 222 near the tip 201, 211 or in the channel through the tip 201, 211. RF energy transmitted through the RF probe 401 may then be conducted by the tip 201, 211, the filament 206a, and/or the filament 206b. The size of the lumen 222 may be selected to accommodate a particular size of RF probe 401. For example, the lumen 222 may be configured to accommodate at least a 22 gauge RF probe 401, at least a 21 gauge RF probe 401, or a larger or smaller RF probe 401. For another example, the lumen 222 may have a maximum cross-sectional dimension of less than about 0.85 mm.

[0123] The proximal end of the tube 207 may be operable to receive the RF probe 401. The proximal end of the tube 207 and the actuator 216 may be configured to accept a connector, such as a Luer fitting, such that a fluid source may be connected to the tube 207 (e.g., to deliver fluid through the lumen 222 and out the fluid port 210).

[0124] The needle 103 includes two filaments 206a, 206b in and along elongate member 203. Distal ends of the filaments 206a, 206b are proximate to the tip 201, 211, and proximal ends of the filaments 206a, 206b are fixed to a filament hub 221 discussed below. The filaments 206a, 206b are movable along the central longitudinal axis 223 between a fully deployed position as illustrated in Figures 3A, 3C, 3D, and 3F and a retracted position illustrated in Figures 3B and 3E. Moving the filaments 206a, 206b distally from the retracted position moves the filaments 206a, 206b toward the fully deployed position, while moving the filaments 206a, 206b proximally from the deployed position moves the filaments 206a, 206b toward the retracted position. The filaments 206a, 206b may be deployed in intermediate positions between the fully deployed positions and the retracted positions. For example, a mechanism for advancement and/or retraction of the filaments 206a, 206b may include detents indicating partial deployment and/or retraction and a stop indicating full deployment and/or retraction.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

[0125] In the fully deployed position, the distal ends of the filaments 206a, 206b, 319a, 319b are disposed away from the tip 201, 211, 311, 321. In the retracted position, the distal ends of the filaments 206a, 206b, 319a, 319b are entirely within an outer perimeter (e.g., circumference where the body portion 303 of the tip 201, 211, 311, 321 is round) of the tip 201, 211, 311, 321. In the deployed position, the filaments 206a, 206b, 319a, 319b can act as broadcast antennae for the RF probe 401 (e.g., RF energy passes from the RF probe 401 to the tip 201, 211, 311, 321 and to the filaments 206a, 206b, 319a, 319b, and into a target volume within a patient). In this regard, together, the RF probe 401 inserted into the lumen 222, the tip 201, 211, 311, 321, and the filaments 206a, 206b, 319a, 319b, may form a monopolar electrode for application of RF energy to the target volume. The filaments 206a, 206b, 319a, 319b allow the RF energy from the RF probe 401 to be dispersed over a larger volume than would be possible with the tip 201, 211, 311, 321 alone.

[0126] The filaments 206a, 206b, 319a, 319b may be constructed from a material operable to conduct RF energy, e.g., a metal such as stainless steel (e.g., 303 Stainless Steel), Nitinol, or shape memory alloy. The filaments 206a, 206b may be coated, for example to enhance and/or inhibit their ability to conduct RF energy. The filaments 206a, 206b may include a lubricious coating to aid in insertion and/or reduce tissue adhesion.

[0127] Figure 2E illustrates an embodiment in which the filaments 206a, 206b are formed from a single wire 206 that is bent at the proximal end. The distal ends of the filaments 206a, 206b are shown as bent, which can be the result of deflection upon exit from a tip 201, 211, shape memory, combinations thereof, and the like. Forming the filaments 206a, 206b from a single wire 206 may provide advantages such as, for example, coherent activation of the filaments 206a, 206b, simultaneous deployment of the filaments 206a, 206b, and/or simultaneous retraction of the filaments 206a, 206b. It will be appreciated that the wire 206 may be a single wire or a plurality of wire segments joined together (e.g., via adhering with conductive epoxy, welding, soldering, combinations thereof, and the like). Other filaments described herein may also be coupled or bent at the proximal end. The filaments 206a, 206b illustrated in Figure 2E are substantially parallel, and taper outwards before being bent at the proximal end. In some embodiments, the filaments 206a, 206b are substantially parallel and do not taper out before being bent at the proximal end. In certain

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

such embodiments, the proximal end of the wire 206 is a semi-circle, for example having a radius between about 0.03 inches and about 0.07 inches (approx. between about 0.76 mm and about 1.8 mm), between about 0.04 inches and about 0.06 inches (approx. between about 1 mm and about 1.5 mm), between about 0.05 inches and about 0.055 inches (approx. between about 1.3 mm and about 1.4 mm) (e.g., about 0.052 inches (approx. about 1.32 mm)), combinations thereof, and the like. In some embodiments, the filaments 206a, 206b are parallel and spaced by a distance between about 0.025 inches and about 0.125 inches (approx. between about 0.64 mm and about 3.2 mm), between about 0.05 inches and about 0.1 inches (approx. between about 1.3 mm and about 2.5 mm) (e.g., about 0.075 inches (approx. about 1.9 mm)), combinations thereof, and the like. In some embodiments, the filaments 206a, 206b in the elongate member 203 may be braided, wrapped, or twisted together. Such embodiments may increase column strength, providing resistance to buckling and/or bending in the elongate member 203. In some embodiments, the wire 206 has a diameter between about 0.0025 inches and about 0.04 inches (approx. between about 0.06 mm and about 1 mm), between about 0.005 inches and about 0.025 inches (approx. between about 0.13 mm and about 0.64 mm), between about 0.01 inches and about 0.02 inches (approx. between about 0.25 mm and about 0.5 mm) (e.g., about 0.014 inches (approx. about 0.36 mm)), combinations thereof, and the like. Other diameters are also possible. In some embodiments, the filaments 206a, 206b each have a diameter between about 0.0025 inches and about 0.04 inches (approx. between about 0.06 mm and about 1 mm), between about 0.005 inches and about 0.025 inches (approx. between about 0.13 mm and about 0.64 mm), between about 0.01 inches and about 0.02 inches (approx. between about 0.25 mm and about 0.5 mm) (e.g., about 0.014 inches (approx. about 0.36 mm)), combinations thereof, and the like. Other diameters are also possible. In some embodiments, the filaments 206a, 206 have different diameters (e.g., by being formed from different wires, by being formed from portions of wires with different diameters that are coupled to form the wire 206, etc.).

[0128] The distal ends of the filaments may be shaped (e.g., pointed) to improve their ability to move through tissue. For example, the tips of the filaments 206a, 206b in Figure 3A have an outward-facing bevel. In some embodiments, the bevel is at an angle between about 15° and about 45°, between about 20° and about 40°, between about 25° and

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

about 35° (e.g., about 30°), combinations thereof, and the like. In embodiments in which the filaments 206a, 206b each have a diameter of about 0.014 inches (approx. about 0.36 mm) and a bevel of about 30°, the length of the bevel is about 0.024 inches (approx. about 0.61 mm). The tips of the filaments 206a, 206b may have the same shape (e.g., beveled) or different shapes. For another example, the tips of the filaments 206a, 206b in Figure 3D have an inward-facing bevel. In certain embodiments, bevels (e.g., inward-facing bevels) can help to induce splay between the tips of the filaments 206a, 206b (e.g., splay of between about 15° and about 20°) by tracking to one side (e.g., away from the beveled side) upon deployment, which can improve placement of the filaments 206a, 206b. For yet another example, the tips of the filaments 319a, 319b in Figure 3G have a pencil-point. In certain embodiments, a pencil-point tip can help to reduce splay between the tips of the filaments 206a, 206b by substantially straight tracking deployment, which can improve placement of the filaments 206a, 206b. In some embodiments, the filaments 206a, 206b comprise materials with different tensile strength and/or rigidity, and the filaments 206a, 206b, which can affect their ability to flex due to contact with tissue and thus the amount of splay, if any. In certain embodiments in which the filaments 206a, 206b comprise a shape memory material, the deflection to an unconfined state may work with or against the shapes of the tips. In some embodiments, certain filament tips may help to occlude filaments slots, improve interaction with a transition region, etc. Although certain combinations of filament tips are illustrated with respect to certain embodiments herein, the various shapes of the filament tips described herein and otherwise may be selected for any of these embodiments (e.g., the filaments 206a, 206b of Figure 3A may have inwardly-facing bevels or pencil-point tips, the filaments 206a, 206b of Figure 3D may have outwardly-facing bevels or pencil-point tips, the filaments 319a, 319b of Figure 3C may have inwardly-facing bevels or pencil-point tips, the filaments 319a, 319b of Figure 3G may have inwardly-facing bevels or outwardly-facing bevels, etc.).

[0129] The positioning of the filaments 206a, 206b of the embodiments illustrated in Figures 3A and 3D will now be described in relation to Figure 5. Figure 5 is an end view of the tip 201 and deployed filaments 206a, 206b of the embodiment illustrated in Figures 2A and 3A. The filaments 206a, 206b are positioned at a filament angle 503 of about 120° apart from each other about the central longitudinal axis 223. This coincides with the positions of

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

the filament slots 304a, 304b discussed herein since the filaments 206a, 206b emerge from the filament slots 304a, 304b. Other filament angles 503 are also possible. For example, the filament angle 503 may be between about 90° and about 180°, between about 90° and about 150°, between about 100° and about 140°, between about 110° and about 130°, combinations thereof, and the like. A filament-free angle 504 of about 240° is defined as the largest angle about the circumference of the tip 201, 211 that is free of filaments. In an embodiment consisting of two filaments 206a, 206b, the filament angle 503 may be less than 180° and the filament-free angle 504 may be correspondingly greater than 180° (e.g., greater than 200° or greater than 240°).

[0130] In Figure 5, the central longitudinal axis 223 is perpendicular to the plane of the illustration. A midpoint 502 is defined between distal ends 501a, 501b of the filaments 206a, 206b, respectively. The midpoint 502 is offset from the central longitudinal axis 223. For example, in some embodiments, the midpoint 502 is offset from the central longitudinal axis 223 by about 2 mm. Other offset values are also possible. For example, the offset may be between about 0.5 mm and about 5 mm, between about 1 mm and about 4 mm, between about 1 mm and about 3 mm, greater than about 0.5 mm, less than about 5 mm, combinations thereof, and the like. When RF energy is transmitted from the tip 201 and both of the filaments 206a, 206b, the RF energy will be transmitted asymmetrically with respect to the central longitudinal axis 223 the cause the RF energy will be emitted from the tip 201 and the filaments 206a, 206b. As oriented in Figure 5, the energy will be biased in an upward direction in the direction from the point 301 toward the midpoint 502. Thus, when RF energy is transmitted during an RF neurotomy procedure, a lesion will be created that is correspondingly offset from the central longitudinal axis 223 in the direction from the point 301 toward the midpoint 502.

[0131] Referring again to the asymmetric nature of the lesion, the lesion may be substantially a three-dimensional polygon (e.g., with rounded edges) of known dimensions and volume that is offset from the central cannula in a known and predictable way. Different embodiments may have different three-dimensional polygonal structures adapted to the intended ablation target. By contrast, needles without deployable filaments may be used to

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

create asymmetric planar lesions by varying needle insertion during the ablation procedure, and may require substantial ablation volume overlap.

[0132] Figure 6 is a side view of the tip 201 and the filaments 206a, 206b, oriented such that the deployed filament 206b is entirely within the plane of the figure. The filaments 206a, 206b extend from the tip 201 at a common distance, or location, along the central longitudinal axis 223. In some embodiments, the filaments 206a, 206b may extend different distances. The filament 206b is deflected radially outwardly from the central longitudinal axis 223. The filament 206b emerges from the tip 201 at an angle 601 of about 30° from the central longitudinal axis 223, which is parallel to the longitudinal axis of the elongate member 203. The angle 601 may vary, for example, based at least partially on positioning of a transition region 305, mechanical properties of the filament 206b (e.g., shape-memory properties or lack thereof), and the like. In some embodiments, the angle 601 is between about 5° and about 85°, between about 10° and about 60°, between about 20° and about 40°, greater than about 5°, less than about 85°, combinations thereof, and the like. In some embodiments, the angle 601 is related to the angle 503. For example, the angle 601 may be a fraction of the angle 503, such as about ¼. In some embodiments, the angle 601 is unrelated to the angle 503, for example both being independently chosen to produce a certain lesion size or shape. In some embodiments, the distal tips 501a, 501b are positioned distally beyond the point 301 by a distance 602, are disposed at a distance 603 from the central longitudinal axis 223, and/or are disposed at a distance 604 from each other. In some embodiments, the distance 602 is about 3.5 mm, the distance 603 is about 3 mm, and/or the distance 604 is about 4.5 mm. Other distances are also possible. For example, in some embodiments, the distance 602 is between about 0.5 mm and about 6 mm, between about 1 mm and about 5 mm, between about 3 mm and about 4 mm, combinations thereof, and the like. Other distances are also possible. For another example, in some embodiments, the distance 603 is between about 0.5 mm and about 6 mm, between about 1 mm and about 5 mm, between about 2 mm and about 4 mm, combinations thereof, and the like. Other distances are also possible. For yet another example, in some embodiments, the distance 604 is between about 2 mm and about 7 mm, between about 3 mm and about 6 mm, between

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

about 4 mm and about 5 mm, combinations thereof, and the like. Other distances are also possible.

[0133] The angles described herein (e.g., the angles 503, 601) may be measured with respect to a needle 103 in a deployed state outside of a patient's body, and that the angles may when the needle is inside a patient's body, for example based at least in part on splay of filaments due to beveling.

[0134] The tip 211 and deployed filaments 206a, 206b of the embodiment illustrated in Figure 3D may also have a filament angle 503, a filament-free angle 504, a midpoint 502, an angle 601, distances 602, 603, 604, and other features described herein, for example with respect to Figures 5 and 6. In some embodiments, the portion of the lesion based at least partially on RF energy emitted by the tip 211, and thus the shape of the lesion, may vary based on the position of the point 301 (e.g., in Figure 3d, the point 301 is on the side of the tip 211 that comprises the filaments 206a, 206b).

[0135] The configuration of the filaments 206a, 206b illustrated in Figures 2A, 3A, 3D, 5, and 6 may be operable to produce lesions that are radially offset from the central longitudinal axis 223 and distally offset from the point 301 as compared to a lesion created by the tip 201, 211 without the filaments or a lesion created with the needle 103 with the filaments 206a, 206b in the retracted position.

[0136] Variations in the relative shapes, positions, and sizes of lesions created with the needle may be achieved by repositioning the filaments. For example, as noted herein, the lesion produced by the needle will be in different positions depending on whether the filaments are in the deployed or retracted positions. Lesions having intermediate shapes, positions, and/or sizes may be achieved by positioning the filaments in intermediate positions between the fully deployed (e.g., as illustrated in Figures 3A, 3C, 3D, and 3G) and fully retracted positions (e.g., as illustrated in Figures 3B and 3E). As noted herein, the needle with deployed filaments is operable to produce larger lesion volumes than the needle with retracted filaments. For example, the needle with fully deployed filaments may be operable to produce lesion volumes of about 500 mm^3. Other lesion volumes are also possible. For example, the needle with fully deployed filaments may be operable to produce lesion volumes between about 100 mm^3 and about 2,000 mm^3, between about 200 mm^3 and about

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

1,000 mm^3, between about 250 mm^3 and about 750 mm^3, between about 400 mm^3 and about 600 mm^3, combinations thereof, and the like.

[0137] Further variation in the shape, position, and/or size of lesions created by needles with deployable filaments may be achieved by different configurations of filaments. Variations may include, for example, variations in materials, the number of filaments, the radial positioning of the filaments, the axial positioning of the filaments, the length of the filaments, the angle at which the filaments exit the tip, the shape of the filaments, etc. By varying these parameters, the needle may be configured to produce lesions of various sizes and shapes that are positioned at various locations relative to the tip. Such variations may be specifically tailored to be used in specific procedures, such as RF neurotomy procedures of particular nerves adjacent to particular vertebrae.

[0138] Variations of the materials used for the tip and/or the filaments may be selected to achieve particular lesion sizes, positions, and/or shapes. For example, the tip may comprise (e.g., be made form) a material that does not conduct RF energy, in which case RF energy from the RF probe 401 may be conducted by substantially only the deployed filaments. In certain such embodiments, emitting RF energy from the filaments may provide for a lesion with a larger offset from the central longitudinal axis 223 than would be produced if the tip conducts RF energy and acts as an electrode along with the filaments.

[0139] Another material-related variation that may affect lesion shape, size, and/or position is the addition and placement of insulation over the tip and/or over the filaments. For example, by placing a layer of insulation over a proximal part of the portions of the filaments that extend from the tip when in the deployed position, the shape of the lesion may be altered since RF energy may primarily emanate from the distal, non-insulated part of the filaments. For another example, by placing a layer of insulation over a proximal part of the tip, the shape of the lesion may be altered since RF energy may primarily emanate from the distal, non-insulated part of the tip. Other parts of the filaments and/or tip may also be covered by an insulating material, for example a distal part of the filaments and/or tip, an intermediate part of the filaments and/or tip, combinations thereof, and the like, for example as described with respect to Figures 3H and 3I.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

[0140] Moreover, the materials used in making the filaments and tip may be selected based on RF conductivity. For example, by using a material for the tip that is less conductive of RF energy, the proportion of RF energy emanating from the tip as compared to that emanating from the filaments may be altered resulting in a corresponding change in lesion size, position and/or shape.

[0141] The RF needles and RF probes discussed herein may be constructed from materials that are Magnetic Resonance Imaging (MRI) compatible (e.g., titanium, aluminum, copper, platinum, non-magnetic 300 Series Stainless Steel, etc.). In certain such embodiments, MRI equipment may be used to verify the positioning of the needles and/or portions thereof and/or monitor the progress of an ablation procedure (e.g., RF neurotomy).

[0142] Variations of the number of filaments used for needle may be selected to achieve particular lesion sizes, positions and/or shapes. For example, as illustrated in Figure 7, a third filament 701 may extend from the tip 201' (or other tips described herein such as the tip 211) in a position between filaments 206a, 206b. The tips 501a, 501b of the filaments 206a, 206b and a tip 702 of filament 701 may form a polygon 703 that has a centroid 704. The centroid 704 is offset from the central longitudinal axis 223. Such an arrangement may produce a lesion that is offset from the central longitudinal axis 223 to a different degree than, and shaped differently than, a lesion created by the needle of Figure 5. In general, where a centroid of a polygon formed by the tips of filaments (or, in the case where there are two filaments, the midpoint between them) is offset from the central longitudinal axis 223, a lesion created by such a configuration will be correspondingly offset from the central longitudinal axis 223. The filaments 206a, 206b, 702 are positioned at the same filament angle 503 of about 120° as in the embodiment of Figure 5. Other filament angles 503, in either Figure 5 or Figure 7, are also possible. The embodiment illustrated in Figure 7 has a filament-free angle 504 of about 240°, also the same as in the embodiment of Figure 5. Other filament-free angles 504, in either Figure 5 or Figure 7, are also possible. In general, in embodiments in which the filaments are positioned in a filament angle 503 that is less than about 180°, resultant lesions will be offset from the central longitudinal axis 223 in the direction of the filaments. In embodiments in which the filaments are positioned in a

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

filament angle 503 that is less than about 180°, the filament-free angle is correspondingly greater than about 180° (e.g., greater than about 200° or greater than about 240°).

[0143] For another example, as illustrated in Figure 8, four filaments 801a-801d are positioned about a tip 201" (or other tips described herein such as the tip 211). The tips of the filaments 801a-801d may form a polygon 802 that has a centroid 803. The centroid 803 is offset from the central longitudinal axis 223. Such an arrangement may produce a lesion that is offset from the central longitudinal axis 223 in the direction of the centroid 803. The filaments 801a-801d are positioned at a filament angle 804 of about 200°. Other filament angles 804 are also possible. The embodiment illustrated in Figure 8 has a filament-free angle 805 of about 160°. Other filament-free angles 805 are also possible. Figure 8 illustrates an embodiment in which the filament-free angle 805 is less than about 180°, but which is capable of producing a lesion offset from the central longitudinal axis 223.

[0144] In the herein-described embodiment of Figures 2A, 3A, 3B, 5, and 6 with two filaments, a midpoint 502 between the filaments was discussed. In embodiments with more than two filaments, a centroid of a polygon formed by the distal ends of the filaments was discussed. Both the midpoints and the centroids may be considered to be "average" points of the filaments for their particular configurations. In such embodiments, the midpoint between filaments in two-filament embodiments and the centroid of the polygon in embodiments with more than two filaments may be offset from the central longitudinal axis of the elongate member. For example, the midpoint or centroid may be offset from the central longitudinal axis by 1 mm or more. In embodiments, the polygon may lie in a plane perpendicular to the central longitudinal axis.

[0145] As illustrated in, for example, Figures 2A, 2D, 3A, 3C, 3D, 3G-3I, 5, 7, 8, 9, and 10, the distal ends of the filaments when fully deployed may be in a common plane. In some embodiments, the common plane is perpendicular or transverse to the central longitudinal axis. In some embodiments, the common plane is distal to the point 301, 312.

[0146] As illustrated in, for example, Figures 2A, 2D, 3A, 3C, 3D, 3G-3I, 5, 7, and 10, the filaments of the needle may all be deployed on a common side of a central plane of the needle (where the central longitudinal axis is entirely within the central plane). In certain such embodiments, the distal ends of the filaments are all on a common side of the

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

central plane. Such a configuration may enable the needle to be used to create a lesion that is offset from the tip of the needle to the same side of the central plane as the deployed filament ends.

[0147] As illustrated, for example, in Figure 2A, 2D, 3A, 3C, 3D, 3G-3I, and 10, the filaments when fully deployed may point in an at least partially distal direction. In this regard, a vector extending longitudinally from the distal end of a filament and coinciding with a central axis of the portion of the filament out of the tip 211 has at least some distal component. The fully deployed filaments in the embodiments illustrated in Figures 2A, 2D, 3A, 3C, 3D, 3G-3I, and 10 all point in an at least partially distal direction.

[0148] Figure 9 illustrates an embodiment in which the filaments are uniformly distributed about the circumference of the tip 201"". The needle of Figure 9 includes three filaments 901a, 901b, 901c distributed substantially equally about the circumference of the tip 201"", the angles 902a, 902b, 902c between the filaments 901a, 901b, 901c each being about 120°. Such a needle may be operable to produce a lesion that is generally centered along the central longitudinal axis 223. However, the position of the produced lesion longitudinally along the central longitudinal axis 223 may be determined by the configuration (e.g., length, deployment angle, etc.) of the filaments. For example, relatively longer filaments may be operable to produce lesions that are positioned distal to lesions produced by configurations with relatively shorter filaments. For another example, in an embodiment in which the filament 901b is longer than the filaments 901a, 901c, the needle may be operable to create a lesion that is offset from the tip of the needle towards the filament 901b. For yet another example, in an embodiment in which the filaments 901a, 901b are longer than the filament 901c, the needle may be operable to create a lesion that is offset from the tip of the needle towards the filaments 901a, 901b.

[0149] Referring again to Figure 7, if the filament 701 was distal to the filaments 206a, 206b, the resultant lesion may be longer along the central longitudinal axis 223 than lesions resulting from an embodiment in which the filaments 206a, 206b, 701 are each positioned along substantially the same plane perpendicular or transverse to the central longitudinal axis 223. In another variation, as deployed, two or more filaments may be at the

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

same radial position and at different axial positions. Such embodiments may include multiple rows of filaments.

[0150] Referring again to Figures 5 and 6, if the lengths of the deployed portions of the filaments 206a, 206b were increased, the needle may be capable of producing lesions that are more distally positioned than lesions created by the embodiment as shown in Figures 5 and 6. The effects of lengthening or shortening the deployed length of the filaments may be similar to those discussed herein with respect to partially deploying filaments.

[0151] In some embodiments, the needle includes filaments having deployed portions with different lengths. In certain embodiments in which all of the filaments are deployed and/or retracted by a common actuator and/or are part of the same wire, variations in filament lengths may be achieved by varying the overall length of the filaments. For example, the distal end of a shorter filament may be retracted further into the tip or elongate member than the distal end of a longer filament. The effects of lengthening or shortening the length of the deployed portions of the filaments may be similar to those discussed herein with respect to variations in the axial positioning of filaments emergence from the tip of the needle and/or with respect to partially deploying filaments.

[0152] The angle at which a filament exits a tip (e.g., the angle 601 of Figure 6) may be varied to achieve particular lesion sizes, positions, and/or shapes. For example, if the angle 601 in Figure 6 was about 60°, the needle may be operable to produce a lesion that has a larger maximum cross-sectional dimension in a plane perpendicular to the central longitudinal axis 223 than if the angle 601 was about 30°, for example because the filaments can emanate RF energy at a distance further away from the central longitudinal axis. In some embodiments, the filaments can be deployed at different angles 601 relative to the central longitudinal axis 223.

[0153] Referring again to Figure 10, the deployed portions of the filaments 1001a, 1001b may be curved. As described herein, the term "curved" may mean a continuous curve, a curve in combination with a straight section, a plurality of curves in different directions, combinations thereof, and the like. Such curvatures may be achieved, for example, by filaments 1001a, 1001b comprising shape memory material (e.g., Nitinol) or spring material. When the filaments 1001a, 1001b are retracted, the shape of the tip 201 and/or the elongate

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

member 203 may cause the filaments 1001a, 1001b to be in constrained straightened configurations. As the filaments 1001a, 1001b are advanced toward the fully deployed position, they become unconstrained and return to their curved shapes as shown in Figure 10. The deployed shape of the filaments 1001a, 1001b may be predetermined, or the filaments 1001a, 1001b may comprise (e.g., be made from) a material that may be shaped by a user prior to insertion. The filaments of other embodiments described herein (e.g., Figures 3A, 3C, 3D, and 3G-3I) may also be curved. In some embodiments, one filament is curved and one filament is straight.

[0154] The curved filaments 1001a, 1001b of Figure 10 are positioned in planes that include the central longitudinal axis 223. In other embodiments, the filaments 1001a, 1001b may be curved in other directions, such as in a corkscrew arrangement. This may be beneficial to assist the filaments in remaining anchored to the tissue during delivery of RF energy. The curved filaments 1001a, 1001b of Figure 10 may be operable to produce a lesion that is flatter in a plane perpendicular to the central longitudinal axis 223 than, for example, the straight filaments 206a, 206b of Figure 6.

[0155] In the embodiment illustrated in Figures 2A and 2B, the filaments 206a, 206b are illustrated as running the entire length of the elongate member 203 from the filament hub 221 to the tip 201. In some embodiments, a single member may run along at least part of the elongate member 203 and the filaments 206a, 206b may be interconnected to the single member at a point proximal to the tip 201.

[0156] The illustrated embodiments show all of the filaments of a given embodiment as commonly deployed or retracted. In some embodiments, one or more filaments may be individually deployed and/or retracted. In some embodiments, a plurality of filaments may exit from the tip at a common location and form a fan-like arrangement as they are deployed.

[0157] Deployment of filaments discussed herein has been described as movement of the filaments relative to a stationary tip. In some embodiments, the filaments may be deployed by pulling the tip back relative to the filaments (e.g., movement of the tip relative to stationary filaments). Movement of the tip rather than the filaments may be advantageous, for example, in embodiments in which the needle is initially advanced until in

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

contact with bone to ensure proper positioning relative to target tissue, and then the tip may be retracted, leaving the filaments (e.g., curved shape memory filaments) in a precise, known position. In some embodiments, the filaments may be deployed by advancing the filaments and retracting the tip.

[0158] Referring again to Figures 2A and 2B, the hub 204 may be fixedly attached to the elongate member 203. The hub 204 may be the primary portion of the needle 103 gripped by the user during insertion and manipulation of the needle 103. The hub 204 may include an asymmetric feature, such as an indicator 225, that is in a known orientation relative to the asymmetry of the tip 201. In this regard, the indicator 225 may be used to communicate to the user the orientation of the tip 201 within a patient. For example, in the embodiment illustrated in Figure 2A, the indicator 225 is fixed at an orientation circumferentially opposite to the filament slots 304a, 304b. Internally, the hub 204 may include a cavity 213 sized to house a longitudinal protrusion 218 of the actuator 216. The hub 204 may include a hole through which a projection 215 may project into the interior of the cavity 213 to control the motion of the actuator 216 relative to the hub 204 and to secure the actuator 216 to the hub 204. The hub 204 may comprise (e.g., be made from) any appropriate material (e.g., a thermoset plastic, Makrolon® 2548, available from Bayer).

[0159] The actuator 216 may be used to control the motion to deploy and/or retract the filaments 206a, 206b. The actuator 216 is operable to move relative to the hub 204, the elongate member 203, and the tip 201 (e.g., parallel to the central longitudinal axis 223). The actuator 216 includes the longitudinal protrusion 218 extending into the cavity 213 of the hub 204. The outer surface of the longitudinal protrusion 218 includes a helical track 219 sized to accommodate the projection 215. In this regard, as the actuator is rotated relative to the hub 204 (e.g., by a user to deploy the filaments 206a, 206b), the helical track 219 and the projection 215 combine to cause the actuator 216 to move longitudinally (e.g., parallel to the central longitudinal axis 223). The actuator 216 comprises an interface portion 217 that may be gripped by a user when rotating the actuator 216. The interface portion 217 may be knurled or otherwise textured to enhance the user's ability to rotate the actuator 216. The hub 204 may also include a textured or shaped feature (e.g., the indicator 225) configured to enhance the user's ability to rotate the actuator 216 relative to the hub 204. The

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

longitudinal protrusion 218 of the actuator 216 may include an inner cavity 226 sized to accept a filament hub 221 and to allow the filament hub 221 to rotate freely relative to the actuator 216. In this regard, the linear motion of the actuator 216 may be transmitted to the filament hub 221 while the rotational motion of the actuator 216 may not be transmitted to the filament hub 221.

[0160] The actuator 216 may include a Luer fitting 220 or any other appropriate fitting type on a proximal end thereof. The Luer fitting 220 may be in fluid communication with the lumen 222 and provide a connection such that fluid may be delivered into the lumen 222 and to the fluid port 210 of the tip 201, 211. The Luer fitting 220 may also be configured to allow for the insertion of the RF probe 401 into the lumen 222. The actuator 216 may comprise any appropriate material (e.g., Pro-fax 6523 polypropylene homopolymer, available from LyondellBasell Industries).

[0161] The filaments 206a, 206b may be fixedly interconnected to the filament hub 221. In this regard, the longitudinal movement of the filament hub 221 due to the actuator 216 may be communicated to the filaments 206a, 206b to deploy and retract the filaments 206a, 206b upon rotation of the actuator 216. The filament hub 221 may comprise any appropriate material (e.g., Pro-fax 6523 polypropylene homopolymer, available from LyondellBasell Industries).

[0162] The user can deploy or retract the filaments 206a, 206b by twisting or rotating the actuator 216. For example, as illustrated, a counterclockwise (as seen from the viewpoint of Figure 5) rotation of the actuator 216 relative to the hub 204 will result in the deployment (extension) of the filaments 206a, 206b, while a clockwise rotation of the actuator 216 relative to the hub 204 will result in the retraction of the filaments 206a, 206b.

[0163] The filaments 206a, 206b may be partially deployed or retracted by partially rotating the actuator 216 relative to the hub 204. The actuator 216 and/or the hub 204 may include markings to indicate the position of the filaments 206a, 206b (e.g., the depth or extent of deployment). The actuator 216 and/or the hub 204 may include detents to provide audible and/or tactile feedback of the position of the filaments 206a, 206b.

[0164] In some embodiments, the filaments may be deployed at the user's discretion to a deployed position proximal to, at, or distal to a plane perpendicular or

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

transverse to the central longitudinal axis 223 at the point 301, 312. For example, in some embodiments, full (e.g., 3/3) rotation of the actuator 216 may deploy the filaments in a fully deployed position that is distal to a plane perpendicular or transverse to the central longitudinal axis 223 at the point 301, 312, partial (e.g., 2/3) rotation of the actuator 216 may deploy the filaments in a partially deployed position that is at a plane perpendicular or transverse to the central longitudinal axis 223 at the point 301, 312, and partial (e.g., 1/3) rotation of the actuator 216 may deploy the filaments in a partially deployed position that is proximal to a plane perpendicular or transverse to the central longitudinal axis 223 at the point 301, 312. The actuator 216 and/or the hub 204 may include features such as stops or detents to provide audible and/or tactile feedback regarding the extent of deployment (e.g., at 0/3, 1/3, 2/3, and 3/3) and/or the position of the filaments 206a, 206b (e.g., fully retracted, 1/3 deployed, 2/3 deployed, and fully deployed). Other fractions are also possible, including fractions at uneven intervals (e.g., a combination of 1/3, 1/2, and 4/5). In certain embodiments, selectable controlled partial deployment allows for controlled adaptation of the lesion to any particular shape and/or conformance of the filaments to a specific anatomy (e.g., boney anatomy).

[0165] Figures 17A-17E illustrate components of the mechanism at the proximal end 205 of the needle 103 of Figure 2D. The mechanism may also be used, for example, with the needle 103 of Figure 2A and other needles described herein. The components described with respect to Figures 17A-17E may include features described herein with respect to Figures 2B and 2C, and the components described herein, for example with respect to Figures 2B and 2C may include features described herein with respect to Figures 17A-17E. Combinations of components are also possible.

[0166] Figure 17A is an exploded view of components of the deployment mechanism of Figure 2D. The mechanism comprises an advancing hub or slide member 1710, a spin collar or actuator 1720, and a main hub 1730. Figure 17B is a cross-sectional view of the advancing hub 1710, the spin collar 1720, and the main hub 1730 assembled together, as well as half of the wire 206 illustrated in Figure 2E. The advancing hub 1710 includes a stem or longitudinal protrusion 1712. The spin collar 1720 includes a lumen 1721 extending from the proximal end to the distal end. The main hub 1730 includes a lumen

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

1731 extending from the proximal end to the distal end. When assembled, the stem 1712 of the advancing hub 1710 is in the lumen 1721 of the spin collar 1720 and in the lumen 1731 of the main hub 1730. The advancing hub 1710 may include an annular protrusion 1714 that may interact with an annular protrusion of the spin collar 1720 (e.g., the annular protrusion 1714 having a larger diameter than the annular protrusion 1724) to inhibit the stem 1712 from exiting the proximal end of the lumen 1721. In some embodiments, the annular protrusions 1714, 1724 include tapered surfaces that may interact to allow insertion of the stem 1712 and the annular protrusion 1714 into the lumen 1721 and perpendicular surfaces to inhibit the annular protrusion 1714 and the stem 1712 from exiting the proximal end of the lumen 1721. The main hub 1730 includes a stem or longitudinal protrusion 1734. When assembled, the stem 1734 of the main hub 1730 is in the lumen 1721 of the spin collar 1720. Other interactions between the advancing hub 1710, the spin collar 1720, and the main hub 1730 are described herein, for example with respect to Figures 17C-17E.

[0167] Figure 17C is a perspective view of an example embodiment of the advancing hub 1710 and the wire 206 of Figure 2E. The stem 1712 of the advancing hub 1710 comprises a U-shaped recess 1713 configured to interact with the bent proximal portion of the wire 206. Other shapes of the recess 1713 are also possible (e.g., V-shaped). The recess 1713 may complement the shape of the proximal end of the wire 206. In some embodiments, the width of the recess 1713 is slightly smaller (e.g., about 0.001 inches (approx. about 0.025 mm) smaller) than the diameter of the wire 206 such that after being press-fit, the wire 206 is fixedly interconnected to the advancing hub 1710.

[0168] In some embodiments, the stem 1712 is shaped as illustrated in Figure 17C, including a perpendicular or transverse cross-section that includes flat surfaces (e.g., the surface comprising the top of the recess 1713) and arcuate surfaces, for example an ellipse with squared ends. The lumen 1731 of the main hub 1730 may comprise complementary surfaces, for example in a wider proximal portion, such that when the stem 1712 is in the lumen 1731, the advancing hub 1710 is in a fixed rotational position relative to the main hub 1710. Other shapes and rotational fixation configurations are also possible.

[0169] The proximal end of the advancing hub 1710 comprises a fitting 220 (e.g., a Luer fitting or any other appropriate fitting). When assembled, the fitting 220 is proximal

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

to the spin collar 1720. The advancing hub 1710 comprises a lumen 1711 extending from the proximal end to the distal end. A fluid delivery device such as a syringe may be attached to the fitting 220 to deliver fluid through the lumen 1711 and then through the lumen 1731 of the main hub, the lumen 308 of the elongate member 203, the lumen 306c of the tip 211, and out the fluid port 210 of the tip 211. The RF probe 401 may be inserted into the lumen 1711, then into the lumen 1731 of the main hub, then into the lumen 308 of the elongate member 203, then into the lumen 306c of the tip 211. The RF probe 401 may include a fitting configured to interact with the fitting 220. The lumen 1711 may include a wide diameter portion in the area of the fitting 220 and a narrow diameter portion in the area of the stem 1712, and a tapered surface 1715 transitioning from the wide diameter portion to the narrow diameter portion. The tapered surface 1715 may help direct fluid and/or an RF probe 401 into the narrow diameter portion. In some embodiments, the narrow diameter portion of the lumen 1711 has a diameter between about 0.005 inches and about 0.05 inches (approx. between about 0.13 mm and about 1.3 mm), between about 0.01 inches and about 0.03 inches (approx. between about 0.25 mm and about 0.76 mm), between about 0.015 inches and about 0.025 inches (approx. between about 0.38 mm and about 0.64 mm) (e.g., about 0.02 inches (approx. about 0.5 mm)), combinations thereof, and the like. In some embodiments, the narrow diameter portion of the lumen 1711 has a diameter that is no larger than the diameter of any other lumen of the needle 103 such that fluid pressure will default to the distal end of the needle 103. For example, the narrow diameter portion of the lumen 1711 may have a diameter of about 0.02 inches (approx. about 0.5 mm), the narrow diameter portion of the lumen 1731 may have a diameter of about 0.05 inches (approx. about 1.3 mm), the lumen 308 of the elongate member 203 may have a diameter of about 0.05 inches (approx. about 1.3 mm), and the lumen 306c may have a width of about 0.02 inches (approx. about 0.5 mm). In some embodiments, the lumen 306c may be slightly smaller than the narrow diameter portion of the lumen 1711 and have the same effect, for example due to small losses of fluid through the lumens 306a, 306b and out the filament ports 304a, 304b, which may be acceptable because anesthesia and dye, for example, may permeate through fluid and proximate to the filament ports 304a, 304b even if substantially only dispensed from the fluid port 210. In

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

some embodiments, the advancing hub 1710 comprises a polymer (e.g., Pro-fax 6523 polypropylene homopolymer, available from LyondellBasell Industries).

[0170] Figure 17D is a cross-sectional view of an example embodiment of a spin collar 1720. The cross-section is along the same line as in Figure 17B, but further features are visible because not blocked by the advancing hub 1710 or the main hub 1730. As illustrated in Figure 17B, the lumen 1721 is configured to at least partially contain the stem 1712 and the stem 1734, and not to contact fluid or an RF probe 401. The lumen 1721 comprises a helical track 1722 sized to interact with a corresponding helical thread 1735 (Figure 17A) on the stem 1734 of the main hub 1730. As the spin collar 1720 is rotated relative to the main hub 1730 (e.g., by a user stabilizing the needle and gripping the main hub 1730 with the non-dominant hand and manipulating the spin collar 1720 with the dominant hand), for example, to deploy the filaments 206a, 206b, the helical track 1722 and the helical thread 1735 interact to cause the spin collar 1720 and the advancing hub 1710 to move longitudinally parallel to the central longitudinal axis 223. In this regard, a linear motion of the advancing hub 1710 relative to the main hub 1730 may be created while the rotational motion of the spin collar 1720 may not be transmitted to the advancing hub 1710 and the main hub 1730. In some embodiments, between about 1.25 turns and about 1.5 turns of the spin collar 1720 fully deploys the filaments 206a, 206b. In some embodiments, between about 0.75 turns and about 1.25 turns (e.g., one 360° rotation) of the spin collar 1720 fully deploys the filaments 206a, 206b. The configuration of the helical track 1722 and the helical thread 1735 may be adjusted to provide varying levels of filament deployment with varying levels of rotation of the spin collar 1720. An outer surface of the spin collar 1720 may be textured or include features 1723 to assist the user in gripping and twisting or rotating the spin collar 1720 relative to the main hub 1730. In some embodiments, the spin collar comprises the helical thread 1735 and the main hub 1730 comprises the helical track 1722. In some embodiments, the spin collar 1720 comprises a polymer (e.g., Pro-fax 6523 polypropylene homopolymer, available from LyondellBasell Industries).

[0171] Figure 17E is a cross-sectional view of an example embodiment of the main hub 1730, taken along the line 17E-17E of Figure 17B, in exploded view with an example embodiment of an elongate member 203. The proximal end of the elongate member

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

203, to the right in Figure 17E, includes a partial circumferential portion 1736. The distal end lumen 1731 of the main hub 1730 includes a complementary partial circumferential portion 1737. The partial circumferential portions 1736, 1737 can cause the elongate member 203 to be in a fixed and known rotational orientation with the main hub 1730, for example after assembly because the relative position of the indicator 1733 and the partial circumferential portion 1737 is known. For example, the distal end of the elongate member 203, to the left in Figure 17E, includes the filament ports 304a, 304b on the same side as the partial circumferential portion 1736. Other partial circumferential portions and other complementary shapes are also possible. For example, the partial circumferential portions may comprise interlocking teeth. In some embodiments, the thickness of the partial circumferential portion 1737 is substantially the same as the thickness of the walls of the elongate member 1736 to provide a smooth transition between the lumen 1731 and the lumen 308. In some embodiments, the main hub 1730 comprises clear polycarbonate (e.g., thermoset plastic such as Makrolon® 2548, available from Bayer). In some embodiments, the elongate member comprises a hypotube (e.g., comprising 300 Series Stainless Steel) with features such as the filament ports 304a, 304b and the partial circumferential portion 1736 cut out (e.g., by laser, mechanical, chemical, or other cutting methods).

[0172] Other types of mechanisms may be used to control deployment and retraction of the filaments. For example, in some embodiments, the mechanism includes a spring configured to bias the filaments 206a, 206b toward a predetermined position (e.g., fully deployed, fully retracted), analogous to a spring loaded mechanism used in retractable ballpoint pens. For another example, the mechanism may include a roller wheel, for example incorporated into the hub 204, that would advance or retract the filaments 206a, 206b upon rotation, for example with a user's thumb. For yet another example, the hub 204 and the actuator 216 may interact via complimentary threaded features. As the actuator 216 is threaded into the hub 204, the filaments 206a, 206b would advance, and as the actuator 216 is threaded out of the hub 204, the filaments 206a, 206b would retract. For still another example, a Touhy-Borst type mechanism could be incorporated to control the deployment and retraction of the filaments 206a, 206b. Any other appropriate mechanism for controlling linear motion of the filaments 206a, 206b may be incorporated into the needle 103. Any of

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

the mechanisms described herein may be used for controlling deployment and retraction of the filaments of any of the embodiments described herein. For example, the mechanisms illustrated in Figures 2A-2D and 17A-17E may be used to deploy and retract the filaments in Figures 3A, 3C, 3D, 3G-3I, and 5-10.

[0173] Figure 2C is a partial cut away and partial cross-sectional view of a portion of an alternate embodiment of a mechanism 230 comprising a hub 231 and actuator 232 that may be part of a needle 103 used in an RF neurotomy procedure. The hub 231 may be fixedly attached to the elongate member 203. The hub 231 may be the primary portion of the needle 103 gripped by the user during insertion and manipulation of the needle 103. The hub 231 may include an asymmetric feature, such as an indicator 233, that is in an known orientation relative to the asymmetry of the tip 201. In this regard, the indicator 233 may be used to communicate to the user the orientation of the tip 201 within a patient. Internally, the hub 231 may include a cavity 234 sized to house a longitudinal protrusion 235 of a slide member 236. The longitudinal protrusion 235 may include a keyway or key slot 237 that may run along a longitudinal direction of the longitudinal protrusion 235. The internal surface of the hub 231 through which the longitudinal protrusion 235 moves may include a mating key (not shown) configured to fit and slide in the key slot 237. Together, the key slot 237 and mating key of the hub 231 may limit the slide member 236 to a linear motion parallel to the central longitudinal axis 223.

[0174] The filaments 206a, 206b may be fixedly connected to the longitudinal protrusion 235 of the slide member 236 for longitudinal movement therewith. In this regard, distal movement (e.g., movement to the right as shown in Figure 2C) of the longitudinal protrusion 235 relative to the hub 231 may cause extension of the filaments 206a, 206b relative to the hub 231, the elongate member 203, and the tip 201. For example, distal movement of the longitudinal protrusion 235 may move the filaments 206a, 206b from a retracted position to a deployed position. For another example, proximal movement (e.g., movement to the left as shown in Figure 2C) of the longitudinal protrusion 235 relative to the hub 231 may result in retraction of the filaments 206a, 206b relative to the hub 231, the elongate member 203, and the tip 201.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

[0175] The hub 231 may be made from any appropriate material (e.g., a thermoset plastic, Makrolon® 2548, available from Bayer). The hub 231 may be at least partially transparent such that the position of the longitudinal protrusion 235 and/or other components of the hub 231 may be observable by a user. The hub 231 may further include demarcations (e.g., molded or printed marks) such that the amount of extension of the filaments 206a, 206b may be determined from the position of the longitudinal protrusion 235 and/or other components relative to the demarcations.

[0176] An actuator 232 may be used to control the motion to deploy and/or retract the filaments 206a, 206b fixedly connected to the longitudinal protrusion 235. The actuator 232 may be generally tubular such that it fits around a longitudinal hub projection 238 projecting from the proximal end of the hub 231. At least a portion of the cavity 234 may be in the longitudinal hub projection 238. The actuator 232 may also include an annular feature 239 configured to fit in an annular slot 240 in the slide member 236. The annular feature 239 may be sized relative to the annular slot 240 such that the actuator 232 may rotate relative to the slide member 236 about the central longitudinal axis 223 or an axis parallel thereto while the position of the actuator 232 relative to the slide member 236 along the central longitudinal axis 223 remains fixed. In this regard, the actuator 232 and the slide member 236 may be configured to move in tandem relation along the central longitudinal axis 223. The annular feature 239 and annular slot 240 may be configured such that, during assembly, the actuator 232 may be pressed onto the slide member 236 and the annular feature 239 may snap into the annular slot 240.

[0177] The inner surface of the actuator 232 may include a helical track 241 sized to accommodate a corresponding mating helical thread 242 on the longitudinal hub projection 238. In this regard, as the actuator 232 is rotated relative to the slide member 236 and the hub 231 (e.g., by a user to deploy the filaments 206a, 206b), the helical track 241 and the helical thread 242 interact to cause the actuator 232 and the slide member 236 to move longitudinally along the central longitudinal axis 223. In this regard, a linear motion of the slide member 236 relative to the hub 231 may be created while the rotational motion of the actuator 232 may not be transmitted to the slide member 236 and the hub 231. An outer surface of the actuator 232 may be textured or include features to assist the user in gripping

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

and twisting or rotating the actuator 232 relative to the hub 231. In some embodiments, the longitudinal hub projection 238 comprises the helical track 241 and the inner surface of the actuator 232 comprises the helical thread 242.

[0178] The proximal end of the slide member 236 may include a Luer fitting 243 or any other appropriate fitting type. The Luer fitting 243 may be in fluid communication with a lumen passing through the slide member 236 and may provide a connection such that fluid may be delivered through the Luer fitting 243 and into the lumen of the slide member 236. In turn, the lumen of the slide member 236 may be in fluid communication with the cavity 234 of the hub 231, which may in turn be in fluid communication with a lumen in the elongate member 223 (e.g., the lumen 222). The lumen in the elongate member 223 may be in fluid communication with the tip 201 (e.g., the fluid port 210). In this regard, fluid may flow into the Luer fitting 243, into and through the lumen in the slide member 236, into and through the cavity 234 of the hub 231, into and through the elongate member 223, and out from fluid portion 210 of the tip 201. The Luer fitting 243, the lumen in the slide member 236, the cavity 234 of the hub 231, and the lumen of the elongate member 223 may all also be configured to allow for the insertion of the RF probe 401 therethrough. The protrusion 235 and the cavity 234 of the longitudinal hub projection 238 may be sized and/or configured to form a fluid seal therebetween, allowing fluid delivered under pressure through the Luer fitting 220 to flow through the cavity 238 and into the elongate member 203 substantially without leaking past the interface between the protrusion 235 and the cavity 234 of the longitudinal hub projection 238.

[0179] As described herein, the filaments 206a, 206b may be fixedly interconnected to the slide member 236. Axial movement of the slide member 236 due to the actuator 232 may be thereby communicated to the filaments 206a, 206b to deploy and retract the filaments 206a, 206b upon rotation of the actuator 232. The slide member 236 may be made from any appropriate material (e.g., Pro-fax 6523 polypropylene homopolymer, available from LyondellBasell Industries). The actuator 232 may be made from any appropriate material (e.g., Pro-fax 6523 polypropylene homopolymer, available from LyondellBasell Industries).

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

[0180] The user can deploy or retract the filaments 206a, 206b by twisting or rotating the actuator 232. By partially rotating the actuator 232 relative to the hub 231, the filaments 206a, 206b may be partially deployed or retracted. The actuator 232 and/or hub 231 may include detents to provide audible and/or tactile feedback of the position of the filaments 206a, 206b. The detents may be configured such that audible and/or tactile feedback associated with engagement of a detent coincides with a predetermined amount of deployment or retraction of the filaments 206a, 206b, as described herein. In this regard, such audible and/or tactile feedback may be used in determining filament position.

[0181] In some embodiments, the needle 103 is a multipolar (e.g., bipolar) device in contrast to the monopolar devices described herein. In certain such embodiments, the filaments are isolated from each other and/or from the tip to enable bipolar operation (e.g., the filaments having one polarity and the tip having a second polarity, one filament having one polarity and one filament and the tip having a second polarity, one filament having one polarity and one filament having a second polarity, etc.). In embodiments in which the needle 103 comprises more than two filaments, elements may be included to allow for selection of the polarity of the certain filaments to aid in lesion shape, size, and/or position control. In some embodiments, the needle 103 may be used in either a monopolar mode or in a bipolar mode as selected by the user. For example, RF probes 401 may include shapes, insulating features, etc. configured to produce monopolarity or bipolarity.

[0182] The herein-described embodiments of needles may be used in spinal RF neurotomy procedures, which will now be described. In general, for an RF neurotomy procedure, the patient may lie face down on a table so that the spine of the patient is accessible to the user. At any appropriate time before, during, and/or after the procedure, the user may use imaging equipment, such a fluoroscope, to visualize the patient's anatomy and/or to visualize the positioning of equipment (e.g., the needle relative to a target volume).

[0183] The patient may be administered sedatives and/or intravenous fluids as appropriate. The skin of the patient surrounding the procedure location may be prepared and maintained using an appropriate sterile technique. In embodiments in which the needle is monopolar, a return electrode pad 104 may be attached to the patient. A local anesthetic may

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

be injected subcutaneously where the needle will be inserted or along the approximate path of the needle, for example through the needle itself or through a different needle.

[0184] With the filaments in the retracted position, the needle may be introduced into the patient and moved to a target position relative to a target portion of a target nerve or to a target position relative to a target volume in which the target nerve is likely situated (all of which are generally referred to herein as the target nerve or portion of the target nerve). The target nerve may be an afferent nociceptive nerve such as, for example, a medial branch nerve proximate a lumbar facet joint. Introduction of the needle into the patient may include percutaneously using the tip of the needle to pierce the skin of the patient. The moving of the needle may include navigating toward the target position using fluoroscopic guidance. Furthermore, the moving of the needle may include advancing the needle to an intermediate position and then repositioning the needle to the target position. For example, the needle may be advanced until it contacts a bone or other structure to achieve the intermediate position. This may be followed by retracting the needle a predetermined distance to achieve the target position. Such a procedure may be facilitated by the markers 224 or collar discussed herein.

[0185] During the moving of the needle or after the target position has been achieved, the needle may be used to inject an anesthetic and/or a dye proximate to the target nerve. The dye may increase contrast in fluoroscopic images to assist in visualizing the patient's anatomy, which may aid the user in guiding and/or verifying the position of the needle.

[0186] The needle may be rotated about the central longitudinal axis of the elongate member of the needle to achieve a desired orientation relative to the target nerve. For example, the needle may be rotated such that a lesion created with the needle with the filaments deployed will be offset from the central longitudinal axis toward the target nerve. Such rotation of the needle may be performed prior to insertion of the needle into the patient and/or after insertion into the patient. For example, the user may rotate the needle prior to insertion such that the needle is generally in the desired rotational orientation. Then, after achieving the target position, the user may fine tune the rotational orientation of the needle by rotating the needle to a more precise orientation. As described herein, the hub or another

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

portion of the needle outside the patient's body may indicate the rotational orientation of the needle.

[0187] Once the target position and desired rotational orientation have been achieved, the next step may be to advance one or more filaments of the needle relative to the tip of the needle. The particular needle used for a procedure may have been selected to enable the creation of a particular sized and shaped lesion at a particular position relative to the needle. The particular needle used may be of any appropriate configuration discussed herein (e.g., any appropriate number of filaments, any appropriate filament positioning, monopolar or bipolar, any appropriate deployment and retraction mechanism, etc.).

[0188] In embodiments in which the needle is configured as illustrated in Figures 5 and 6 (e.g., about 120° apart), the advancement of filaments may include advancing the filaments such that when the filaments are in their respective deployed positions, a midpoint between a distal end of the first filament and a distal end of the second filament is offset from the central longitudinal axis of the needle, and the filament endpoints are distal to the tip of the needle. Such deployment may enable the needle to be used to create a lesion that is offset from the tip of the needle toward the midpoint between the deployed filament ends. The lesion created may also be positioned at least partially distal to the tip of the needle.

[0189] Figure 11A is an illustration of an example set of isotherms 1010a-1010c that may be created with the needle 103 of Figure 2A. As illustrated by the set of isotherms 1010a-1010c, RF energy emanating from the tip 201 and from the filaments 206a, 206b, may produce a region of elevated temperature about the tip 201 and the filaments 206a, 206b. The isotherms 1010a-1010c may be offset from the central longitudinal axis 223 such that a centroid of the isotherms as viewed in Figure 11A is offset from the central longitudinal axis 223 in the direction of the filaments 206a, 206b. The centroid of the isotherms 1010a-1010c as viewed in Figure 11A may also be distal relative to the tip 201 and between the tip 201 and the distal ends of the deployed filaments 206a, 206b. The isotherms 1010a-1010c may also be shaped such that, as viewed in Figure 11A, the isotherms 1010a-1010c have a maximum cross-sectional dimension along the central longitudinal axis 223 that is greater than a maximum cross dimension in the plane of Figure 11A perpendicular to the central longitudinal axis 223. As visible in the illustrated orientation of Figure 11B, the isotherms

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

1010a-1010c may have a maximum cross-sectional dimension along the central longitudinal axis 223 that is greater than a maximum cross-sectional dimension perpendicular to the plane of Figure 11A and perpendicular to the central longitudinal axis 223.

[0190] The offset of the centroid of the isotherms 1010a-1010c from the central longitudinal axis 223 may result in greater lesion width in a plane perpendicular to the central longitudinal axis 223, as compared to a similarly-sized straight needle with no filaments. The offset of the centroid of the isotherms 1010a-1010c may also allow for projection of the centroid of a corresponding lesion volume in a direction away from the central longitudinal axis 223. By way of example, such offsets may advantageously enable the execution of the example procedures described herein. Such offsets may advantageously enable the creation of lesion volumes distal (relative to the needle 103) to potentially interfering structures (e.g., an ossified process). Such offsets may advantageously enable the needle 103 to be inserted into a patient at a more desirable angle (e.g., closer to perpendicular to the surface of the patient such as within 30º of perpendicular to the surface of the patient), at a more desirable piercing location, and/or through more desirable tissue than may be attempted using a needle without offset lesion capabilities.

[0191] Figure 11B is an illustration of an example lesion 1011 that may be created with the needle 103 of Figure 2A. In Figure 11B, the needle 103 has been placed perpendicular to a surface 1012. The surface 1012 may, for example, be the surface of a bone, such as a lumbar vertebra. As illustrated, the filaments 206a, 206b are deployed such they are proximate to the surface 1012. In some embodiments, contact with the surface 1012 might undesirably deform the filaments 206a, 206b, but such contact may be avoided, for example by the needle advancement and retraction procedures described herein. The lesion 1011 has a width along the surface 1012 that is wider than would be created by the needle 103 if the filaments 206a, 206b were not deployed. Such capabilities may, for example, be advantageous where a target structure (e.g., a nerve) is known to be positioned along the surface 1012, but its exact position is unknown. In such a case, the needle 103 may be positioned generally perpendicular to the surface 1012 to achieve the illustrated lesion width along the surface 1012, whereas achieve the same lesion width along the surface 1012 using a

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

the needle 103 without the filaments 206a, 206b deployed would require either multiple repositioning steps or placement of the needle 103 generally parallel to the surface 1012.

[0192] Figure 11C is an illustration of an example lesion 1022 that may be created with a single-filament needle 1020. The single-filament needle 1020 may be similar to the needle 103, although the single-filament needle 1020 includes only a single filament 1021. The filament 1021 may be configured similarly to the filaments 206a, 206b. The single-filament needle 1020 with the filament 1021 deployed may be operable to produce a lesion 1022 that is a flattened version (e.g., thinner in a direction perpendicular to the central longitudinal axis 223, which is the left to right direction as illustrated in Figure 11C) of a lesion that may be produced by the needle 103 with two filaments 206a, 206b deployed. The capability to produce such a lesion shape may be beneficial when it is desirable to have a relatively large lesion in a particular direction (e.g., to compensate for the variability of location of a target nerve) and a relatively small lesion width in another direction (e.g., to avoid a structure such as viscera or a patient's skin). As described herein, certain embodiments of the needle 103 may allow differential or selective deployment and/or activation of the filaments 206a, 206b such that the needle 103 may imitate the single-filament needle 1020.

[0193] In embodiments in which the needle is configured such that all of the filaments of the needle are deployed on a common side of a central plane of the needle (in which the central longitudinal axis is entirely within the central plane), the advancement of filaments may include advancing the filaments such that when the filaments are in their respective deployed positions, the distal ends of all of the filaments are on a common side of the central plane. Such deployment may enable the needle to be used to create a lesion that is offset from the tip of the needle to the same side of the central plane as the deployed filament ends. The lesion created may also be positioned at least partially distal to the tip of the needle.

[0194] In embodiments in which the needle is configured as illustrated in Figure 7 or 8, the advancement of filaments may include advancing the filaments such that when the filaments are in their respective deployed positions, each filament distal end defines a vertex of a polygon whose centroid is offset from a central longitudinal axis of the needle. Such

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

deployment may enable the needle to be used to create a lesion that is offset from the tip of the needle toward the centroid. The lesion created may also be positioned at least partially distal to the tip of the needle.

[0195] The advancement of the filaments may be achieved using any of the mechanisms discussed herein. For example, in the embodiment of Figure 2A, rotating the actuator 216 relative to the hub 204 may cause the filaments to advance to the deployed position. The advancement of the filaments may be performed such that each of the plurality of filaments passes through a surface of the needle that is parallel to the central longitudinal axis of the needle. In some embodiments, the filaments of the needle may be advanced to a position that is an intermediate position between the retracted position and the fully deployed position. The degree of deployment may be based on the desired lesion size and/or the accuracy of the placement of needle. For example, the same needle may be used in two different procedures where the variability of the location of a target nerve is greater in the first procedure than it is in the second procedure. In such situation, the greater deployment of the filaments may be used in the first procedure, whereas in the second procedure, a smaller degree of deployment may be used since a smaller lesion may suffice to ensure that the target nerve has been ablated. For another example, after placement of the needle during a procedure, the position of the needle may be determined to be slightly offset from a target position. In such a case, the filaments may be deployed to a greater degree than would have been required if the needle were placed exactly on target. In such a case, the greater degree of deployment may be used to compensate for the needle positioning inaccuracy. In such a case, needle repositioning and possible associated trauma may be avoided.

[0196] During and/or after advancing the filaments to the deployed position, their positions may be confirmed using an imaging system (e.g., using a fluoroscope). Proper filament positioning may also be verified by using the needle to stimulate the target nerve. For example, an electrical signal (e.g., up to about 2 volts applied at about 2 Hz) may be applied to the needle and the user may observe any related patient movement (e.g., muscle fasciculation in the territory supplied by the nerve). For another example, an electrical signal (e.g., up to about 1 volt applied at about 50 Hz) may be applied to the needle and the patient may indicate if they feel any associated sensations and their locations to assist in verifying

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

correct needle positioning. Such stimulation (user-observed and/or patient reported) may be used to stimulate a targeted nerve to determine if the deployed position is adequate to achieve denervation of the targeted nerve. In this regard, it is desirable for the stimulation to affect the targeted nerve. Upon determination that the target nerve is stimulated, increased energy may be applied to ablate a volume comprising the target nerve.

[0197] Such stimulation may also be used to attempt to stimulate a nerve that is not targeted for denervation (e.g., a nerve where no denervation is desired) to determine the position of the needle relative to such a non-targeted nerve. In this regard, if the stimulation signal does not stimulate the non-targeted nerve, the user may determine that the position of the needle relative to the non-targeted nerve is such that the application of ablation energy to the needle will not result in significant damage to (e.g., ablation of) the non-targeted nerve. If the stimulation stimulates the non-targeted nerve (e.g., as determined by user observation and/or patient reporting), the needle may be repositioned to avoid damaging the non-targeted nerve. In this regard, it is desirable for the stimulation not to affect the non-targeted nerve.

[0198] After correct needle positioning has been verified (e.g., by imaging and/or stimulation), an anesthetic may be injected through the needle, for example out of at least one of the fluid port 210, 320, the filament ports 304a, 304b, 318a, 318b, the lumen 306c, etc.

[0199] After the filaments have been advanced to the desired position, the next step may be to apply RF energy to the needle using the interconnected RF generator. In embodiments that use a separate RF probe to deliver RF energy, the RF probe may be inserted into a lumen of the needle prior to application of the RF energy. When using such a configuration, the application of RF energy may include applying RF energy to the RF probe and conducting the RF energy away from the probe by the tip and/or filaments.

[0200] The resultant RF energy emanating from the tip and/or the filaments may generate heat that ablates the target nerve. Such ablation may be achieved by creating a lesion volume that includes the target nerve. It is desired that the target nerve be completely ablated to prevent incomplete neurotomy which may result in dysesthesia and/or patient discomfort. For example, a lesion with a maximum cross-sectional dimension between about 8 mm and about 10 mm may be created. Larger or smaller lesions may be created by varying filament characteristics (e.g., filament advancement distance) and/or RF energy levels. The

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

created lesion may be offset from the central longitudinal axis of the needle. The center of the lesion may be distal to the tip of the needle. Of note, since the RF energy is emanating from the tip and filaments, a particularly sized lesion may be created with a lower peak temperature (the maximum temperature experienced in the patient) than would be possible if a needle without filaments or without deployed filaments were to be used to create the same-sized lesion. For example, a particular lesion may be achieved with the needle with deployed filaments where the peak temperature is between about 55 °C and about 60 °C or less than about 70 °C, whereas creation of the same lesion using a needle without filaments or without deployed filaments could require a peak temperature of about 80 °C. Such lower temperature lesions achievable by a needle with deployed filaments may result in greater patient safety and/or procedure tolerance.

[0201] Before, during, and/or after the application of RF energy, a temperature sensor (e.g., thermocouple) at or near the tip of the needle may be used to monitor the temperature at or near the tip. Such readings may be used as control signals (e.g., a feedback loop) to control the application of RF energy to the needle. For example, control signals and/or temperature data may be used for closed-loop control of the needle 103 by automatic adjustment of a parameter (e.g.., frequency, wattage, and/or application duration of the RF energy, and/or filament deployment length, needle position, etc.) upon detection of a temperature. Feedback loops involving the user are also possible. If it is desired to ablate additional target nerves or to ablate an additional volume to ensure ablation of the original target nerve, the spinal RF neurotomy procedure may continue. In some embodiments, the distal end 402 of the RF probe 401 is a dual-purpose wire that can deliver RF energy to the tip and/or the filaments and that can act as a thermocouple (e.g., having thermosensing properties).

[0202] In embodiments in which the needle is configured to create lesions offset from the central longitudinal axis, and an additional target nerve or target volume is within a volume that may be ablated using the needle in its current position but in a different rotational orientation, the procedure may continue as follows. First, after the initial RF energy application, the filaments may be retracted into the needle. Once retracted, the needle may be rotated, and the filaments redeployed. The redeployment may have the same

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

characteristics (e.g., length of the deployed portions of the filaments) as the original deployment or different characteristics. Next, the reoriented needle may be used to at least partially ablate the additional target nerve or target volume. Such retargeting of ablation volumes without repositioning (e.g., without withdrawing the needle from the patient and reinserting), may result in reduced patient trauma as compared to known spinal RF neurotomy procedures, which may require removal and reinsertion of a needle to achieve lesioning of the second target volume. Moreover, such retargeting of ablation volumes without repositioning (e.g., with only rotation of the needle, without additional tissue piercing) may result in the ability to create uniquely shaped lesions from a single insertion position. Such shaped lesions may include, for example, lesions that are in the shape of two or more intersecting spheres or oblong spheroids. The steps of retracting the filaments, rotating the needle, redeploying the filaments, and applying RF energy may be repeated a plurality of times. In some embodiments, an second ablation volume may be defined without rotating the needle, but by different deployment characteristics (e.g., lengths, RF energy parameters, etc.) of the filaments.

[0203] In embodiments in which the additional target nerve or target volume is not within a volume that may be ablated by rotating the needle, the needle may be repositioned. Such repositioning may include partially or fully removing the needle from the patient and then repositioning the needle and repeating the herein-described steps. In some embodiments, the second ablation is performed using a different needle (e.g., a needle with different properties (e.g., longer filaments)) than the original needle.

[0204] When no additional ablation is desired, the filaments of the needle may be retracted, and the needle may be removed from the patient. After removal of the needle, a sterile bandage may be placed over the needle insertion site or sites. The patient may then be held for observation and recovery from the effects of any sedative that may have been administered.

[0205] Examples of specific spinal RF neurotomy procedures will now be described. Generally, steps unique to each procedure will be discussed while steps common to any spinal RF neurotomy procedure (e.g., site preparation such as infiltrating the skin and subcutaneous tissues with 1.5% lidocaine to achieve skin anesthesia, nicking the skin to

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

facilitate needle insertion, insertion monitoring with fluoroscopy, stimulation, etc., filament deployment mechanics, needle removal, and the like) will not be further discussed. Each of the procedures is described as being performed with a needle comprising two filaments offset from the central longitudinal axis, for example as described herein. It will be appreciated that the variations in needle configuration discussed herein may be used in these procedures. For example, to increase the offset of the created lesion relative to the central longitudinal axis, curved filaments (e.g., as illustrated in Figure 10) and/or partially insulated filaments (e.g., as illustrated in Figures 3H and 3I) may be used to create a lesion different properties (e.g., greater offset from the central longitudinal axis).

1. Lumbar RF neurotomy of a medial branch nerve proximate a lumbar facet joint.

[0206] This process may include using a needle that enables the creation of lesions that are offset from the central longitudinal axis. The procedure will be described as being performed on the L5 vertebra 1101 of Figure 12 and the needle 103 of Figure 2A. It should be understood that other embodiments of needles described herein and/or other lumbar vertebra may be used in the described procedure or variations thereof.

[0207] The lumbar RF neurotomy process may include positioning the tip 201 of the needle 103 (e.g., using fluoroscopic navigation) such that the tip 201 is in contact with, or proximate to, the groove 1102 between the transverse process 1103 and the superior articular process 1104 of the targeted lumbar vertebra 1101. Such positioning is shown in Figure 12. By contacting the lumbar vertebra 1101, a positive determination of the position of the needle 103 may be made. By way of example, such positioning may be performed such that the needle 103 is within 30° of being perpendicular to the lumber vertebra 1101 at the point of contact with the lumbar vertebra 1101, or at the point of the lumbar vertebra 1101 closest to the tip 201 of the needle 103. Optionally, from such a position, the needle 103 may be retracted a predetermined amount (e.g., between about 3 mm and about 5 mm), for example as measured by markers 224 on the needle 103, as determined using the collar about the elongated member 203 discussed herein, and/or by fluoroscopic navigation.

[0208] The process may include rotating the needle 103 such that the midpoint 502 is oriented toward the superior articular process 1104 and a medial branch nerve 1105

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

that is positioned along a lateral face 1106 of the superior articular process 1104. Next, the filaments 206a, 206b may be advanced to the deployed position, as shown in Figure 12. The positions of the needle 103 and the deployed filaments 206a, 206b may be verified using fluoroscopy and/or patient stimulation (e.g., motor and/or sensory). The RF probe 401 may then be inserted into the lumen 222 such that RF energy emanating from the probe 103 will be conducted by the tip 201 and filaments 206a, 206b to the target medial branch nerve 1105 and away from the intermediate branch of the posterior primary ramus.

[0209] Next, RF energy may be applied to the RF probe 401. The RF energy emanating from the needle 103 may be preferentially biased toward the target medial branch nerve 1105. The lesion created by such a procedure may, for example, have a maximum cross-sectional dimension of between about 8 mm and about 10 mm, and may ablate a corresponding portion of the medial branch nerve 1105, thus denervating the facet joint.

[0210] In some embodiments, the needle may be operable to create a generally symmetric lesion relative to its central longitudinal axis (e.g., as illustrated in Figure 9). In certain such embodiments, the sequence of steps may include insert needle, deploy filaments, and apply RF energy.

[0211] In some embodiments, the needle may be inserted to be along the length of a portion of the nerve (as illustrated by needle 103' outlined by broken lines). Such positioning may be similar to known methods of RF neurotomy performed using needles without filaments. After positioning the needle, the filaments may be deployed and a lesion may be created. As noted herein, a needle with deployable filaments that is capable of producing a lesion equivalent to that of a needle without deployable filaments may be smaller in diameter than the needle without deployable filaments. Although positioning of the needle 103' may be similar to known processes, the process utilizing the needle 103' with deployable filaments may cause less trauma and be safer than procedures using a needle without deployable filaments due to the smaller size of the needle with deployable filaments. As discussed herein, the peak temperatures capable of producing the desired lesion volume may be less when using the needle 103' with deployable filaments as compared to a needle without deployable filaments, further contributing to patient safety. The filaments of the

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

needle 103' may be partially or fully deployed to achieve a desired lesion location, shape, and/or size.

[0212] It is noted that the illustrated deployment of needle 103 with the filaments 206a, 206b deployed may be used to create a lesion that approximates a lesion that would be created with the needle without filaments that is placed in the position of needle 103' (e.g., parallel to the target nerve 1105). The placement of needle 103 generally perpendicular to the surface of the L5 vertebra 1101 may be less difficult to achieve than the parallel placement of the needle 103'.

2. Sacroiliac Joint (SIJ) RF neurotomy of the posterior rami.

[0213] This process may include using a needle that enables the creation of lesions which are offset from the central longitudinal axis. The procedure will be described as being performed on the posterior rami 1201 of the SIJ of Figure 12 and using the needle 103 of Figure 2A. It should be understood that other embodiments of needles described herein and/or other portions of the SIJ may be used in the described procedure or variations thereof.

[0214] As part of the SIJ RF neurotomy process, it may be desirable to create a series of lesions in a series of lesion target volumes 1203a-1203h lateral to the sacral foramina 1211, 1212, 1213 of a side of the sacrum 1200 to ablate posterior rami 1201 that are responsible for relaying nociceptive signals from the SIJ. Since the exact positions of the rami 1201 may not be known, ablating such a series of target volumes 1203a-1203h may accommodate the variations in rami 1201 positions. The series of target volumes 1203a-1203h may be in the form of one or more interconnected individual target volumes, such as the target volumes 1203a, 1203b. In some embodiments, the process further comprises forming a lesion 1208 between the L5 vertebra 1209 and the sacrum 1200 to ablate the L5 dorsal ramus.

[0215] The SIJ RF neurotomy process may include positioning the tip 201 of the needle 103 (e.g., using fluoroscopic navigation) such that it is in contact with, or proximate to, and in lateral relation to the S1 posterior sacral foraminal aperture (PSFA) 1211 at a first point 1204 that is at the intersection of the two target volumes 1203a, 1203b. Such

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

positioning may be performed such that the needle 103 is oriented within 30° of being perpendicular to the sacrum 1200 at the point of contact (or at the point of the sacrum 1200 closest to the tip 201 of the needle 103). By contacting the sacrum 1200, a positive determination of the position of the needle 103 may be made. Optionally, from such a position, the needle 103 may be retracted a predetermined amount (e.g., between about 3 mm and about 5 mm) as measured, for example, by markers 224 on the needle 103, as determined using the collar about the elongated member 203 discussed herein, and/or by fluoroscopic navigation. For example, a contralateral posterior oblique view may be obtained to ascertain that the tip 201 has not entered the spinal canal. For example, a fluoroscopic view may be obtained looking down the length of the needle 103 to verify that the needle 103 is properly offset from the S1 PSFA 1211 and/or a fluoroscopic view may be obtained looking perpendicular to the central longitudinal axis 223 to verify that the needle 103 is not below the surface of the sacrum (e.g., in the S1 PSFA 1211). An electrical signal may be applied to the needle 103 to stimulate nerves proximate to the tip 201 to verify correct needle 103 placement.

[0216] The SIJ RF neurotomy process may include rotating the needle 103 such that the midpoint 502 is oriented toward the first target volume 1203a in the direction of arrow 1205a. Next, the filaments 206a, 206b may be advanced to the deployed position. The position of the needle 103 and the deployed filaments 206a, 206b may be verified using fluoroscopy and/or stimulation (e.g., motor and/or sensory). The RF probe 401 may be inserted into the lumen 222 before, during, and/or after filament deployment such that RF energy emanating from the needle 103 will be conducted by the tip 201 and the filaments 206a, 206b to the first target volume 1203a. Next, RF energy may be applied to the RF probe 401. The RF energy emanating from the needle 103 may be preferentially biased toward the first target volume 1203a. The lesion created by such an application of RF energy may, for example, have a maximum cross-sectional dimension of between about 8 mm and about 10 mm, and may ablate a corresponding portion of the rami 1201.

[0217] Next, the filaments 206a, 206b may be retracted and the needle 103 may be rotated approximately 180° such that the midpoint 502 is oriented toward the second target volume 1203b in the direction of arrow 1205b. Optionally, some lateral repositioning of the

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

needle may performed (e.g., without any needle pull back or with a small amount of needle pull back and reinsertion). Next, the filaments 206a, 206b may be advanced to the deployed position. The position of the needle 103 and the deployed filaments 206a, 206b may be verified using fluoroscopy and/or stimulation (e.g., motor and/or sensory). The RF probe 401 may remain in the lumen 222 during the repositioning, or may be removed and then reinserted. Next, RF energy may be applied to the RF probe 401 to create a lesion corresponding to the second target volume 1203b.

[0218] In this regard, with a single insertion of the needle 103, two interconnected lesions (which may also be considered to be a single oblong lesion) may be created. Compared to methods in which an RF probe must be repositioned prior to each application of RF energy, the number of probe repositioning steps may be greatly reduced, reducing patient trauma and procedure duration. In this regard, a continuous region of lesioning may be achieved about the S1 PSFA 1211 such that the lesion occupies a volume surrounding the S1 PSFA 1211 from about the 2:30 clock position to about the 5:30 clock position (as viewed in Figure 13). Such lesioning may help to achieve denervation of the posterior rami proximate to the S1 PSFA 1211.

[0219] The herein procedure may be repeated as appropriate to create lesions corresponding to the entire series of target volumes 1203a-1203h, thus denervating the SIJ. For example, a first insertion may ablate the volumes 1203a, 1203b, a second insertion may ablate the volumes 1203c, 1203d, a third insertion may ablate the volumes 1203e, 1203f, and a fourth insertion may ablate the volumes 1203g, 1203h. In this regard, a similar continuous region of lesioning may be achieved about the S2 PSFA 1212 and a region of lesioning from about the 12:00 clock position to about the 3:00 clock position (as viewed in Figure 13) relative to the S3 PSFA may be achieved about the S3 PSFA 1213. A lesion 1208 may also be created at the base of the superior articular process of the L5 1209 dorsal ramus in the grove between the superior articular process and the body of the sacrum. The needle 103 may be inserted generally perpendicular to the plane of Figure 13 to produce the lesion 1208.

[0220] In some embodiments, three or more lesions may be created with a needle in a single position. For example, a needle positioned at a point 1206 proximate to three target volumes 1203c, 1203d, 1203e, may be operable to create lesions at each of the three

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

target volumes 1203c, 1203d, 1203e, thus further reducing the number of needle repositionings.

[0221] In some embodiments, each individual lesion corresponding to the series of target volumes 1203 may be created using a needle with deployable filaments in which the needle is repositioned prior to each application of RF energy. In certain such embodiments, the sequence of steps may be insert needle, deploy filaments, apply RF energy, retract filaments, reposition needle, and repeat as appropriate to create each desired lesion. Such a procedure may be conducted, for example, using a needle capable of producing a lesion symmetric to a central longitudinal axis of the needle (e.g., the needle of Figure 9).

3. Thoracic RF neurotomy of a medial branch nerve.

[0222] This process may include using a needle that enables the creation of lesions which are offset from the central longitudinal axis of the needle. Successful treatment of thoracic z-joint pain using radiofrequency ablation of relevant medial branch nerves can be challenging owing to the inconsistent medial branch location in the intertransverse space, especially levels T5-T8. A needle without filaments is generally positioned at multiple locations in the intertransverse space to achieve sufficient tissue ablation for successful medial branch neurotomy. The procedure will be described as being performed on an intertransverse space between adjacent vertebrae 1301, 1302 of the T5 to T8 thoracic vertebrae using Figure 14 and the needle 103 of Figure 2A. It should be understood that other embodiments of needles described herein and/or other vertebrae may be used in the described procedure or variations thereof.

[0223] The process may include obtaining a segmental anteroposterior image at target level defined by counting from T1 and T12. This may be followed by obtaining an image that is ipsalateral oblique about 8° to about 15° off-sagittal plane of the spine to visualize costotransverse joint lucency clearly. This can allow improved visualization of the superior-lateral transverse process, especially in osteopenic patients. The angle can aid in directing the probe to a thoracic anatomic safe zone medial to the lung, reducing risk of pneumothorax.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

[0224] The skin entry site for the needle 103 may be over the most inferior aspect of transverse process slightly medial to costotransverse joint. Inserting the needle 103 may include navigating the device over the transverse process over the bone to touch the superior transverse process slightly medial to the costotransverse joint. The process may include checking anteroposterior imaging to demonstrate that the tip 201 of the needle 103 is at the superolateral corner of the transverse process. The process may also include checking a contralateral oblique image view (e.g., at ±15°) to demonstrate, for example in "Pinnochio" view, the target transverse process in an elongate fashion. This view can be useful for showing the tip 201 of the needle 103 in relationship to the superolateral margin of the transverse process subadjacent to the targeted medial branch nerve. The process may include retracting the tip 201 slightly (e.g., about 1 mm to about 3 mm). In some embodiments, retracting the tip 201 positions the ports at the superior edge of the process (e.g., visible with a radiopaque marker).

[0225] In some embodiments, medial to lateral placement may be performed entering the skin beneath the segmental spinous process, and navigating the needle 103 over the transverse process to contact a point just proximal to the superolateral corner of the transverse process. The tip 201 may then be advanced to approximate the exit port 304a, 304b of the filaments 206a, 206b with the superior margin of the transverse process, and the filaments 206a, 206b are deployed.

[0226] The process may include rotating the needle 103 such that the midpoint 502 is oriented toward the intertransverse space between the vertebrae 1301, 1302 and the medial branch nerve 1303 that is positioned therein. Next, the filaments 206a, 206b may be advanced ventral into the intertransverse space between the vertebrae 1301, 1302 to the deployed position. The position of the needle 103 and deployed filaments 206a, 206b may be verified using fluoroscopy (e.g., using lateral imaging) and/or stimulation (e.g., motor and/or sensory), for example to rule out proximity to ventral ramus. In some embodiments, the filaments 206a, 206b are deployed in a ventral direction in the intratransverse space, which may be confirmed by obtaining lateral. The RF probe 401 may be inserted into the lumen 222 such that RF energy emanating from the probe 103 will be conducted by the tip 201 and the filaments 206a, 206b to the target medial branch nerve 1303. Next, RF energy may be

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

applied to the RF probe 401. The RF energy emanating from the needle 103 may be preferentially biased toward the volume between the vertebrae 1301, 1302. The lesion created by such a procedure may, for example, have a maximum cross-sectional dimension of between about 8 mm and about 10 mm, and may ablate a corresponding portion of the medial branch nerve 1303. This method can treat the medial branch as it curves out of the intratransverse space emerging into the posterior compartment of the back. The directional bias of the lesion may advantageously heat towards the target and away from the skin.

[0227] It is noted that thoracic RF neurotomy performed on other thoracic vertebrae may call for different sizes of lesions. For example, thoracic RF neurotomy performed on the T3-T4 vertebrae may require a smaller lesion volume than the herein-described procedure, and thoracic RF neurotomy performed on the T1-T2 vertebrae may require a still smaller lesion volume. As described herein, the deployment of the filaments of the needle 103 may be varied to achieve such desired target lesion volumes, or different needles may be used (e.g., having shorter filaments in the fully deployed position).

4. Cervical medial branch RF neurotomy.

[0228] Embodiments of needles described herein (e.g., the needle 103 of Figure 2A) are capable of creating a volume of tissue ablation necessary for complete denervation of the cervical zygapophyseal joints, including the C2/3 cervical zygapophyseal joint (z-joint). Tissue ablation for cervical z-joint using embodiments of needles described herein may be accomplished using a single placement and single heating cycle. Such single placement and single heating cycle may avoid unnecessary tissue damage from multiple placements of a filament-free needle, and unintended injury to collateral tissue caused by excessive lesioning. The zone of ablation can be designed to provide sufficient and necessary tissue coagulation for a successful procedure, and thus may be expected to improve the outcomes of patients undergoing spinal radiofrequency neurotomy.

[0229] A cervical medial branch RF neurotomy procedure will be described as being performed on the third occipital nerve at the C2/3 z-joint using the needle 103 as shown in Figure 15. In Figure 15, the needle 103 is positioned between the C2 vertebra 1401 and the C3 vertebra 1402.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

[0230] In a first step, the patient may be placed in a prone position on a radiolucent table suited to performing fluoroscopically guided spinal procedures. Sedation may be administered. The patient's head may be rotated away from the targeted side. Sterile skin prep and draping may be performed using standard well-described surgical techniques.

[0231] For Third Occipital Nerve (TON) ablation (C2/3 joint innervation) the lateral aspect of the C2/3 Z-joint is located under either parasagittal or, alternatively, ipsilateral oblique rotation of less than or equal to about 30° (e.g., between about 20° and about 30°) of obliquity relative to the true sagittal plane of the cervical spine. The skin entry point may be infiltrated with local anesthetic. Then, the tip 201 of the needle 103 is moved over the most lateral aspect of bone of the articular pillar at the juncture of the C2/3 z-joint to a first position contacting bone proximate to the most posterior and lateral aspect of the z-joint complex, for example using a "gun-barrel" technique to touch the most lateral and posterior aspect of the articular pillar at the point of maximal concavity for level below C2/3 or at the point of maximal convexity at the C2/3 level when targeting the TON.

[0232] Once boney contact is made, the needle 103 may be retracted a predetermined distance (e.g., between about 1 mm and about 3 mm) and the filaments are deployed towards the lateral aspect of the C2/3 z-joint. The filaments will spread to encompass anticipated rostrocaudal variation in the target nerve location. The angle of the filaments with respect to the tip may effectively cover the ventral aspect of the articular pillar up to the border of the superior articular process, thus incorporating benefits of a 30° oblique pass. The needle 103 may be rotated about a central longitudinal axis prior to filament deployment to ensure that deployment will occur in the desired direction.

[0233] Multiplanar fluoroscopic imaging may then be employed to verify that the tip and the filaments are positioned as desired. For example, it may be verified that the filaments are positioned straddling the lateral joint lucency, and posterior to the C2/3 neural foramen. Useful imaging angles include anterior-posterior (AP), lateral, and contralateral oblique (Sluijter) views. To further verify adequate positioning of the needle 103, motor stimulation may be performed by delivering a voltage (e.g., up to about 2 volts) at about 2 Hz to the tip 201 and filaments and/or sensory stimulation may be performed at appropriate voltage (e.g., between about 0.4 volts and about 1 volt) and frequency (e.g., about 50 Hz).

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

[0234] After position verification, RF energy may be applied to the tip and the plurality of filaments to generate heat that ablates a portion of the third occipital nerve. The cross-sectional dimensions of the lesion (e.g., between about 8 mm and about 10 mm) can incorporate all medial branches as well as the TON, which has a nerve diameter of about 1.5 mm. The directional nature of the lesion, offset towards the filaments, provides a beneficial measure of safety regarding undesired thermal damage to the skin and to collateral structures. Safety concerns may be further satisfied by fluoroscopic observation of the filaments dorsal to the intervertebral foramen and/or lack of ventral ramus activation during stimulation (e.g., with 2 Hz and 2 volts). After lesioning, the device may be removed. For levels below the C2/3 z-joint, the procedure may be similar than as described herein with respect to the third occipital nerve, with the exception that the initial boney contact target is at the waist of inflection point of the articular pillar.

[0235] Other spinal RF procedures may also benefit from the asymmetrical application of RF energy from embodiments of the needles described herein. Such asymmetry may, for example, be used to project RF energy in a desired direction and/or limit the projection of RF energy in undesired directions. The configuration of the filaments may be selected for a particular application to produce a desired size, shape, and/or location (relative to the needle tip) of a lesion within the patient. The location of the lesion may be offset distally and/or laterally from the tip of the needle as desired for a particular application.

[0236] It will be appreciated that the delivery of RF energy to tissue in the anatomy can be practiced for a multitude of reasons, and embodiments of the needles described herein may be adapted (e.g., modified or scaled) for use in other medical procedures. For example, embodiments of needles described herein could be used to deliver RF energy as a means to cauterize "feeder vessels," such as in bleeding ulcers and/or in orthopedic applications. For another example, embodiments of the needles described herein could be adapted for use in procedures such as cardiac ablation, in which cardiac tissue is destroyed in an effort to restore a normal electrical rhythm in the heart. Certain such uses could further benefit from the ability of embodiments of needles described herein to deliver fluid through a lumen since, for example, emerging procedures in cardiac therapy may

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

require the ability to deliver stem cells, vascular endothelial growth factor (VEGF), or other growth factors to cardiac tissue. The ability to steer embodiments of the needle described herein may provide significant benefit in the field of cardiovascular drug delivery.

[0237] For example, a needle may be adapted for use in vertebral disc heating. A primary longer needle (e.g., having a length of about 15 cm and a tip with an uninsulated active portion having a length of about 2 mm, although other dimensions are also possible), is placed into the post posterolateral margin of a painful intervertebral disc, for example as described elsewhere for provocation discography and/or therapeutic disc access procedures such as Dekompressor® discectomy and disc biacuplasty. Once positioned in the posterior annulus, as confirmed with fluororscopy, tactile feedback, and/or characteristic impedance readings, a single filament is deployed to traverse the posterior annulus in a lateral to medial fashion in the lamella of the annulus fibrosis, for example as illustrated in Figure 18A, which is an axial view of posterior oblique needle entry with the main axial tip in the posterior annulus and deployed a filament moving lateral to medial in the lamella of the posterior annulus, and Figure 18B, which is a saggital view with a filament moving across the posterior annulus from lateral to medial.

[0238] In some embodiments, the filament may act as a thermocouple (e.g., comprising a material having thermosensing properties as described herein) to allow precise measurement of actual temperatures of the annulus. In some embodiments, the filament includes a lumen configured to allow injection of therapeutic substances (e.g., methylene-blue) upon withdrawal for substantially simultaneous chemo-thermo-neurolysis and/or to allow injection of contrast agent for confirmation of intraannular placement that is definite, for example as opposed to potentially dangerous placement in the spinal canal or futile placement in the nucleus pulposus. In some embodiments, the filament has an exit angle greater than about 30°. In some embodiments, the filament includes a beveled Quincke tip oriented to bias away from the spinal canal upon advancement, as needles in tissue track away from bevel angles. In some embodiments, the deployed filament has a length between about 10 mm and about 12 mm. In some embodiments, the needle does not include a lumen for injection of liquid. In certain such embodiments, the area not occupied by a lumen may

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

be used for the filament, which may be more complicated due to use as a thermocouple and/or including a lumen.

[0239] Bipolar or monopolar RF energy is applied to the tip and to the filament, creating a zone of therapeutic heating across the posterior disc annulus and resulting in destruction of the pain fibers in approximately the outer third of the annulus. The procedure may be repeated on the opposite side. In some embodiments, the needle includes a plurality of deployable filaments, and gap between the filaments (e.g., the distance 604 in Figure 6) is between about 2 mm and about 10 mm, between about 4 mm and about 8 mm, between about 5 mm and about 7 mm (e.g., about 6 mm), combinations thereof, and the like.

Example 1

[0240] Sections of raw muscle tissue were allowed to equilibrate to 37 °C in a distilled water bath. A needle with tines deployed was positioned to contact the tissue surface in 10 trials and was inserted into tissue in 10 trials. A Radionics RFG 3C RF generator energy source was set at 75 °C for 80 seconds. Propagation of tissue coagulation was documented with video and a calibrated Flir T-400 thermal camera. Tissue samples were sectioned and coagulation zones measured. Infrared observation demonstrated symmetric and homogenous lesion progression without hot spots or focal over-impeding. Calculated volume averaged 467 ± 71 mm^3/lesion. Topography was elongate spheroid offset from the central axis toward the filaments. Thus, the needle reliably produced lesions that are potentially useful in spinal applications.

Example 2

[0241] A 47 year-old male with recalcitrant right-sided lumbar zygapophysial joint pain presented for radiofrequency medial branch neurotomy. The diagnosis had been made by greater than 80% relief documented following both intraarticular z-joint injection and confirmatory medial branch blocks.

[0242] The patient was placed in a prone position on the fluoroscopy table and standard monitors were applied. No sedation was administered. The lumbar region was extensively prepped with chlorhexidine-alcohol and draped in routine sterile surgical fashion.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

The C-arm was adjusted to visualize a true AP of the L4/5 intervertebral disc space with vertebral end plates squared-off, and spinous process positioned between the pedicle shadows. The C-arm was rotated 30°-40° ipsilateral to the target joint until the base of the SAP of the L4 and L5 were clearly visualized. A target point was identified at the midpoint of the base of the SAP, and the overlying skin and subcutaneous tissues were infiltrated with 1.5% lidocaine. A small skin nick was made with an 18-gauge needle to facilitate placement of an embodiment of the needles described herein. Once skin anesthesia was established, the needle, with filaments in the retracted position, was advanced using a gun-barrel approach until boney contact was made with the base of the SAP. The needle was then retracted off the bone slightly, and using the indentation on the hub for orientation, the actuator was rotated 360° to fully deploy the filaments. Filaments were felt to touch bone at the base of the SAP. AP, oblique, and lateral images were obtained to document the placement and to confirm that the filaments were directed toward the SAP. In this position, the lesion was biased to cover any variant medial branch situated higher up the SAP. If the filaments were not directed in an ideal fashion, they were retracted, the device was rotated as necessary, and the filaments were redeployed. Motor stimulation at a frequency of 2 Hz up to 2 volts was incrementally administered with brisk activation of the multifidus, but with no activation of any ventral root inenervated musculature. Sensory stimulation at 50 Hz at 0.6 volts elicited a concordant aching in the distribution of the patient's pain. A 22-gauge, 10 cm, 10 mm active tip RFK connected to an independently grounded second RF generator was placed sequentially at the following targets for *in vivo* thermometry: (1) Most inferior and dorsal location in the supra-segmental neural foramen evaluating the potential for thermal injury of spinal nerve; (2) At a point lateral on the transverse process approximating the location of intermediate/lateral branches of the posterior primary rami; (3) At or near the central axis of the needle during stable heating; (4) On the SAP at the base and successively higher on mamilliary process to evaluate heating on the region of potential MB variation (up the SAP). The process was then repeated for denervation of the L5.

[0243] Following the confirmation of safe and optimal placement by fluoroscopy and stimulation, the heating protocol was initiated based on previous branch testing in egg white and chicken meat. The protocol included: 45 °C for 15-30 seconds, await rapid

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

temperature increase signaling primary consolidation of heating and biophysical changes around core axis; 50 °C for 15 seconds; 60 °C for 15 seconds; 70 °C for 10 seconds to record foraminal temperatures only.

[0244] Generator parameters during ablation were appropriate and within the tolerance range for a generically programmed RF generator. The lower starting impedance, relative to a monopolar needle, may be explained by greatly increased conductive surface of the needle. Brief temperature fluctuation was noted as the lesion propagated to encompass the central axis housing the thermocouple. It is anticipated that changes in the generator software may be useful to support various embodiments of the described device. Impedance readings were 75 ohms to 250 ohms. Power ranges were 2 watts to 11 watts, typically 3 watts to 4 watts after 10 seconds into the procedure.

[0245] The thermal mapping results were as follows: (1) Perineural temperatures (neurogram obtained via TC2) at the supra-adjacent spinal nerve did not increase from a 38 °C baseline; (2) Temperature readings from the TC2 placed near the central axis of the needle reflected delivered temperature from the generator; (3) Temperature readings from the base of the SAP to relatively dorsal position on the SAP exceed the neuroablative threshold of 45 °C.

[0246] The patient experienced minimal discomfort following the procedure. For the sake of full disclosure, it is noted that the patient is an inventor of the present application. No postoperative analgesics were required. The patient reported near complete relieve of his right-sided low back pain within 10 days of the procedure. Bilateral paraspinal EMG at L3, L4, and L5 was performed 20 days after the RF procedure, as documented in Table 1:

Table 1 – Paraspinal EMG

Side	Muscle	Nerve	Root	Ins Act	Fibs	Psw
Left	L3 Parasp	Rami	L3	Nml	Nml	Nml
Left	L4 Parasp	Rami	L4	Nml	Nml	Nml
Left	L5 Parasp	Rami	L5	Nml	Nml	Nml
Right	L3 Parasp	Rami	L3	Nml	Nml	Nml
Right	L4 Parasp	Rami	L4	*Incr	*1+	*1+
Right	L5 Parasp	Rami	L5	*Incr	*1+	*1+

*Needle evaluation of the right L4 paraspinal and the right L5 paraspinal muscles showed increased insertional activity and slightly increased spontaneous activity.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

*All remaining muscles showed no evidence of electrical instability.

There was electrodiagnostic evidence of active and acute denervation of the right lumbar paraspinals at the L4 and L5 levels. The contralateral left-sided paraspinals appeared normal. These findings are consistent with the clinical history of recent right lumbar radiofrequency rhizotomy.

[0247] Thus, the needle was safely and effectively used to accomplish lumbar medial branch neurotomy. Thermal mapping demonstrated a safe and effective isotherm consistent with bench predictions, and EMG of the lumbar paraspinals demonstrated objective evidence of medial branch coagulation. The needle appears to extend beneficially on existing techniques and technology. For a first example, facilitated placement for lumbar medial branch neurotomy using "down-the-beam" technique akin to diagnostic medial branch block. This approach can be applied to other spinal targets such as cervical z-joint neurotomy, thoracic z-joint neurotomy, sacroiliac joint denervation, central innercation of the lateral C1-2 joint, RF neurotomy thoracic sympathetic chain, RF neurotomy sphlancnic chain at T10, 11, 12, RF neurotomy lumbar sympathetic pain, and RF neurotomy superior hypogastric plexus. For a second example, lab testing and *in vivo* thermal data demonstrates a large volume suited for efficiently dealing with common variations in afferent sensory pathways. The lesion can be directed relative to the central longitudinal axis of the needle toward targets and away from sensitive collateral structures. For a third example, the needle can deliver meaningful motor and/or sensory stimulation for documentation of safe placement. For a fourth example, lesion topography is driven by needle design, and does not require high temperatures (e.g., greater than 80 °C) for extended times. It is believed that 60 °C for 60 seconds is adequate for most targets. Reduced procedural time and/or lower temperatures should translate to fewer complications, expedited recovery, and/or diminished incidence of postoperative pain syndromes/dysesthesias. For a fifth example, relative to other large field lesion technology, the needle is of a uncomplicated and robust design, does not require additional support equipment, and is economical to manufacture.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

[0248] Although this invention has been disclosed in the context of certain embodiments and examples, it will be understood by those skilled in the art that the invention extends beyond the specifically disclosed embodiments to other alternative embodiments and/or uses of the invention and obvious modifications and equivalents thereof. In addition, while several variations of the embodiments of the invention have been shown and described in detail, other modifications, which are within the scope of this invention, will be readily apparent to those of skill in the art based upon this disclosure. It is also contemplated that various combinations or sub-combinations of the specific features and aspects of the embodiments may be made and still fall within the scope of the invention. It should be understood that various features and aspects of the disclosed embodiments can be combined with, or substituted for, one another in order to form varying modes of the embodiments of the disclosed invention. Thus, it is intended that the scope of the invention herein disclosed should not be limited by the particular embodiments described herein.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

WHAT IS CLAIMED IS:

1. A needle comprising:

an elongate member having a distal end;

a tip coupled to the distal end of the elongate member, the tip comprising a bevel portion comprising a point on a side of the elongate member; and

a plurality of filaments movable between a first position at least partially in the elongate member and a second position at least partially out and to the side of the elongate member, the plurality of filaments and the tip configured to transmit radio frequency energy from a probe to operate as a monopolar electrode.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

ABSTRACT

Systems and methods for tissue ablation. Systems include needles with deployable filaments capable of producing asymmetrical offset lesions at target volumes, which may include a target nerve. Ablation of at least a portion of the target nerve may inhibit the ability of the nerve to transmit signals, such as pain signals, to the central nervous system. The offset lesion may facilitate procedures by directing energy towards the target nerve and away from collateral structures. Example anatomical structures include lumbar, thoracic, and cervical medial branch nerves and rami and the sacroiliac joint.

23059768

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Electronic Acknowledgement Receipt

EFS ID:	25423769
Application Number:	15092945
International Application Number:	
Confirmation Number:	5930
Title of Invention:	SYSTEMS AND METHODS FOR TISSUE ABLATION
First Named Inventor/Applicant Name:	Robert E. Wright
Customer Number:	20995
Filer:	Adam J. Gilbert/Gustavo Lopez
Filer Authorized By:	Adam J. Gilbert
Attorney Docket Number:	NBUS.004C1
Receipt Date:	07-APR-2016
Filing Date:	
Time Stamp:	13:55:34
Application Type:	Utility under 35 USC 111(a)

Payment information:

Submitted with Payment	no

File Listing:

Document Number	Document Description	File Name	File Size(Bytes)/ Message Digest	Multi Part /.zip	Pages (if appl.)
1	Application Data Sheet	2016-04-07_ADS_004C1.pdf	1823203 5eab0343679671ecae9fe464c5d7ddd707e93a93	no	9

Warnings:	
Information:	

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

2	Drawings-only black and white line drawings	2016-04-07_Drawgins_004C1.pdf	1325421 c0877928c1dfbb7a5e20b1b3ac4f04a72e768cc7	no	41
Warnings:					
Information:					
3		2016-04-07_Spec_004C1.pdf	306153 babb8d2cccc1de205b36928e5ed541295afb1d15	yes	80

Multipart Description/PDF files in .zip description

Document Description	Start	End
Specification	1	78
Claims	79	79
Abstract	80	80

Warnings:	
Information:	
Total Files Size (in bytes):	3454777

This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.

New Applications Under 35 U.S.C. 111

If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

National Stage of an International Application under 35 U.S.C. 371

If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

New International Application Filed with the USPTO as a Receiving Office

If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NUMBER	FILING OR 371(C) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
15/092,945	04/07/2016	Robert E. Wright	NBUS.004C1

CONFIRMATION NO. 5930

20995
KNOBBE MARTENS OLSON & BEAR LLP
2040 MAIN STREET
FOURTEENTH FLOOR
IRVINE, CA 92614

FORMALITIES LETTER



Date Mailed: 04/25/2016

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
- The application search fee must be submitted.
- The application examination fee must be submitted.
- Surcharge as set forth in 37 CFR 1.16(f) must be submitted.
  The surcharge is due for any one of:
  - late submission of the basic filing fee, search fee, or examination fee,
  - late submission of inventor's oath or declaration,
  - filing an application that does not contain at least one claim on filing, or
  - submission of an application filed by reference to a previously filed application.

SUMMARY OF FEES DUE:

The fee(s) required within **TWO MONTHS** from the date of this Notice to avoid abandonment is/are itemized below. Small entity discount is in effect. If applicant is qualified for micro entity status, an acceptable Certification of Micro Entity Status must be submitted to establish micro entity status. (See 37 CFR 1.29 and forms PTO/SB/15A and 15B.)

- $ **70** basic filing fee.
- $ **70** surcharge.
- $ **300** search fee.
- $ **360** examination fee.
- $(**0**) previous unapplied payment amount.
- $ **800** TOTAL FEE BALANCE DUE.

Items Required To Avoid Processing Delays:

Applicant is notified that the above-identified application contains the deficiencies noted below. No period for reply is set forth in this notice for correction of these deficiencies. However, if a deficiency relates to the inventor's

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

oath or declaration, the applicant must file an oath or declaration in compliance with 37 CFR 1.63, or a substitute statement in compliance with 37 CFR 1.64, executed by or with respect to each actual inventor no later than the expiration of the time period set in the "Notice of Allowability" to avoid abandonment. See 37 CFR 1.53(f).

- A properly executed inventor's oath or declaration has not been received for the following inventor(s):
  Robert E. Wright
  Scott A. Brandt

Replies must be received in the USPTO within the set time period or must include a proper Certificate of Mailing or Transmission under 37 CFR 1.8 with a mailing or transmission date within the set time period. For more information and a suggested format, see Form PTO/SB/92 and MPEP 512.

Replies should be mailed to:

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web, including a copy of this Notice and selecting the document description "Applicant response to Pre-Exam Formalities Notice". https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at http://www.uspto.gov/ebc.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

Questions about the contents of this notice and the requirements it sets forth should be directed to the Office of Data Management, Application Assistance Unit, at **(571) 272-4000** or **(571) 272-4200** or **1-888-786-0101**.

/sphouminh/

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

PATENT APPLICATION FEE DETERMINATION RECORD Substitute for Form PTO-875	Application or Docket Number 15/092,945

APPLICATION AS FILED - PART I

	(Column 1)	(Column 2)	SMALL ENTITY		OR	OTHER THAN SMALL ENTITY	
FOR	NUMBER FILED	NUMBER EXTRA	RATE($)	FEE($)		RATE($)	FEE($)
BASIC FEE (37 CFR 1.16(a), (b), or (c))	N/A	N/A	N/A	70		N/A	
SEARCH FEE (37 CFR 1.16(k), (i), or (m))	N/A	N/A	N/A	300		N/A	
EXAMINATION FEE (37 CFR 1.16(o), (p), or (q))	N/A	N/A	N/A	360		N/A	
TOTAL CLAIMS (37 CFR 1.16(i))	1 minus 20 =	*	x 40 =	0.00	OR		
INDEPENDENT CLAIMS (37 CFR 1.16(h))	1 minus 3 =	*	x 210 =	0.00			
APPLICATION SIZE FEE (37 CFR 1.16(s))	If the specification and drawings exceed 100 sheets of paper, the application size fee due is $310 ($155 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).			0.00			
MULTIPLE DEPENDENT CLAIM PRESENT (37 CFR 1.16(j))				0.00			
* If the difference in column 1 is less than zero, enter "0" in column 2.			TOTAL	730		TOTAL	

APPLICATION AS AMENDED - PART II

		(Column 1)		(Column 2)	(Column 3)	SMALL ENTITY		OR	OTHER THAN SMALL ENTITY	
		CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE($)	ADDITIONAL FEE($)		RATE($)	ADDITIONAL FEE($)
AMENDMENT A	Total (37 CFR 1.16(i))	*	Minus	**	=	x =		OR	x =	
	Independent (37 CFR 1.16(h))	*	Minus	***	=	x =		OR	x =	
	Application Size Fee (37 CFR 1.16(s))									
	FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(j))							OR		
						TOTAL ADD'L FEE		OR	TOTAL ADD'L FEE	

		(Column 1)		(Column 2)	(Column 3)					
		CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE($)	ADDITIONAL FEE($)		RATE($)	ADDITIONAL FEE($)
AMENDMENT B	Total (37 CFR 1.16(i))	*	Minus	**	=	x =		OR	x =	
	Independent (37 CFR 1.16(h))	*	Minus	***	=	x =		OR	x =	
	Application Size Fee (37 CFR 1.16(s))									
	FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(j))							OR		
						TOTAL ADD'L FEE		OR	TOTAL ADD'L FEE	

* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.
** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20".
*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3".
The "Highest Number Previously Paid For" (Total or Independent) is the highest found in the appropriate box in column 1.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NUMBER	FILING or 371(c) DATE	GRP ART UNIT	FIL FEE REC'D	ATTY.DOCKET.NO	TOT CLAIMS	IND CLAIMS
15/092,945	04/07/2016	3739	0.00	NBUS.004C1	1	1

CONFIRMATION NO. 5930

20995
KNOBBE MARTENS OLSON & BEAR LLP
2040 MAIN STREET
FOURTEENTH FLOOR
IRVINE, CA 92614

FILING RECEIPT

OC000000082368447

Date Mailed: 04/25/2016

Receipt is acknowledged of this non-provisional patent application. The application will be taken up for examination in due course. Applicant will be notified as to the results of the examination. Any correspondence concerning the application must include the following identification information: the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. **If an error is noted on this Filing Receipt, please submit a written request for a Filing Receipt Correction. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections**

Inventor(s)

Robert E. Wright, Denver, CO;
Scott A. Brandt, Denver, CO;

Applicant(s)

Nimbus Concepts, LLC, Denver, CO;

Power of Attorney: None

Domestic Priority data as claimed by applicant

This application is a CON of 13/101,009 05/04/2011
which claims benefit of 61/347,351 05/21/2010
and claims benefit of 61/357,886 06/23/2010
and claims benefit of 61/357,894 06/23/2010

Foreign Applications for which priority is claimed (You may be eligible to benefit from the **Patent Prosecution Highway** program at the USPTO. Please see http://www.uspto.gov for more information.) - None.
Foreign application information must be provided in an Application Data Sheet in order to constitute a claim to foreign priority. See 37 CFR 1.55 and 1.76.

Permission to Access Application via Priority Document Exchange: Yes

Permission to Access Search Results: Yes

Applicant may provide or rescind an authorization for access using Form PTO/SB/39 or Form PTO/SB/69 as appropriate.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

If Required, Foreign Filing License Granted: 04/21/2016

The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is **US 15/092,945**

Projected Publication Date: To Be Determined - pending completion of Missing Parts

Non-Publication Request: No

Early Publication Request: No
**** SMALL ENTITY ****
Title

SYSTEMS AND METHODS FOR TISSUE ABLATION

Preliminary Class

606

Statement under 37 CFR 1.55 or 1.78 for AIA (First Inventor to File) Transition Applications: No

PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process **simplifies** the filing of patent applications on the same invention in member countries, but **does not result** in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at http://www.uspto.gov/web/offices/pac/doc/general/index.html.

For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, http://www.stopfakes.gov. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4258).

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

LICENSE FOR FOREIGN FILING UNDER

Title 35, United States Code, Section 184

Title 37, Code of Federal Regulations, 5.11 & 5.15

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Bureau of Industry and Security, Department of Commerce (15 CFR parts 730-774); the Office of Foreign AssetsControl, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

SelectUSA

The United States represents the largest, most dynamic marketplace in the world and is an unparalleled location for business investment, innovation, and commercialization of new technologies. The U.S. offers tremendous resources and advantages for those who invest and manufacture goods here. Through SelectUSA, our nation works to promote and facilitate business investment. SelectUSA provides information assistance to the international investor community; serves as an ombudsman for existing and potential investors; advocates on behalf of U.S. cities, states, and regions competing for global investment; and counsels U.S. economic development organizations on investment attraction best practices. To learn more about why the United States is the best country in the world to develop technology, manufacture products, deliver services, and grow your business, visit http://www.SelectUSA.gov or call +1-202-482-6800.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Please Direct All Correspondence to Customer Number 20,995

RESPONSE TO FORMALITIES NOTICE

Inventor	:	Wright et al.
App. No.	:	15/092,945
Filed	:	April 7, 2016
For	:	SYSTEMS AND METHODS FOR TISSUE ABLATION
Art Unit	:	3739
Conf. No.	:	5930

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

The above-captioned application was filed lacking at least one item that would advance the application to examination.

(X) Fees will be paid via EFS Web. Any extension of time will be requested by payment of the appropriate extension fee.

The Commissioner is hereby authorized to charge any additional fees which may now be required, or credit any overpayment, to Account No. 11-1410.

Dated: November 22, 2016

By: /Adam Gilbert/
Adam Gilbert
Registration No. 59,967
Attorney of Record
Customer No. 20,995
(949) 760-0404

24683630

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Electronic Patent Application Fee Transmittal

Application Number:	15092945
Filing Date:	07-Apr-2016
Title of Invention:	SYSTEMS AND METHODS FOR TISSUE ABLATION
First Named Inventor/Applicant Name:	Robert E. Wright
Filer:	Adam J. Gilbert/Emilie Albert
Attorney Docket Number:	NBUS.004C1

Filed as Small Entity

Filing Fees for Utility under 35 USC 111(a)

Description	Fee Code	Quantity	Amount	Sub-Total in USD($)
Basic Filing:				
UTILITY FILING FEE (ELECTRONIC FILING)	4011	1	70	70
UTILITY SEARCH FEE	2111	1	300	300
UTILITY EXAMINATION FEE	2311	1	360	360
Pages:				
Claims:				
Miscellaneous-Filing:				
LATE FILING FEE FOR OATH OR DECLARATION	2051	1	70	70
Petition:				

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Description	Fee Code	Quantity	Amount	Sub-Total in USD($)
Patent-Appeals-and-Interference:				
Post-Allowance-and-Post-Issuance:				
Extension-of-Time:				
Extension - 5 months with $0 paid	2255	1	1500	1500
Miscellaneous:				
		Total in USD ($)		**2300**

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Electronic Acknowledgement Receipt

EFS ID:	27585267
Application Number:	15092945
International Application Number:	
Confirmation Number:	5930
Title of Invention:	SYSTEMS AND METHODS FOR TISSUE ABLATION
First Named Inventor/Applicant Name:	Robert E. Wright
Customer Number:	20995
Filer:	Adam J. Gilbert/Christina Graul
Filer Authorized By:	Adam J. Gilbert
Attorney Docket Number:	NBUS.004C1
Receipt Date:	22-NOV-2016
Filing Date:	07-APR-2016
Time Stamp:	14:34:10
Application Type:	Utility under 35 USC 111(a)

Payment information:

Submitted with Payment	yes
Payment Type	CARD
Payment was successfully received in RAM	$2300
RAM confirmation Number	112316INTEFSW14354501
Deposit Account	111410
Authorized User	Christina Graul

The Director of the USPTO is hereby authorized to charge indicated fees and credit any overpayment as follows:

37 CFR 1.16 (National application filing, search, and examination fees)

37 CFR 1.17 (Patent application and reexamination processing fees)

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

File Listing:

Document Number	Document Description	File Name	File Size(Bytes)/ Message Digest	Multi Part /.zip	Pages (if appl.)
1	Applicant Response to Pre-Exam Formalities Notice	2016-11-22_MPARTS_NBUS.pdf	17727 703bd1633c324246f9fefca3a4f63c4f784f632b	no	1
Warnings:					
Information:					
2	Fee Worksheet (SB06)	fee-info.pdf	38976 cc64af6c1b55c1c281a7abef06891c49d352a51e	no	2
Warnings:					
Information:					
		Total Files Size (in bytes):	56703		

This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.

New Applications Under 35 U.S.C. 111
If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

National Stage of an International Application under 35 U.S.C. 371
If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

New International Application Filed with the USPTO as a Receiving Office
If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NUMBER	FILING OR 371(C) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
15/092,945	04/07/2016	Robert E. Wright	NBUS.004C1

CONFIRMATION NO. 5930

20995
KNOBBE MARTENS OLSON & BEAR LLP
2040 MAIN STREET
FOURTEENTH FLOOR
IRVINE, CA 92614

INFORMAL NOTICE

OC000000087469037

Date Mailed: 11/29/2016

INFORMATIONAL NOTICE TO APPLICANT

Applicant is notified that the above-identified application contains the deficiencies noted below. No period for reply is set forth in this notice for correction of these deficiencies. However, if a deficiency relates to the inventor's oath or declaration, the applicant must file an oath or declaration in compliance with 37 CFR 1.63, or a substitute statement in compliance with 37 CFR 1.64, executed by or with respect to each actual inventor no later than the expiration of the time period set in the "Notice of Allowability" to avoid abandonment. See 37 CFR 1.53(f).

The item(s) indicated below are also required and should be submitted with any reply to this notice to avoid further processing delays.

- A properly executed inventor's oath or declaration has not been received for the following inventor(s):
  Robert E. Wright
  Scott A. Brandt

Questions about the contents of this notice and the requirements it sets forth should be directed to the Office of Data Management, Application Assistance Unit, at **(571) 272-4000** or **(571) 272-4200** or **1-888-786-0101**.

/eruga/

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

PATENT APPLICATION FEE DETERMINATION RECORD

Substitute for Form PTO-875

Application or Docket Number: 15/092,945

APPLICATION AS FILED - PART I

FOR	(Column 1) NUMBER FILED	(Column 2) NUMBER EXTRA	SMALL ENTITY RATE($)	SMALL ENTITY FEE($)	OR	OTHER THAN SMALL ENTITY RATE($)	OTHER THAN SMALL ENTITY FEE($)
BASIC FEE (37 CFR 1.16(a), (b), or (c))	N/A	N/A	N/A	70		N/A	
SEARCH FEE (37 CFR 1.16(k), (i), or (m))	N/A	N/A	N/A	300		N/A	
EXAMINATION FEE (37 CFR 1.16(o), (p), or (q))	N/A	N/A	N/A	360		N/A	
TOTAL CLAIMS (37 CFR 1.16(i))	1 minus 20 =	*	x 40 =	0.00	OR		
INDEPENDENT CLAIMS (37 CFR 1.16(h))	1 minus 3 =	*	x 210 =	0.00			
APPLICATION SIZE FEE (37 CFR 1.16(s))	If the specification and drawings exceed 100 sheets of paper, the application size fee due is $310 ($155 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).			0.00			
MULTIPLE DEPENDENT CLAIM PRESENT (37 CFR 1.16(j))				0.00			
* If the difference in column 1 is less than zero, enter "0" in column 2.			TOTAL	730		TOTAL	

APPLICATION AS AMENDED - PART II

		(Column 1) CLAIMS REMAINING AFTER AMENDMENT		(Column 2) HIGHEST NUMBER PREVIOUSLY PAID FOR	(Column 3) PRESENT EXTRA	SMALL ENTITY RATE($)	SMALL ENTITY ADDITIONAL FEE($)	OR	OTHER THAN SMALL ENTITY RATE($)	OTHER THAN SMALL ENTITY ADDITIONAL FEE($)
AMENDMENT A	Total (37 CFR 1.16(i))	*	Minus	**	=	x =		OR	x =	
	Independent (37 CFR 1.16(h))	*	Minus	***	=	x =		OR	x =	
	Application Size Fee (37 CFR 1.16(s))									
	FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(j))							OR		
						TOTAL ADD'L FEE		OR	TOTAL ADD'L FEE	

		(Column 1) CLAIMS REMAINING AFTER AMENDMENT		(Column 2) HIGHEST NUMBER PREVIOUSLY PAID FOR	(Column 3) PRESENT EXTRA	SMALL ENTITY RATE($)	SMALL ENTITY ADDITIONAL FEE($)	OR	OTHER THAN SMALL ENTITY RATE($)	OTHER THAN SMALL ENTITY ADDITIONAL FEE($)
AMENDMENT B	Total (37 CFR 1.16(i))	*	Minus	**	=	x =		OR	x =	
	Independent (37 CFR 1.16(h))	*	Minus	***	=	x =		OR	x =	
	Application Size Fee (37 CFR 1.16(s))									
	FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(j))							OR		
						TOTAL ADD'L FEE		OR	TOTAL ADD'L FEE	

* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.
** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20".
*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3".
The "Highest Number Previously Paid For" (Total or Independent) is the highest found in the appropriate box in column 1.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NUMBER	FILING or 371(c) DATE	GRP ART UNIT	FIL FEE REC'D	ATTY.DOCKET.NO	TOT CLAIMS	IND CLAIMS
15/092,945	04/07/2016	3739	800	NBUS.004C1	1	1

CONFIRMATION NO. 5930

UPDATED FILING RECEIPT

20995
KNOBBE MARTENS OLSON & BEAR LLP
2040 MAIN STREET
FOURTEENTH FLOOR
IRVINE, CA 92614

OC000000087469036

Date Mailed: 11/29/2016

Receipt is acknowledged of this non-provisional patent application. The application will be taken up for examination in due course. Applicant will be notified as to the results of the examination. Any correspondence concerning the application must include the following identification information: the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. **If an error is noted on this Filing Receipt, please submit a written request for a Filing Receipt Correction. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections**

Inventor(s)

Robert E. Wright, Denver, CO;
Scott A. Brandt, Denver, CO;

Applicant(s)

Nimbus Concepts, LLC, Denver, CO;

Power of Attorney: None

Domestic Priority data as claimed by applicant

This application is a CON of 13/101,009 05/04/2011 ABN
which claims benefit of 61/347,351 05/21/2010
and claims benefit of 61/357,886 06/23/2010
and claims benefit of 61/357,894 06/23/2010

Foreign Applications for which priority is claimed (You may be eligible to benefit from the **Patent Prosecution Highway** program at the USPTO. Please see http://www.uspto.gov for more information.) - None.
Foreign application information must be provided in an Application Data Sheet in order to constitute a claim to foreign priority. See 37 CFR 1.55 and 1.76.

Permission to Access Application via Priority Document Exchange: Yes

Permission to Access Search Results: Yes

Applicant may provide or rescind an authorization for access using Form PTO/SB/39 or Form PTO/SB/69 as appropriate.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

If Required, Foreign Filing License Granted: 04/21/2016

The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is **US 15/092,945**

Projected Publication Date: 03/09/2017

Non-Publication Request: No

Early Publication Request: No
**** SMALL ENTITY ****
Title

SYSTEMS AND METHODS FOR TISSUE ABLATION

Preliminary Class

606

Statement under 37 CFR 1.55 or 1.78 for AIA (First Inventor to File) Transition Applications: No

PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process **simplifies** the filing of patent applications on the same invention in member countries, but **does not result** in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at http://www.uspto.gov/web/offices/pac/doc/general/index.html.

For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, http://www.stopfakes.gov. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4258).

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

LICENSE FOR FOREIGN FILING UNDER

Title 35, United States Code, Section 184

Title 37, Code of Federal Regulations, 5.11 & 5.15

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Bureau of Industry and Security, Department of Commerce (15 CFR parts 730-774); the Office of Foreign AssetsControl, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

SelectUSA

The United States represents the largest, most dynamic marketplace in the world and is an unparalleled location for business investment, innovation, and commercialization of new technologies. The U.S. offers tremendous resources and advantages for those who invest and manufacture goods here. Through SelectUSA, our nation works to promote and facilitate business investment. SelectUSA provides information assistance to the international investor community; serves as an ombudsman for existing and potential investors; advocates on behalf of U.S. cities, states, and regions competing for global investment; and counsels U.S. economic development organizations on investment attraction best practices. To learn more about why the United States is the best country in the world to develop technology, manufacture products, deliver services, and grow your business, visit http://www.SelectUSA.gov or call +1-202-482-6800.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NUMBER	FILING OR 371(C) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
15/092,945	04/07/2016	Robert E. Wright	NBUS.004C1

CONFIRMATION NO. 5930

20995
KNOBBE MARTENS OLSON & BEAR LLP
2040 MAIN STREET
FOURTEENTH FLOOR
IRVINE, CA 92614

PUBLICATION NOTICE

OC000000089780410

Title:SYSTEMS AND METHODS FOR TISSUE ABLATION

Publication No.US-2017-0065334-A1
Publication Date:03/09/2017

NOTICE OF PUBLICATION OF APPLICATION

The above-identified application will be electronically published as a patent application publication pursuant to 37 CFR 1.211, et seq. The patent application publication number and publication date are set forth above.

The publication may be accessed through the USPTO's publically available Searchable Databases via the Internet at www.uspto.gov. The direct link to access the publication is currently http://www.uspto.gov/patft/.

The publication process established by the Office does not provide for mailing a copy of the publication to applicant. A copy of the publication may be obtained from the Office upon payment of the appropriate fee set forth in 37 CFR 1.19(a)(1). Orders for copies of patent application publications are handled by the USPTO's Office of Public Records. The Office of Public Records can be reached by telephone at (571) 272-3150 or (800) 972-6382, by facsimile at (571) 273-3250, by mail addressed to the United States Patent and Trademark Office, Office of Public Records, Alexandria, VA 22313-1450 or via the Internet.

In addition, information on the status of the application, including the mailing date of Office actions and the dates of receipt of correspondence filed in the Office, may also be accessed via the Internet through the Patent Electronic Business Center at www.uspto.gov using the public side of the Patent Application Information and Retrieval (PAIR) system. The direct link to access this status information is currently http://pair.uspto.gov/. Prior to publication, such status information is confidential and may only be obtained by applicant using the private side of PAIR.

Further assistance in electronically accessing the publication, or about PAIR, is available by calling the Patent Electronic Business Center at 1-866-217-9197.

Office of Data Managment, Application Assistance Unit (571) 272-4000, or (571) 272-4200, or 1-888-786-0101

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
15/092,945	04/07/2016	Robert E. Wright	NBUS.004C1	5930

20995 7590 06/04/2018

KNOBBE MARTENS OLSON & BEAR LLP
2040 MAIN STREET
FOURTEENTH FLOOR
IRVINE, CA 92614
UNITED STATES OF AMERICA

EXAMINER
DEDOULIS, CHRISTINE A

ART UNIT	PAPER NUMBER
3739	

NOTIFICATION DATE	DELIVERY MODE
06/04/2018	ELECTRONIC

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

jayna.cartee@knobbe.com
efiling@knobbe.com

Office Action Summary	Application No. 15/092,945	Applicant(s) WRIGHT ET AL.	
	Examiner CHRISTINE DEDOULIS	Art Unit 3739	AIA (First Inventor to File) Status No

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE *3* MONTHS FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

1)☒ Responsive to communication(s) filed on *04/07/2016*.

☐ A declaration(s)/affidavit(s) under **37 CFR 1.130(b)** was/were filed on _____.

2a)☐ This action is **FINAL**. 2b)☒ This action is non-final.

3)☐ An election was made by the applicant in response to a restriction requirement set forth during the interview on _____; the restriction requirement and election have been incorporated into this action.

4)☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims*

5)☒ Claim(s) *1* is/are pending in the application.

5a) Of the above claim(s) _____ is/are withdrawn from consideration.

6)☐ Claim(s) _____ is/are allowed.

7)☒ Claim(s) *1* is/are rejected.

8)☐ Claim(s) _____ is/are objected to.

9)☐ Claim(s) _____ are subject to restriction and/or election requirement.

* If any claims have been determined allowable, you may be eligible to benefit from the **Patent Prosecution Highway** program at a participating intellectual property office for the corresponding application. For more information, please see http://www.uspto.gov/patents/init_events/pph/index.jsp or send an inquiry to PPHfeedback@uspto.gov.

Application Papers

10)☐ The specification is objected to by the Examiner.

11)☒ The drawing(s) filed on *04/07/2016* is/are: a)☒ accepted or b)☐ objected to by the Examiner.

Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).

Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).

Priority under 35 U.S.C. § 119

12)☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).

Certified copies:

a)☐ All b)☐ Some** c)☐ None of the:

1.☐ Certified copies of the priority documents have been received.

2.☐ Certified copies of the priority documents have been received in Application No. _____.

3.☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

** See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

1) ☒ Notice of References Cited (PTO-892)

2) ☐ Information Disclosure Statement(s) (PTO/SB/08a and/or PTO/SB/08b) Paper No(s)/Mail Date _____.

3) ☐ Interview Summary (PTO-413) Paper No(s)/Mail Date. _____ .

4) ☐ Other: _____.

Avanos v. Stratus
Stratus Ex. 2012

DETAILED ACTION

Notice of Pre-AIA or AIA Status

The present application is being examined under the pre-AIA first to invent provisions.

Election/Restrictions

The Examiner recognizes that Applicant has disclosed multiple species. All claims are currently determined to be generic to the species shown in FIGS. 2A & 2B, FIG. 2C, FIG. 2D & 17A-B, FIGS. 3A & 3B, FIGS. 3C, FIGS. 3D & 3E, FIG. 3G, FIG. 3H, FIG. 3I, FIG. 6, and FIG. 10. Should Applicant amend the claims or add new claims that are no longer generic to the identified species, a species election may be necessary at that point. Any amended claims or new claims directed to other species will be withdrawn for reasons of election by original presentation.

Claim Rejections - 35 USC § 102

The following is a quotation of the appropriate paragraphs of pre-AIA 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

> A person shall be entitled to a patent unless –
>
> (b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

Claim 1 is rejected under pre-AIA 35 U.S.C. 102(b) as being anticipated by Young (US 2007/0203486).

Regarding claim 1, Young discloses a needle (see tissue ablation system in Fig. 1-7) comprising: an elongate member (elongate cannula (12)) having a distal end (distal end (14)); a

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

tip (distal tip (94)) coupled to the distal end of the elongate member, the tip comprising a bevel portion comprising a point on a side of the elongate member (distal tip (94) is beveled, comprising a point (94), see Figs. 2-7); and a plurality of filaments (plurality of electrode (26)) movable between a first position at least partially in the elongate member (see Fig. 2) and a second position at least partially out and to the side of the elongate member (see Fig. 3 for electrodes (26) deployed from shaft (12); see para. [0040] "electrodes (26) may be only partially deployed or deployed incrementally in stages during the procedure"), the plurality of filaments and the tip configured to transmit radio frequency energy from a probe to operate as a monopolar electrode (see para. [0033] "the array (30) of electrodes (26) and the operative electrode (92) are monopolar electrodes" and [0034] electrical connectors 38a and 38b are electrically coupled to the electrodes (26) and electrode (92), respectively, via shaft (20) where [0036] "the RF generator (6) is electrically connected to the electrical connectors 38a 38b").

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to CHRISTINE DEDOULIS whose telephone number is (571)272-2459. The examiner can normally be reached on Monday - Friday 7:30 am to 5pm EST.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Linda Dvorak can be reached on 571-272-4764. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/LINDA DVORAK/
Supervisory Patent Examiner, Art Unit 3739

/C. D./
Examiner, Art Unit 3739

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Notice of References Cited	Application/Control No. 15/092,945	Applicant(s)/Patent Under Reexamination WRIGHT ET AL.	
	Examiner CHRISTINE DEDOULIS	Art Unit 3739	Page 1 of 1

U.S. PATENT DOCUMENTS

*		Document Number Country Code-Number-Kind Code	Date MM-YYYY	Name	CPC Classification	US Classification
*	A	US-2007/0203486 A1	08-2007	Young; Kimbolt	A61B18/148	606/41
	B	US-				
	C	US-				
	D	US-				
	E	US-				
	F	US-				
	G	US-				
	H	US-				
	I	US-				
	J	US-				
	K	US-				
	L	US-				
	M	US-				

FOREIGN PATENT DOCUMENTS

*		Document Number Country Code-Number-Kind Code	Date MM-YYYY	Country	Name	CPC Classification
	N					
	O					
	P					
	Q					
	R					
	S					
	T					

NON-PATENT DOCUMENTS

*		Include as applicable: Author, Title Date, Publisher, Edition or Volume, Pertinent Pages)
	U	
	V	
	W	
	X	

*A copy of this reference is not being furnished with this Office action. (See MPEP § 707.05(a).)
Dates in MM-YYYY format are publication dates. Classifications may be US or foreign.

Index of Claims	Application/Control No.	Applicant(s)/Patent Under Reexamination
	15092945	WRIGHT ET AL.
	Examiner	Art Unit
	CHRISTINE DEDOULIS	3739

✓	Rejected	-	Cancelled	N	Non-Elected	A	Appeal
=	Allowed	÷	Restricted	I	Interference	O	Objected

☐ Claims renumbered in the same order as presented by applicant ☐ CPA ☐ T.D. ☐ R.1.47

CLAIM		DATE								
Final	Original	05/23/2018								
	1	✓								

Bibliographic Data

Application No: 15/092,945

Foreign Priority claimed: ○ Yes ◉ No

35 USC 119 (a-d) conditions met: ☐ Yes ☐ No ☐ Met After Allowance

Verified and Acknowledged: /Christine A Dedoulis/ (Examiner's Signature) | (Initials)

Title: SYSTEMS AND METHODS FOR TISSUE ABLATION

FILING or 371(c) DATE	CLASS	GROUP ART UNIT	ATTORNEY DOCKET NO.
04/07/2016	606	3739	NBUS.004C1
RULE			

APPLICANTS

Nimbus Concepts, LLC, Denver, CO,

INVENTORS

Robert E. Wright Denver, CO, UNITED STATES

Scott A. Brandt Denver, CO, UNITED STATES

CONTINUING DATA

This application is a CON of 13101009 05/04/2011

13101009 has PRO of 61357894 06/23/2010

13101009 has PRO of 61357886 06/23/2010

13101009 has PRO of 61347351 05/21/2010

FOREIGN APPLICATIONS

IF REQUIRED, FOREIGN LICENSE GRANTED**

04/21/2016

**** SMALL ENTITY ****

STATE OR COUNTRY

UNITED STATES

ADDRESS

KNOBBE MARTENS OLSON & BEAR LLP
2040 MAIN STREET
FOURTEENTH FLOOR
IRVINE, CA 92614
UNITED STATES

FILING FEE RECEIVED

$2,300

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

EAST Search History

EAST Search History (Prior Art)

Ref #	Hits	Search Query	DBs	Default Operator	Plurals	Time Stamp
L1	1	(US-1234567-$ | US-18125712-$).DID.	US-PGPUB; USPAT	OR	ON	2018/05/23 08:59
L2	2	(US-1234567-$ | US-18125712-$).DID.	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT	OR	ON	2018/05/23 09:00
L3	3	(AI-1234567-$ | JP-1234567-$ | JP-2000507844-$ | JP-2003527888-$).DID.	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT	OR	ON	2018/05/23 09:00
L4	1	(13/101009).APP.	US-PGPUB; USPAT	OR	ON	2018/05/23 09:01
L5	175	(US-0004651-$ | US-0006215-$ | US-0006336-$ | US-0015161-$ | US-0015176-$ | US-0015218-$ | US-0015569-$ | US-0016183-$ | US-0018332-$ | US-0024124-$ | US-0026185-$ | US-0027449-$ | US-0029037-$ | US-0033279-$ | US-0033493-$ | US-0042098-$ | US-0045939-$ | US-0045940-$ | US-0048786-$ | US-0054962-$ | US-0056926-$ | US-0059964-$ | US-0060921-$ | US-0065062-$ | US-0076303-$ | US-0078595-$ | US-0089635-$ | US-0095115-$ | US-0099544-$ | US-0099980-$ | US-0100376-$ | US-0101944-$ | US-0101950-$ | US-0111702-$ | US-0112342-$ | US-0114095-$ | US-0118191-$ | US-0122482-$ | US-0122686-$ | US-0122692-$ | US-0123964-$ | US-0130974-$ | US-0131790-$ | US-0138011-$ | US-0142756-$ | US-0143262-$ | US-0154259-$ | US-0156136-$ | US-0161905-$ | US-0165391-$ | US-0167646-$ | US-0167649-$ | US-0167943-$ | US-0171522-$ | US-0173359-$ | US-0176759-$ | US-0177209-$ | US-0177211-$ | US-0179380-$ | US-0179491-$ | US-0185082-$ | US-0185522-$ | US-0187177-$ | US-0187182-$ | US-0187183-$ | US-0188275-$ | US-0189972-$ | US-0198232-$ | US-0200121-$ | US-0203402-$ | US-0203486-$ | US-0203503-$ | US-0206127-$ | US-0206128-$ | US-0206129-$ | US-0206130-$ | US-0206131-$ | US-0206132-$ | US-0206133-$ | US-0206134-$ | US-0208121-$ | US-0217705-$ | US-0221998-$ | US-0222677-$ | US-0228001-$ | US-0228180-$ | US-0228181-$ | US-0230187-$ | US-0234445-$ | US-0240174-$ | US-0247616-$ | US-0259026-$ | US-0259027-$ | US-0260234-$ | US-0260282-$ | US-0267552-$ | US-0269739-$ | US-0271036-$ | US-0275443-$ | US-0277918-$ | US-0282321-$ | US-0287081-$ | US-0299358-$ | US-11505900-$ | US-1234567-$ | US-20020026185-$ | US-20020029037-$ | US-20020188275-$ | US-20030018332-$ | US-20030078595-$ | US-20040006336-$ | US-20040015176-$ | US-20040015218-$ | US-20040100376-$ | US-20040122482-$ | US-20040143262-$ | US-20040176759-$ | US-20040230187-$ | US-20040260282-$ | US-20050033279-$ | US-20050059964-$ | US-20050101944-$ | US-20050101950-$ | US-20050165391-$ | US-20050171522-$ | US-20050177209-$ | US-20050177211-$ | US-20050203503-$ | US-20050234445-$ | US-20050240174-$ | US-20050267552-$ | US-20050277918-$ | US-20060015161-$ | US-20060089635-$ | US-20060095115-$ | US-20060111702-$ | US-20060122686-$ | US-20060122692-$ | US-20060142756-$ | US-20060173359-$ | US-20060189972-$ | US-20060200121-$ | US-20060206127-$ | US-20060206128-$ | US-20060206129-$ | US-20060206130-$ | US-20060206131-$ | US-20060206132-$ | US-20060206133-$ | US-20060206134-$ | US-20060217705-$ | US-20060247616-$ | US-20060259026-$ | US-20060259027-$ | US-20060271036-$ | US-20070006215-$ | US-20070016183-$ | US-20070027449-$ | US-20070060921-$ | US-20070112342-$ | US-20070118191-$ | US-20070123964-$ | US-20070156136-$ | US-20070161905-$ | US-20070167943-$ | US-20070179380-$ | US-20070179491-$ | US-20070185522-$ | US-20070203402-$ | US-20070203486-$ | US-20070260234-$ | US-20070282321-$ | US-20080015569-$ | US-20080033493-$ | US-20080045939-$ | US-20080045940-$).DID.	US-PGPUB; USPAT	OR	ON	2018/05/23 09:02
L6	187	(US-20080048786-$ | US-20080065062-$ | US-20080154259-$ | US-20080167646-$ | US-20080167649-$ | US-20080208121-$ | US-20080228180-$ | US-20080228181-$ | US-20080269739-$ | US-20080275443-$ | US-20090024124-$ | US-20090054962-$ | US-20090099544-$ | US-20090131790-$ | US-20090138011-$ | US-20090187177-$ | US-20090187182-$ | US-20090187183-$ | US-20090198232-$ | US-20090221998-$ | US-20090228001-$ | US-20090287081-$	US-PGPUB; USPAT	OR	ON	2018/05/23 09:03

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

		| US-20090299358-$ | US-20100004651-$ | US-20100042098-$ | US-20100056926-$ | US-20100076303-$ | US-20100099980-$ | US-20100114095-$ | US-20100130974-$ | US-20100185082-$ | US-20100222677-$ | US-2124684-$ | US-2423024-$ | US-4011872-$ | US-4206761-$ | US-4206762-$ | US-4281667-$ | US-4353371-$ | US-4375220-$ | US-4378809-$ | US-4385636-$ | US-4411266-$ | US-4565200-$ | US-4573980-$ | US-4583538-$ | US-4593703-$ | US-4618978-$ | US-4646752-$ | US-4653508-$ | US-4660568-$ | US-4676255-$ | US-4698207-$ | US-4787886-$ | US-4796615-$ | US-4827927-$ | US-4838265-$ | US-4886506-$ | US-4907589-$ | US-4966597-$ | US-5010897-$ | US-5160337-$ | US-5217457-$ | US-5230623-$ | US-5233515-$ | US-5244462-$ | US-5257630-$ | US-5291896-$ | US-5304114-$ | US-5304115-$ | US-5312329-$ | US-5312391-$ | US-5318013-$ | US-5324255-$ | US-5334183-$ | US-5342292-$ | US-5370645-$ | US-5370675-$ | US-5372596-$ | US-5377685-$ | US-5397301-$ | US-5401272-$ | US-5421923-$ | US-5422567-$ | US-5423809-$ | US-5433739-$ | US-5447417-$ | US-5458597-$ | US-5472441-$ | US-5472442-$ | US-5474057-$ | US-5484398-$ | US-5496312-$ | US-5507743-$ | US-5511564-$ | US-5514129-$ | US-5536267-$ | US-5541376-$ | US-5560358-$ | US-5562703-$ | US-5571147-$ | US-5580665-$ | US-5599345-$ | US-5599346-$ | US-5611709-$ | US-5613966-$ | US-5628743-$ | US-5662111-$ | US-5662620-$ | US-5662680-$ | US-5667488-$ | US-5669904-$ | US-5672173-$ | US-5672174-$ | US-5683349-$ | US-5683384-$ | US-5701575-$ | US-5720744-$ | US-5728143-$ | US-5735847-$ | US-5738648-$ | US-5748703-$ | US-5749689-$ | US-5755754-$ | US-5768679-$ | US-5772659-$ | US-5778043-$ | US-5782827-$ | US-5792146-$ | US-5797906-$ | US-5800484-$ | US-5807309-$ | US-5810804-$ | US-5827271-$ | US-5827276-$ | US-5848967-$ | US-5855576-$ | US-5863290-$ | US-5868740-$ | US-5911739-$ | US-5913855-$ | US-5921992-$ | US-5925042-$ | US-5928229-$ | US-5935123-$ | US-5951547-$ | US-5968040-$ | US-5980517-$ | US-5983141-$ | US-6006126-$ | US-6013076-$ | US-6014590-$ | US-6015406-$ | US-6016452-$ | US-6039733-$ | US-6041260-$ | US-6044846-$ | US-6050992-$ | US-6053937-$ | US-6059780-$ | US-6068627-$ | US-6071280-$ | US-6080150-$ | US-6090105-$ | US-6106521-$ | US-6117134-$ | US-6122341-$ | US-6129726-$ | US-6132425-$ | US-6139519-$ | US-6139547-$ | US-6143003-$ | US-6146380-$ | US-6161048-$ | US-6165169-$ | US-6167295-$ | US-6179834-$ | US-6210403-$ | US-6213999-$ | US-6217554-$ | US-6228080-$ | US-6228083-$ | US-6231570-$ | US-6234178-$ | US-6235023-$ | US-6241725-$ | US-6241726-$).DID.				
L7	157	(US-6246912-$ | US-6251106-$ | US-6259952-$ | US-6268200-$ | US-6275725-$ | US-6277117-$ | US-6280441-$ | US-6312426-$ | US-6330478-$ | US-6331180-$ | US-6334861-$ | US-6352536-$ | US-6402743-$ | US-6402747-$ | US-6405072-$ | US-6416520-$ | US-6419653-$ | US-6419680-$ | US-6419798-$ | US-6425887-$ | US-6440127-$ | US-6447477-$ | US-6447505-$ | US-6451018-$ | US-6454765-$ | US-6458130-$ | US-6459769-$ | US-6464704-$ | US-6468273-$ | US-6471698-$ | US-6478793-$ | US-6500175-$ | US-6506189-$ | US-6517534-$ | US-6530922-$ | US-6533987-$ | US-6551311-$ | US-6562033-$ | US-6565562-$ | US-6569159-$ | US-6575967-$ | US-6575969-$ | US-6585735-$ | US-6602249-$ | US-6605085-$ | US-6610054-$ | US-6622731-$ | US-6623481-$ | US-6632221-$ | US-6632222-$ | US-6638275-$ | US-6641580-$ | US-6645201-$ | US-6652515-$ | US-6652516-$ | US-6660002-$ | US-6660362-$ | US-6663624-$ | US-6669693-$ | US-6682526-$ | US-6682528-$ | US-6685701-$ | US-6689127-$ | US-6690210-$ | US-6692490-$ | US-6706152-$ | US-6723092-$ | US-6743226-$ | US-6743229-$ | US-6746570-$ | US-6749719-$ | US-6770070-$ | US-6780180-$ | US-6803549-$ | US-6814712-$ | US-6837956-$ | US-6846448-$ | US-6847848-$ | US-6852091-$ | US-6866663-$ | US-6881214-$ | US-6889089-$ | US-6896675-$ | US-6932810-$ | US-6958062-$ | US-6958064-$ | US-6961602-$ | US-6964660-$ | US-6966908-$ | US-6974455-$ | US-6997925-$ | US-7025767-$ | US-7033353-$ | US-7044949-$ | US-7048733-$ | US-7056320-$ | US-7074484-$ | US-7076399-$ | US-7087051-$ | US-7099712-$ | US-7108696-$ | US-7112197-$ | US-7115124-$ | US-7138088-$ | US-7150743-$ | US-7150744-$ | US-7160296-$ | US-7163536-$ | US-7179256-$ | US-7179258-$ | US-7207990-$ | US-7258688-$ | US-7266414-$ | US-7270660-$ | US-7270662-$ | US-7276064-$ | US-7281666-$ | US-7294127-$ | US-7306596-$ | US-7311702-$ | US-7340307-$ | US-7354436-$ | US-7357798-$ | US-7371234-$ | US-7387626-$ | US-7387630-$ | US-7416549-$ | US-7449020-$ | US-7468062-$ | US-7480533-$ | US-7517346-$ | US-7524318-$ | US-7533002-$ | US-7549986-$ | US-7561907-$ | US-7593778-$ | US-7596469-$ | US-7615050-$ | US-7670336-$ | US-7670337-$ | US-7678106-$ | US-7699844-$ | US-7704248-$ | US-7771420-$ | US-7794458-$ | US-7794459-$ | US-7797049-$ | US-7799021-$ | US-7815571-$ | US-7819869-$ | US-7819871-$ | US-7824404-$ | US-7828796-$ | US-7874986-$ | US-7875025-$ | US-7892231-$ | US-7896874-$).DID.	US-PGPUB; USPAT	OR	ON	2018/05/23 09:03
L8	0	(BI-1234567-$ | AI-1234567-$ | AL-1234567-$ | DE-2124684-$ | GB-2423024-$ | JP-1234567-$ | WO-2011057157-$ | WO-9629946-$).DID.	US-PGPUB; USPAT	OR	ON	2018/05/23 09:03
L9	10	(BI-1234567-$ | AI-1234567-$ | AL-1234567-$ | DE-2124684-$ | GB-2423024-$ | JP-1234567-$ | WO-2011057157-$ | WO-9629946-$).DID.	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2018/05/23 09:03
L10	5	(US-0287996-$ | US-1234567-$ | US-11969039-$ | US-20070287996-$ | US-5507802-$ | US-7270661-$).DID.	US-PGPUB; USPAT	OR	ON	2018/05/23 09:04
L11	0	(BI-1234567-$).DID.	US-PGPUB; USPAT	OR	ON	2018/05/23 09:04
L12	0	(BI-1234567-$).DID.	US-PGPUB;	OR	ON	2018/05/23

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

			USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB			09:04
L13	20	(US-20127033363-$ | US-0012956-$ | US-0059328-$ | US-0084965-$ | US-0112340-$ | US-0158239-$ | US-0161804-$ | US-0213356-$ | US-0249392-$ | US-0269558-$ | US-10829203-$ | US-11783944-$ | US-1234567-$ | US-19753966-$ | US-20010012956-$ | US-20040059328-$ | US-20040158239-$ | US-20060084965-$ | US-20070112340-$ | US-20080161804-$ | US-20080249392-$ | US-20080269558-$ | US-20110213356-$ | US-7033363-$).DID.	US-PGPUB; USPAT	OR	ON	2018/05/23 09:09
L14	13	("2011/0213356").URPN.	USPAT	OR	ON	2018/05/23 09:09
L15	8	("2006/0084965").URPN.	USPAT	OR	ON	2018/05/23 09:10
L16	8858	a61b2018/0016,00166,00196,00208,00273,00279,0091,00434,0044,1425,1431,1432,1465,1475.cpc.	US-PGPUB; USPAT	OR	ON	2018/05/23 09:12
L17	6351	a61b18/1477,1206.cpc.	US-PGPUB; USPAT	OR	ON	2018/05/23 09:12
L18	13535	a61b2018/00577,1253,1427,143,0016,00166,00196,00208,00273,00279,0091,00434,0044,1425,1431,1432,1465,1475.cpc.	US-PGPUB; USPAT	OR	ON	2018/05/23 09:12
L19	1469	L16 and L17 and L18	USPAT	OR	ON	2018/05/23 09:12
L20	3184	L16 and L17 and L18	US-PGPUB; USPAT; USOCR	OR	ON	2018/05/23 09:12
L21	3047	20 and (filament or antenna or electrode or array)	US-PGPUB; USPAT; USOCR	OR	ON	2018/05/23 09:13
L22	2220	21 and needle	US-PGPUB; USPAT; USOCR	OR	ON	2018/05/23 09:13
L23	2594	21 and (needle or probe)	US-PGPUB; USPAT; USOCR	OR	ON	2018/05/23 09:14
L24	2905	21 and ((needle or probe) near$10 bevel)	US-PGPUB; USPAT; USOCR	OR	ON	2018/05/23 09:14
L25	2638	21 and ((needle or probe) near$10 bevel) and (elongate or long or member)	US-PGPUB; USPAT; USOCR	OR	ON	2018/05/23 09:14
L26	250	21 and (form$3 or made or built) with (single near2 wire)	US-PGPUB; USPAT; USOCR	OR	ON	2018/05/23 09:16
L27	377	21 and (form$3 or made or built) and (single near2 wire)	US-PGPUB; USPAT; USOCR	OR	ON	2018/05/23 09:16
L28	219	(filament or electrode) with (form$3 or made or built) with (single near2 wire) and 20	US-PGPUB; USPAT; USOCR	OR	ON	2018/05/23 09:17
L29	2498	21 and (fluid or port)	US-PGPUB; USPAT; USOCR	OR	ON	2018/05/23 09:19
L30	1477	21 and (fluid or port)and (@ad<="20100623")	US-PGPUB; USPAT; USOCR	OR	ON	2018/05/23 09:20
L31	280	21 and (form$3 or made or built) and (single near2 wire) and (@ad<="20100623")	US-PGPUB;	OR	ON	2018/05/23

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

			USPAT; USOCR			09:20
S1	0	"16061963"	US-PGPUB; USPAT	OR	ON	2018/05/09 16:54
S2	0	"16061963.pn."	US-PGPUB; USPAT	OR	ON	2018/05/09 16:54
S3	0	(US-16061963-$).DID.	US-PGPUB; USPAT	OR	ON	2018/05/10 07:21
S4	0	"16061963".pn.	US-PGPUB; USPAT	OR	ON	2018/05/10 07:21
S5	1	(13/101009).APP.	US-PGPUB; USPAT	OR	ON	2018/05/10 07:21
S6	20	2007/0203486	US-PGPUB; USPAT	OR	ON	2018/05/10 08:05
S7	20	"2007/0203486"	US-PGPUB; USPAT	OR	ON	2018/05/10 08:05
S8	2	"20070203486"	US-PGPUB; USPAT	OR	ON	2018/05/10 08:05
S9	2	"20060229645"	US-PGPUB; USPAT	OR	ON	2018/05/10 08:07
S10	10	("20090299357" | "20100198207" | "20120089211" | "20140343542" | "7713266" | "7850683" | "8298216" | "8409185" | "9039688" | "9254162").PN.	US-PGPUB; USPAT	OR	ON	2018/05/10 08:10
S12	4	S10 and neuroma	US-PGPUB; USPAT	OR	ON	2018/05/10 08:15
S13	4	("2014/0343542").URPN.	USPAT	OR	ON	2018/05/10 08:42
S14	1	"7250046".pn.	USPAT	OR	ON	2018/05/10 08:45
S15	0	"2008183164".pn.	USPAT	OR	ON	2018/05/10 08:46
S16	0	"2008183164"	USPAT	OR	ON	2018/05/10 08:46
S17	0	"2008183164"	USPAT	OR	ON	2018/05/10 08:46
S18	1	"20080183164"	USPAT	OR	ON	2018/05/10 08:46
S19	0	"2009248001"	USPAT	OR	ON	2018/05/10 08:46
S20	1	"20090248001"	USPAT	OR	ON	2018/05/10 08:46
S21	1	"20040215294"	USPAT	OR	ON	2018/05/10 08:47
S22	1	"20080154254"	USPAT	OR	ON	2018/05/10 08:47
S23	0	"20110178514"	USPAT	OR	ON	2018/05/10 08:47
S24	0	"2011178514"	USPAT	OR	ON	2018/05/10 08:47
S25	0	"20110178514"	USPAT	OR	ON	2018/05/10 08:47
S26	0	"201100178514"	USPAT	OR	ON	2018/05/10 08:47
S27	0	"2006259029"	USPAT	OR	ON	2018/05/10

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

						08:48
S28	1	"20060259029"	USPAT	OR	ON	2018/05/10 08:48
S29	0	"2010331883"	USPAT	OR	ON	2018/05/10 08:48
S30	0	"20100331883"	USPAT	OR	ON	2018/05/10 08:48
S31	0	"201000331883"	USPAT	OR	ON	2018/05/10 08:48
S32	0	"2010000331883"	USPAT	OR	ON	2018/05/10 08:48
S33	1	"20130053851"	USPAT	OR	ON	2018/05/10 08:49
S34	0	"32" and S28 and S22 and S20 and S21 and S18 and S14	USPAT	OR	ON	2018/05/10 08:50
S35	3325542	"32" or S28 S22 S20 S21 S18 S14	USPAT	OR	ON	2018/05/10 08:50
S36	3325542	"32" or S28 or S22 or S20 or S21 or S18 or S14	USPAT	OR	ON	2018/05/10 08:50
S37	1	"20140248001"	USPAT	OR	ON	2018/05/10 09:12
S38	0	"2014/0248001"	USPAT	OR	ON	2018/05/10 09:12
S39	0	2014/0248001	USPAT	OR	ON	2018/05/10 09:12
S40	0	2014/0248001	US-PGPUB; USPAT; USOCR	OR	ON	2018/05/10 09:12
S41	2	"20140248001"	US-PGPUB; USPAT; USOCR	OR	ON	2018/05/10 09:12
S42	2	"20090248001"	US-PGPUB; USPAT; USOCR	OR	ON	2018/05/10 09:13
S43	3238	A61B18/02.cpc.	US-PGPUB; USPAT; USOCR	OR	ON	2018/05/10 09:21
S44	634	A61B18/02.cpc. and cryo$2probe	US-PGPUB; USPAT; USOCR	OR	ON	2018/05/10 09:21
S45	272	A61B18/02.cpc. and cryo$2probe and mark$4	US-PGPUB; USPAT; USOCR	OR	ON	2018/05/10 09:21
S46	15	A61B18/02.cpc. and cryo$2probe and mark$4 and neuroma	US-PGPUB; USPAT; USOCR	OR	ON	2018/05/10 09:22
S47	4	("2014/0276539").URPN.	USPAT	OR	ON	2018/05/10 09:29
S48	238	("20020010460" | "20020013602" | "20020045434" | "20020049436" | "20020068929" | "20020120260" | "20020120261" | "20020120263" | "20020128638" | "20020156469" | "20020183731" | "20020193778" | "20030036752" | "20030109912" | "20030130575" | "20030181896" | "20030195436" | "20030220635" | "20030220674" | "20040024391" | "20040082943" | "20040092875" | "20040122482" | "20040143252" | "20040162551" | "20040167505" | "20040191229" | "20040204705" | "20040210212" | "20040215178" | "20040215294" | "20040215295" | "20040220497" | "20040220648" | "20040225276" | "20040243116" | "20040267248" | "20040267257" | "20050004563" | "20050177147" | "20050177148" | "20050182394" | "20050203505" | "20050203593" | "20050209565" | "20050209587" | "20050224086" | "20050228288" | "20050251103" |	US-PGPUB; USPAT; USOCR	OR	ON	2018/05/10 09:29

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

		"20050261753" | "20050276759" | "20050281530" | "20050283148" | "20060009712" | "20060015092" | "20060069385" | "20060079914" | "20060084962" | "20060089688" | "20060111732" | "20060129142" | "20060142785" | "20060173469" | "20060189968" | "20060190035" | "20060200117" | "20060212028" | "20060212048" | "20060223052" | "20060224149" | "20060258951" | "20070060921" | "20070088217" | "20070129714" | "20070156125" | "20070161975" | "20070167943" | "20070167959" | "20070179509" | "20070198071" | "20070225781" | "20070255362" | "20070270925" | "20080051775" | "20080051776" | "20080077201" | "20080077202" | "20080077211" | "20080154254" | "20080183164" | "20080200910" | "20080287839" | "20090018623").PN. OR ("20090018624" | "20090018625" | "20090018626" | "20090018627" | "20090118722" | "20090171334" | "20090248001" | "20090264876" | "20090299357" | "20100114191" | "20100168725" | "20100305439" | "20100331883" | "20110144631" | "20110196267" | "20120065629" | "20120089211" | "20120259322" | "20120265187" | "20130253605" | "20130324990" | "20140249519" | "20140276539" | "20140343542" | "20140343543" | "20140343544" | "2319542" | "2672032" | "3266492" | "3289424" | "3343544" | "3351063" | "3439680" | "3483869" | "3502081" | "3507283" | "3532094" | "3664344" | "3702114" | "3795245" | "3814095" | "3830239" | "3886945" | "3889681" | "3951152" | "3993075" | "4140109" | "4207897" | "4236518" | "4306568" | "4376376" | "4404862" | "4524771" | "4758217" | "4802475" | "4946460" | "5059197" | "5200170" | "5294325" | "5334181" | "5520681" | "5571147" | "5647868" | "5747777" | "5755753" | "5814040" | "5860970" | "5879378" | "5899897" | "5916212" | "5976505" | "6003539" | "6032675" | "6039730" | "6041787" | "6139545" | "6141985" | "6142991" | "6182666" | "6196839" | "6238386" | "6277099" | "6277116" | "6363730" | "6364899" | "6371943" | "6432102" | "6494844" | "6503246" | "6506796" | "6546935" | "6551309" | "6562030" | "6629951" | "6648880" | "6669688" | "6672095" | "6682501" | "6706037" | "6723092" | "6749624" | "6761715" | "6764493" | "6786901" | "6786902" | "6789545" | "6840935" | "6858025" | "6902554" | "6905492" | "6960208" | "7001400" | "7081111" | "7081112" | "7083612" | "7195616").PN. OR ("7217939" | "7250046" | "7311672" | "7367341" | "7402140" | "7422586" | "7578819" | "7641679" | "7653438" | "7713266" | "7850683" | "7862558" | "7998137" | "8298216" | "8409185" | "8715275" | "8722065" | "9039688").PN. OR ("9668800").URPN.			
S49	238	("20020010460" | "20020013602" | "20020045434" | "20020049436" | "20020068929" | "20020120260" | "20020120261" | "20020120263" | "20020128638" | "20020156469" | "20020183731" | "20020193778" | "20030036752" | "20030109912" | "20030130575" | "20030181896" | "20030195436" | "20030220635" | "20030220674" | "20040024391" | "20040082943" | "20040092875" | "20040122482" | "20040143252" | "20040162551" | "20040167505" | "20040191229" | "20040204705" | "20040210212" | "20040215178" | "20040215294" | "20040215295" | "20040220497" | "20040220648" | "20040225276" | "20040243116" | "20040267248" | "20040267257" | "20050004563" | "20050177147" | "20050177148" | "20050182394" | "20050203505" | "20050203593" | "20050209565" | "20050209587" | "20050224086" | "20050228288" | "20050251103" | "20050261753" | "20050276759" | "20050281530" | "20050283148" | "20060009712" | "20060015092" | "20060069385" | "20060079914" | "20060084962" | "20060089688" | "20060111732" | "20060129142" | "20060142785" | "20060173469" | "20060189968" | "20060190035" | "20060200117" | "20060212028" | "20060212048" | "20060223052" | "20060224149" | "20060258951" | "20070060921" | "20070088217" | "20070129714" | "20070156125" | "20070161975" | "20070167943" | "20070167959" | "20070179509" | "20070198071" | "20070225781" | "20070255362" | "20070270925" | "20080051775" | "20080051776" | "20080077201" | "20080077202" | "20080077211" | "20080154254" | "20080183164" | "20080200910" | "20080287839" | "20090018623").PN. OR ("20090018624" | "20090018625" | "20090018626" | "20090018627" | "20090118722" | "20090171334" | "20090248001" | "20090264876" | "20090299357" | "20100114191" | "20100168725" | "20100305439" | "20100331883" | "20110144631" | "20110196267" | "20120065629" | "20120089211" | "20120259322" | "20120265187" | "20130253605" | "20130324990" | "20140249519" | "20140276539" | "20140343542" | "20140343543" | "20140343544" | "2319542" | "2672032" | "3266492" | "3289424" | "3343544" | "3351063" | "3439680" | "3483869" | "3502081" | "3507283" | "3532094" | "3664344" | "3702114" | "3795245" | "3814095" | "3830239" | "3886945" | "3889681" | "3951152" | "3993075" | "4140109" | "4207897" | "4236518" | "4306568" | "4376376" | "4404862" | "4524771" | "4758217" | "4802475" | "4946460" | "5059197" | "5200170" | "5294325" | "5334181" | "5520681" | "5571147" | "5647868" | "5747777" | "5755753" | "5814040" | "5860970" | "5879378" | "5899897" | "5916212" | "5976505" | "6003539" | "6032675" | "6039730" | "6041787" | "6139545" | "6141985" | "6142991" | "6182666" | "6196839" | "6238386" | "6277099" | "6277116" | "6363730" | "6364899" | "6371943" | "6432102" | "6494844" | "6503246" | "6506796" | "6546935" | "6551309" | "6562030" | "6629951" | "6648880" | "6669688" | "6672095" | "6682501" | "6706037" | "6723092" | "6749624" | "6761715" | "6764493" | "6786901" | "6786902" | "6789545" | "6840935" | "6858025" | "6902554" | "6905492" | "6960208" | "7001400" | "7081111" | "7081112" | "7083612" | "7195616").PN. OR ("7217939" | "7250046" | "7311672" | "7367341" | "7402140" | "7422586" | "7578819" | "7641679" | "7653438" | "7713266" | "7850683" | "7862558" | "7998137" | "8298216" | "8409185" | "8715275" | "8722065" | "9039688").PN.	US-PGPUB; USPAT; USOCR	OR	ON	2018/05/10 09:29
S50	8	"51530769".FMID.	US-PGPUB; USPAT; FPRS	OR	ON	2018/05/10 09:30
S51	4	2014/0276539	US-PGPUB; USPAT; USOCR	OR	ON	2018/05/10 09:44
S52	2	"20140276539"	US-PGPUB; USPAT; USOCR	OR	ON	2018/05/10 09:44

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

S53	4	("2014/0276539").URPN.	USPAT	OR	ON	2018/05/10 09:44
S54	1	"7250046".pn.	USPAT	OR	ON	2018/05/10 09:45
S55	1383	A61B18/02.cpc.	USPAT	OR	ON	2018/05/10 14:45
S56	8180	A61B18/02.cpc.	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO	OR	ON	2018/05/10 14:46
S57	46	A61B18/02.cpc. and neuroma$3	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO	OR	ON	2018/05/10 14:46
S58	34	A61B18/02.cpc. and neuroma$3 and (@ad<="20140312")	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO	OR	ON	2018/05/10 14:47
S59	3824	A61B18/02.cpc. and (neuroma$3 or cryo$3probe$3 or cryoprobe or cool$5) and (@ad<="20140312")	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO	OR	ON	2018/05/10 14:53
S60	1061	A61B18/02.cpc. and (neuroma$3 or cryo$3probe$3 or cryoprobe) and (@ad<="20140312")	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO	OR	ON	2018/05/10 14:53
S61	25	A61B18/02.cpc. and (neuroma$3 and(cryo$3probe$3 or cryoprobe)) and (@ad<="20140312")	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO	OR	ON	2018/05/10 14:53
S62	173	A61B18/02.cpc. and (nerve and(cryo$3probe$3 or cryoprobe)) and (@ad<="20140312")	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO	OR	ON	2018/05/10 16:20
S63	20	(US-20127033363-$ | US-0012956-$ | US-0059328-$ | US-0084965-$ | US-0112340-$ | US-0158239-$ | US-0161804-$ | US-0213356-$ | US-0249392-$ | US-0269558-$ | US-10829203-$ | US-11783944-$ | US-1234567-$ | US-19753966-$ | US-20010012956-$ | US-20040059328-$ | US-20040158239-$ | US-20060084965-$ | US-20070112340-$ | US-20080161804-$ | US-20080249392-$ | US-20080269558-$ | US-20110213356-$ | US-7033363-$).DID.	US-PGPUB; USPAT	OR	ON	2018/05/22 14:42
S64	8858	a61b2018/0016,00166,00196,00208,00273,00279,0091,00434,0044,1425,1431,1432,1465,1475.cpc.	US-PGPUB; USPAT	OR	ON	2018/05/22 17:49
S65	6351	a61b18/1477,1206.cpc.	US-PGPUB; USPAT	OR	ON	2018/05/22 17:51
S66	13535	a61b2018/00577,1253,1427,143,0016,00166,00196,00208,00273,00279,0091,00434,0044,1425,1431,1432,1465,1475.cpc.	US-PGPUB; USPAT	OR	ON	2018/05/22 17:52
S67	3120858	electrode or wire	US-PGPUB; USPAT	OR	ON	2018/05/22 17:53
S68	1788120	electrode$3 or filament$4	US-PGPUB; USPAT	OR	ON	2018/05/22 17:55
S69	78	filament$3 and electode$3	US-PGPUB; USPAT	OR	ON	2018/05/22 17:55

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

S70	81	filament$5 and electode$5	US-PGPUB; USPAT	OR	ON	2018/05/22 17:55
S71	94	filament$10 and electode$10	US-PGPUB; USPAT	OR	ON	2018/05/22 17:56
S72	94	filament$20 and electode$20	US-PGPUB; USPAT	OR	ON	2018/05/22 17:56
S73	0	Nimbus.IN.	US-PGPUB; USPAT	OR	ON	2018/05/22 17:58
S74	0	Nimbus.AAAT.	US-PGPUB; USPAT	OR	ON	2018/05/22 17:59
S75	0	((Nimbus) near2 (concepts)).AAAT.	US-PGPUB; USPAT	OR	ON	2018/05/22 17:59
S76	622	((Robert) near2 (Wright)).IN.	US-PGPUB; USPAT	OR	ON	2018/05/22 18:00
S77	25	((Scott) near2 (Brandt)).IN.	US-PGPUB; USPAT	OR	ON	2018/05/22 18:00
S78	46	S76 and filament$3 or "elongate member having a distal end"	US-PGPUB; USPAT	OR	ON	2018/05/22 18:01
S79	4	S77 and filament$3 or "elongate member having a distal end"	US-PGPUB; USPAT	OR	ON	2018/05/22 18:05
S80	8836	(S64 or S65 or S66) and (needle$3 or probe$3) and (filament$5 or electrode$5)	US-PGPUB; USPAT	OR	ON	2018/05/22 18:08
S81	3407	(S64 or S65 or S66) and (needle$3 or probe$3) and (filament$5 or electrode$5) and elongate	US-PGPUB; USPAT	OR	ON	2018/05/22 18:09
S82	1588	S65 and (needle$3 or probe$3) and (filament$5 or electrode$5) and elongate	US-PGPUB; USPAT	OR	ON	2018/05/22 18:09
S83	4149	S65 and (needle$3 or probe$3) and (filament$5 or electrode$5) and (first or second near$10 (positon))	US-PGPUB; USPAT	OR	ON	2018/05/22 18:09
S84	6197	S65 and (first or second near$10 (positon))	US-PGPUB; USPAT	OR	ON	2018/05/22 18:10
S85	14371	(S64 or S65 or S66) and (filament$5 near$10 move$5)	US-PGPUB; USPAT	OR	ON	2018/05/22 18:11
S86	8349	S64 and (filament$5 near$10 move$5)	US-PGPUB; USPAT	OR	ON	2018/05/22 18:12
S87	18	S64 and (filament$5 near$10 move$5) and electode$3	US-PGPUB; USPAT	OR	ON	2018/05/22 18:12

5/ 23/ 2018 9:22:27 AM
C:\ Users\ cdedoulis2\ Documents\ EAST\ Workspaces\ 15092945.wsp

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Search Notes	Application/Control No.	Applicant(s)/Patent Under Reexamination
	15092945	WRIGHT ET AL.
	Examiner	Art Unit
	CHRISTINE DEDOULIS	3739

CPC- SEARCHED		
Symbol	Date	Examiner
a61b2018/0016,00166,00196,00208,00273,00279,0091,00434,0044,1425,1431,1432,1465,1475,	5/23/2018	CD
a61b18/1477,1206	5/23/2018	CD

CPC COMBINATION SETS - SEARCHED		
Symbol	Date	Examiner

US CLASSIFICATION SEARCHED			
Class	Subclass	Date	Examiner

* See search history printout included with this form or the SEARCH NOTES box below to determine the scope of the search.

SEARCH NOTES		
Search Notes	Date	Examiner
EAST (Assignee, Inventor, Class and Text) Search.	5/23/2018	CD

INTERFERENCE SEARCH			
US Class/ CPC Symbol	US Subclass / CPC Group	Date	Examiner

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

PTO/AIA/122 (08-12)
Approved for use through 01/31/2018. OMB 0651-0035
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

CHANGE OF CORRESPONDENCE ADDRESS
Application

Address to:
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	15/092945
Filing Date	07-Apr-2016
First Named Inventor	Robert E. Wright
Art Unit	3739
Examiner Name	Kim, Eun Hwa
Attorney Docket Number	NBUS.004C1

Please change the Correspondence Address for the above-identified patent application to:

☒ The address associated with Customer Number: 148468

OR

☐ Firm or Individual Name

Address

City	State	Zip

Country

Telephone	Email

This form cannot be used to change the data associated with a Customer Number. To change the data associated with an existing Customer Number use "Request for Customer Number Data Change" (PTO/SB/124).

I am the:

☐ Applicant

☐ Attorney or agent of record. Registration Number _____.

☒ Registered practitioner named in the application transmittal papers who acts in a representative capacity under 37 CFR 1.34. See 37 CFR 1.33(a)(1). Registration Number 59,967.

Signature /Adam Gilbert/

Typed or Printed Name Adam J. Gilbert

Date	Telephone
09/07/2018	949-760-0404

NOTE: This form must be signed in accordance with 37 CFR 1.33. See 37 CFR 1.4(d) for signature requirements and certifications. Submit multiple forms if more than one signature is required, see below*.

☐ *Total of 1 forms are submitted.

This collection of information is required by 37 CFR 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Electronic Acknowledgement Receipt

EFS ID:	33654817
Application Number:	15092945
International Application Number:	
Confirmation Number:	5930
Title of Invention:	SYSTEMS AND METHODS FOR TISSUE ABLATION
First Named Inventor/Applicant Name:	Robert E. Wright
Customer Number:	20995
Filer:	Adam J. Gilbert/Danika Gregory
Filer Authorized By:	Adam J. Gilbert
Attorney Docket Number:	NBUS.004C1
Receipt Date:	07-SEP-2018
Filing Date:	07-APR-2016
Time Stamp:	11:44:07
Application Type:	Utility under 35 USC 111(a)

Payment information:

Submitted with Payment	no

File Listing:

Document Number	Document Description	File Name	File Size(Bytes)/ Message Digest	Multi Part /.zip	Pages (if appl.)
1	Change of Address	2018-09-07_Change_of_Address-NBUS_004C1.pdf	171320 8640ed0cbce933ee89c24f591e9bada886b6ea67	no	1

Warnings:

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Information:	
Total Files Size (in bytes):	171320

This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.

New Applications Under 35 U.S.C. 111

If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

National Stage of an International Application under 35 U.S.C. 371

If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

New International Application Filed with the USPTO as a Receiving Office

If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Inventor:	Robert E. Wright	)	
Application No.:	15/092,945	)	Art Unit: 3739
Filing Date:	April 7, 2016	)	
Title:	SYSTEMS AND METHODS FOR TISSUE ABLATION	)	
Examiner:	Christine A. Dedoulis	)	
Confirmation No.:	5930	)	
Customer No.:	148468	)	

AMENDMENT AND RESPONSE TO OFFICE ACTION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Commissioner:

Responsive to the Office Action dated June 4, 2018, the Applicant respectfully requests reconsideration of the pending claims in view of the amendments and remarks herein.

Amendments to the Claims are reflected in the listing of claims which begins on page 2.

Remarks begin on page 7.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Amendments to the Claims

This listing of claims will replace all prior versions, and listings, of claims in the application:

1. (Currently Amended) A needle apparatus comprising:

a first hub;

an elongate member having a proximal end and a distal end, the proximal end being fixedly attached to the first hub, the elongate member comprising a lumen at an interior thereof, the lumen being configured to receive a distal end of a radiofrequency probe;

a tip ~~coupled to~~ positioned at the distal end of the elongate member, the tip being configured to pierce body tissue; ~~comprising a bevel portion comprising a point on a side of the elongate member; and~~

a plurality of filaments movable between a ~~first~~ retracted position at least partially in the elongate member and a ~~second~~ deployed position at least partially out ~~and to the side~~ of the elongate member[[,]];

a second hub coupled to the plurality of filaments; and

an actuator coupled to the second hub and rotatable relative to the first hub, wherein rotation of the actuator in a first direction relative to the first hub moves the second hub axially relative to the first hub to advance the plurality of filaments to the deployed position, and wherein rotation of the actuator in a second direction relative to the first hub that is opposite the first direction moves the second hub axially relative to the first hub to retract the plurality of filaments to the retracted position,

the plurality of filaments and the tip being configured to transmit radio frequency energy from [[a]] the radiofrequency probe to operate as a monopolar electrode, when the radiofrequency probe is inserted into the lumen.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

2. (New) The needle apparatus of claim 1, wherein the first hub defines a lumen, wherein the second hub defines a lumen, and wherein the lumens of the first and second hubs are configured to permit the radiofrequency probe to be inserted therethrough and into the lumen at the interior of the elongate member.

3. (New) The needle apparatus of claim 2, wherein the actuator defines a lumen within which a portion of the second hub is positioned.

4. (New) The needle apparatus of claim 2, wherein the second hub comprises a longitudinal protrusion that is positioned in the lumen of the first hub.

5. (New) The needle apparatus of claim 2, further comprising a fitting configured to be attached to a fluid delivery device to permit fluid to be delivered through each of the lumens of the first and second hubs and through the lumen at the interior of the elongate member.

6. (New) The needle apparatus of claim 1, wherein the elongate member defines the lumen that is at the interior thereof.

7. (New) The needle apparatus of claim 1, further comprising a tube positioned within the elongate member, wherein the tube defines the lumen at the interior of the elongate member.

8. (New) The needle apparatus of claim 1, wherein a single unitary structure defines the plurality of filaments, and wherein the single unitary structure is fixedly attached to the second hub.

9. (New) The needle apparatus of claim 8, wherein the single unitary structure comprises a wire.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

10. (New) The needle apparatus of claim 1, wherein a single unitary structure defines the elongate member and the tip.

11. (New) The needle apparatus of claim 1, wherein the tip comprises a lumen, and wherein the lumen at the interior of the elongate member is configured to fluid to pass therethrough and then into the lumen of the tip.

12. (New) The needle apparatus of claim 1, wherein an inner surface of the actuator includes a helical track or a helical thread that causes axial movement of the second hub as the actuator is rotated.

13. (New) The needle apparatus of claim 1, wherein rotation of the actuator relative to the first hub creates linear motion of the second hub relative to the first hub without transmitting rotational motion to the second hub.

14. (New) The needle apparatus of claim 1, further comprising a key slot and a mating key that act together to limit the second hub to a linear motion along a central longitudinal axis of the needle apparatus as the actuator is rotated.

15. (New) The needle apparatus of claim 1, further comprising a projection, wherein the actuator comprises a helical track sized to accommodate the projection, and wherein, when the actuator is rotated relative to the first hub, the actuator interacts with the projection to transmit linear motion to the second hub while the rotational motion of the actuator is not transmitted to the second hub.

16. (New) The needle apparatus of claim 1, wherein the first hub includes a cavity sized to house a protrusion of the second hub, and wherein the second hub is limited to a linear motion relative to the first hub.

17. (New) The needle apparatus of claim 1, wherein the plurality of filaments comprises three filaments, and wherein an angle between each pair of adjacent

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

filaments is about 120 degrees when the plurality of filaments are in the deployed position.

18. (New) A system comprising:

the needle apparatus of claim 1; and

the radiofrequency probe.

19. (New) A needle apparatus comprising:

a first hub that comprises a lumen;

an elongate member having a proximal end and a distal end, the proximal end being fixedly attached to the first hub, the elongate member comprising a lumen at an interior thereof;

a tip positioned at the distal end of the elongate member, the tip being configured to pierce body tissue;

a plurality of filaments movable between a retracted position at least partially in the elongate member and a deployed position at least partially out of the elongate member;

a second hub coupled to the plurality of filaments, the second hub defining a lumen; and

an actuator coupled to the second hub and rotatable relative to the first hub, wherein rotation of the actuator in a first direction relative to the first hub moves the second hub axially relative to the first hub to advance the plurality of filaments to the deployed position, and wherein rotation of the actuator in a second direction relative to the first hub that is opposite the first direction moves the second hub axially relative to the first hub to retract the plurality of filaments to the retracted position,

the lumens of the first and second hubs being configured to permit passage of a distal end of a radiofrequency probe therethrough and into the lumen at the interior of the elongate member, and

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

the plurality of filaments and the tip being configured to transmit radio frequency energy from the radiofrequency probe to operate as a monopolar electrode, when the radiofrequency probe is inserted into the lumen at the interior of the elongate member.

20. (New) A needle apparatus comprising:

a first hub that comprises a cavity;

an elongate member having a proximal end and a distal end, the proximal end being fixedly attached to the first hub, the elongate member comprising a lumen at an interior thereof, the lumen being configured to receive a distal end of a radiofrequency probe;

a tip positioned at the distal end of the elongate member, the tip being configured to pierce body tissue;

a single unitary structure that defines a plurality of filaments that are movable between a retracted position at least partially in the elongate member and a deployed position at least partially out of the elongate member;

a second hub fixedly attached to a proximal end of the single unitary structure that defines the plurality of filaments, the second hub comprising a protrusion positioned within the cavity of the first hub; and

an actuator coupled to the second hub and rotatable relative to the first hub, wherein rotation of the actuator in a first direction relative to the first hub moves the second hub axially relative to the first hub to advance the plurality of filaments to the deployed position, and wherein rotation of the actuator in a second direction relative to the first hub that is opposite the first direction moves the second hub axially relative to the first hub to retract the plurality of filaments to the retracted position,

the plurality of filaments and the tip being configured to transmit radio frequency energy from the radiofrequency probe to operate as a monopolar electrode, when the radiofrequency probe is inserted into the lumen.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Remarks

This paper is submitted in response to the Office Action mailed June 4, 2018. Claim 1 was pending in the Application and stands rejected. By this paper, claim 1 is amended and new claims 2-20 are added. Accordingly, after entry of this paper, claims 1-20 will be pending in the Application.

The amendments to the claims are fully supported by the application, as filed, and add no new matter to the Application. Illustrative, non-limiting, nonexclusive examples of support for the amendments to the claims can be found in at least the portions of the original disclosure identified in the following table. Reconsideration of the pending claims is respectfully requested.

Claim	Illustrative Examples of Support for Amendments
1	¶¶ [0158]-[0180]; FIGS. 2A-2D, 17A, & 17B
2	¶ [0169]
3	¶ [0166]; FIG. 17B
4	¶ [0166]; FIG. 17B
5	¶ [0169]
6	¶ [0093], FIG. 16G
7	¶ [0082]
8	¶ [0127], FIG. 2E
9	¶ [0127]
10	¶ [0119]
11	¶ [0169]
12	¶ [0177]
13	¶ [0177]
14	¶ [0173]
15	¶ [0177]

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Claim	Illustrative Examples of Support for Amendments
16	¶ [0173]
17	¶ [0148], FIG. 9
18	¶ [0169]
19	¶¶ [0158]-[0180]; FIGS. 2A-2D, 17A, & 17B
20	¶¶ [0127], [0158]-[0180]; FIGS. 2A-2D & 17A-17C

Election/Restrictions

The Office Action indicates that claim 1, as originally presented, was "determined to be generic to the species shown in FIGS. 2A & 2B, FIG. 2C, FIG. 2D & 17A-B, FIGS. 3A & 3B, FIGS. 3C, FIGS. 3D & 3E, FIG. 3G, FIG. 3H, FIG. 3I, FIG. 6, and FIG. 10." (Office Action, page 2.) The Applicant does not necessarily acquiesce to the accuracy or completeness of this determination and, further, notes that the listing excludes at least some of the figures associated with certain of the identified species. For example, FIGS. 17A-17E depict various views of a single illustrative embodiment. (*See* ¶ [0167], "FIGS. 17A-17E illustrate components at the proximal end 205 of the needle 103 of FIG. 2D.") Accordingly, the Applicant respectfully requests examination of at least independent claims 1, 19, and 20 due to the correspondence of each claim to at least one of the species identified in the Office Action.

Claim Rejections Under 35 U.S.C. § 102

Claim 1 stands rejected under pre-AIA 35 U.S.C. § 102(b) as allegedly being anticipated by U.S. Patent Application Publication No. 2007/0203486 to Young ("Young"). The Applicant respectfully traverses this rejection. However, in order to expedite prosecution of the present application, claim 1 has been amended.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

As amended, independent 1 recites (emphasis added):

1. A needle apparatus comprising:

a first hub;

an elongate member having a proximal end and a distal end, the proximal end being fixedly attached to the first hub, **the elongate member comprising a lumen at an interior thereof, the lumen being configured to receive a distal end of a radiofrequency probe**;

a tip positioned at the distal end of the elongate member, the tip being configured to pierce body tissue;

a plurality of filaments movable between a retracted position at least partially in the elongate member and a deployed position at least partially out of the elongate member;

a second hub coupled to the plurality of filaments; and

an actuator coupled to the second hub and rotatable relative to the first hub, wherein rotation of the actuator in a first direction relative to the first hub moves the second hub axially relative to the first hub to advance the plurality of filaments to the deployed position, and wherein rotation of the actuator in a second direction relative to the first hub that is opposite the first direction moves the second hub axially relative to the first hub to retract the plurality of filaments to the retracted position,

the plurality of filaments and the tip being configured to transmit radio frequency energy from the radiofrequency probe to operate as a monopolar electrode, when the radiofrequency probe is inserted into the lumen.

The Applicant respectfully submits that Young fails to teach at least the emphasized portions of amended claim 1. Accordingly, the Applicant respectfully requests that the rejection of claim 1 under pre-AIA 35 U.S.C. § 102(b) be withdrawn.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

New Claims 2-18

Each of new claims 2-18 depends from claim 1 and thus is patentable over Young for at least the same reasons as claim 1. Moreover, each of new independent claims 19 and 20 recites features that are neither taught nor rendered obvious by Young, and thus are allowable over this reference.

Conclusion

In view of the foregoing amendments and remarks, the Applicant submits that the Application is in condition for allowance and thus requests the issuance of a Notice of Allowance. Please contact the undersigned attorney in the event that any remaining impediment to the prompt allowance of this application is found that could be clarified by a telephonic interview or may be overcome by an Examiner's Amendment.

DATED this 4th day of December, 2018.

Respectfully submitted,

/Daniel C. Higgs/

Daniel C. Higgs
Attorney for Applicant
Registration No. 55,265

MED VENTURE HOLDINGS, LLC
6030 W. Harold Gatty Drive
Salt Lake City, Utah 84116
(801) 703-1961

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

PTO/AIA/22 (03-13)
Approved for use through 11/30/2020. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a)

Docket Number (Optional): NBUS.004C1

Application Number: 15/092,945

Filed: April 7, 2016

For: SYSTEMS AND METHODS FOR TISSUE ABLATION

Art Unit: 3739

Examiner: Christine A. Dedoulis

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above-identified application.

The requested extension and fee are as follows (check time period desired and enter the appropriate fee below):

	Fee	Small Entity Fee	Micro Entity Fee	
☐ One month (37 CFR 1.17(a)(1))	$200	$100	$50	$
☐ Two months (37 CFR 1.17(a)(2))	$600	$300	$150	$
☑ Three months (37 CFR 1.17(a)(3))	$1,400	$700	$350	$ 700
☐ Four months (37 CFR 1.17(a)(4))	$2,200	$1,100	$550	$
☐ Five months (37 CFR 1.17(a)(5))	$3,000	$1,500	$750	$

☐ Applicant asserts small entity status. See 37 CFR 1.27.

☐ Applicant certifies micro entity status. See 37 CFR 1.29.
Form PTO/SB/15A or B or equivalent must either be enclosed or have been submitted previously.

☐ A check in the amount of the fee is enclosed.

☐ Payment by credit card. Form PTO-2038 is attached.

☐ The Director has already been authorized to charge fees in this application to a Deposit Account.

☑ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account Number 602176.

☑ Payment made via EFS-Web.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

I am the

☐ applicant.

☐ attorney or agent of record. Registration number _____.

☑ attorney or agent acting under 37 CFR 1.34. Registration number 55265.

/Daniel C. Higgs/ — Signature

December 4, 2018 — Date

Daniel C. Higgs — Typed or printed name

(801) 703-1961 — Telephone Number

NOTE: This form must be signed in accordance with 37 CFR 1.33. See 37 CFR 1.4 for signature requirements and certifications. Submit multiple forms if more than one signature is required, see below*.

☐ * Total of _____ forms are submitted.

This collection of information is required by 37 CFR 1.136(a). The information is required to obtain or retain a benefit by the public, which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 6 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Privacy Act Statement

The **Privacy Act of 1974 (P.L. 93-579)** requires that you be given certain information in connection with your submission of the attached form related to a patent application or patent. Accordingly, pursuant to the requirements of the Act, please be advised that: (1) the general authority for the collection of this information is 35 U.S.C. 2(b)(2); (2) furnishing of the information solicited is voluntary; and (3) the principal purpose for which the information is used by the U.S. Patent and Trademark Office is to process and/or examine your submission related to a patent application or patent. If you do not furnish the requested information, the U.S. Patent and Trademark Office may not be able to process and/or examine your submission, which may result in termination of proceedings or abandonment of the application or expiration of the patent.

The information provided by you in this form will be subject to the following routine uses:

1. The information on this form will be treated confidentially to the extent allowed under the Freedom of Information Act (5 U.S.C. 552) and the Privacy Act (5 U.S.C 552a). Records from this system of records may be disclosed to the Department of Justice to determine whether disclosure of these records is required by the Freedom of Information Act.
2. A record from this system of records may be disclosed, as a routine use, in the course of presenting evidence to a court, magistrate, or administrative tribunal, including disclosures to opposing counsel in the course of settlement negotiations.
3. A record in this system of records may be disclosed, as a routine use, to a Member of Congress submitting a request involving an individual, to whom the record pertains, when the individual has requested assistance from the Member with respect to the subject matter of the record.
4. A record in this system of records may be disclosed, as a routine use, to a contractor of the Agency having need for the information in order to perform a contract. Recipients of information shall be required to comply with the requirements of the Privacy Act of 1974, as amended, pursuant to 5 U.S.C. 552a(m).
5. A record related to an International Application filed under the Patent Cooperation Treaty in this system of records may be disclosed, as a routine use, to the International Bureau of the World Intellectual Property Organization, pursuant to the Patent Cooperation Treaty.
6. A record in this system of records may be disclosed, as a routine use, to another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to the Atomic Energy Act (42 U.S.C. 218(c)).
7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or his/her designee, during an inspection of records conducted by GSA as part of that agency's responsibility to recommend improvements in records management practices and programs, under authority of 44 U.S.C. 2904 and 2906. Such disclosure shall be made in accordance with the GSA regulations governing inspection of records for this purpose, and any other relevant (*i.e.*, GSA or Commerce) directive. Such disclosure shall not be used to make determinations about individuals.
8. A record from this system of records may be disclosed, as a routine use, to the public after either publication of the application pursuant to 35 U.S.C. 122(b) or issuance of a patent pursuant to 35 U.S.C. 151. Further, a record may be disclosed, subject to the limitations of 37 CFR 1.14, as a routine use, to the public if the record was filed in an application which became abandoned or in which the proceedings were terminated and which application is referenced by either a published application, an application open to public inspection or an issued patent.
9. A record from this system of records may be disclosed, as a routine use, to a Federal, State, or local law enforcement agency, if the USPTO becomes aware of a violation or potential violation of law or regulation.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Electronic Patent Application Fee Transmittal

Application Number:	15092945
Filing Date:	07-Apr-2016
Title of Invention:	SYSTEMS AND METHODS FOR TISSUE ABLATION
First Named Inventor/Applicant Name:	Robert E. Wright
Filer:	Daniel Christopher Higgs
Attorney Docket Number:	NBUS.004C1

Filed as Small Entity

Filing Fees for Utility under 35 USC 111(a)

Description	Fee Code	Quantity	Amount	Sub-Total in USD($)
Basic Filing:				
Pages:				
Claims:				
Miscellaneous-Filing:				
Petition:				
Patent-Appeals-and-Interference:				
Post-Allowance-and-Post-Issuance:				
Extension-of-Time:				

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Description	Fee Code	Quantity	Amount	Sub-Total in USD($)
Extension - 3 months with $0 paid	2253	1	700	700
Miscellaneous:				
			Total in USD ($)	**700**

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Electronic Acknowledgement Receipt

EFS ID:	34486250
Application Number:	15092945
International Application Number:	
Confirmation Number:	5930
Title of Invention:	SYSTEMS AND METHODS FOR TISSUE ABLATION
First Named Inventor/Applicant Name:	Robert E. Wright
Customer Number:	148468
Filer:	Daniel Christopher Higgs
Filer Authorized By:	
Attorney Docket Number:	NBUS.004C1
Receipt Date:	04-DEC-2018
Filing Date:	07-APR-2016
Time Stamp:	22:14:28
Application Type:	Utility under 35 USC 111(a)

Payment information:

Submitted with Payment	yes
Payment Type	CARD
Payment was successfully received in RAM	$700
RAM confirmation Number	120618INTEFSW22154800
Deposit Account	602176
Authorized User	Daniel Higgs

The Director of the USPTO is hereby authorized to charge indicated fees and credit any overpayment as follows:

37 CFR 1.16 (National application filing, search, and examination fees)

37 CFR 1.17 (Patent application and reexamination processing fees)

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

37 CFR 1.21 (Miscellaneous fees and charges)

File Listing:

Document Number	Document Description	File Name	File Size(Bytes)/ Message Digest	Multi Part /.zip	Pages (if appl.)
1		NBUS004C1_Amendment.pdf	127975 d5228e54df9cf21417d3485156f97dbfb2f93495	yes	10
	Multipart Description/PDF files in .zip description				
	Document Description		**Start**	**End**	
	Amendment/Req. Reconsideration-After Non-Final Reject		1	1	
	Claims		2	6	
	Applicant Arguments/Remarks Made in an Amendment		7	10	
Warnings:					
Information:					
2	Extension of Time	NBUS004C1_Extension.pdf	140927 64675fec9d1ecdce7c63eb966ee6957c7af80268	no	2
Warnings:					
Information:					
3	Fee Worksheet (SB06)	fee-info.pdf	30625 2a416ecb4aa45d1e721c4488477e807c46dbd432	no	2
Warnings:					
Information:					
		Total Files Size (in bytes):	299527		

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.

New Applications Under 35 U.S.C. 111

If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

National Stage of an International Application under 35 U.S.C. 371

If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

New International Application Filed with the USPTO as a Receiving Office

If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
15/092,945	04/07/2016	Robert E. Wright	NBUS.004C1	5930

148468 7590 03/14/2019

Med Venture Holdings, LLC
2700 S 900 W STE D
Salt Lake City, UT 84119

EXAMINER	
DEDOULIS, CHRISTINE A	

ART UNIT	PAPER NUMBER
3794	

MAIL DATE	DELIVERY MODE
03/14/2019	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary	Application No. 15/092,945	Applicant(s) Wright et al.	
	Examiner CHRISTINE A DEDOULIS	Art Unit 3794	AIA (FITF) Status No

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTHS FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

1)☑ Responsive to communication(s) filed on 04 December 2018.

☐ A declaration(s)/affidavit(s) under **37 CFR 1.130(b)** was/were filed on _____.

2a)☑ This action is **FINAL.** 2b) ☐ This action is non-final.

3)☐ An election was made by the applicant in response to a restriction requirement set forth during the interview on _____; the restriction requirement and election have been incorporated into this action.

4)☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims*

5) ☑ Claim(s) 1-20 is/are pending in the application.

5a) Of the above claim(s) _____ is/are withdrawn from consideration.

6) ☐ Claim(s) _____ is/are allowed.

7) ☑ Claim(s) 1-20 is/are rejected.

8) ☐ Claim(s) _____ is/are objected to.

9) ☐ Claim(s) _____ are subject to restriction and/or election requirement

* If any claims have been determined allowable, you may be eligible to benefit from the **Patent Prosecution Highway** program at a participating intellectual property office for the corresponding application. For more information, please see http://www.uspto.gov/patents/init_events/pph/index.jsp or send an inquiry to **PPHfeedback@uspto.gov.**

Application Papers

10)☐ The specification is objected to by the Examiner.

11)☑ The drawing(s) filed on 07 April 2016 is/are: a)☑ accepted or b)☐ objected to by the Examiner.

Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).

Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).

Priority under 35 U.S.C. § 119

12)☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).

Certified copies:

a)☐ All b)☐ Some** c)☐ None of the:

1.☐ Certified copies of the priority documents have been received.

2.☐ Certified copies of the priority documents have been received in Application No. _____.

3.☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

** See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

1) ☑ Notice of References Cited (PTO-892)

2) ☐ Information Disclosure Statement(s) (PTO/SB/08a and/or PTO/SB/08b) Paper No(s)/Mail Date _____.

3) ☐ Interview Summary (PTO-413) Paper No(s)/Mail Date _____.

4) ☐ Other: _____.

DETAILED ACTION

1. This action is pursuant to the claims filed on December 04, 2018. Claims 1-20 are pending with claim 1 amended and claims 2-20 newly added. A final action on the merits of claims 1-20 are as follows.

Notice of Pre-AIA or AIA Status

2. The present application is being examined under the pre-AIA first to invent provisions.

Claim Rejections - 35 USC § 102

The following is a quotation of the appropriate paragraphs of pre-AIA 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

> A person shall be entitled to a patent unless –
>
> (b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

3. Claims 1, 2, 6-10, and 19 are rejected under pre-AIA 35 U.S.C. 102(b) as being anticipated by Young (hereinafter 'Young', U.S. PGPub. No. 2007/0203486).

4. Regarding claim 1, Young discloses a needle apparatus (tissue ablation system in Fig.1-7) comprising: a first hub (handle body 29): an elongate member (elongate cannula 12) having a proximal end (proximal end 16) and a distal end (distal end 14), the proximal end being fixedly attached to the first hub (Figs. 2-3, and 5-7), the elongate member comprising a lumen (lumen 18) at an interior thereof, the lumen being configured to receive a distal end of a radiofrequency probe (connectors 38a, 38b);

a tip (distal tip 94) positioned at the distal end of the elongate member, the tip being configured to pierce the body tissue ([0031], sharp distal tip 94 for piercing tissue);

and a plurality of filaments (plurality of electrode 26) movable between a retracted position at least partially in the elongate member (Fig. 2) and a deployed position at least partially out of the elongate member (Fig. 3 illustrates electrodes 26 deployed from cannula 12; [0040]);

a second hub (handle portion 28) coupled to the plurality of filaments;

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

and an actuator (24) coupled to the second hub (28) and rotatable relative to the first hub, wherein rotation of the actuator (24) in a first direction relative to the first hub (29) moves the second hub (28) axially relative to the first hub to advance the plurality of filaments (26) to the deployed position (Figs. 3 and 6), and wherein rotation of the actuator (24) in a second direction relative to the first hub (29) that is opposite the first direction moves the second hub (28) axially relative to the first hub (29) to retract the plurality of filaments (26) to the retracted position (Figs. 2 and 5) ([0038], the handle assembly 27 can be configured such that the electrodes 26 can be deployed by rotating the handle portion 28, and 'actuator' 24, relative to the handle body 27),

the plurality of filaments (26) and the tip (94) being configured to transmit radio frequency energy from the radiofrequency probe to operate as a monopolar electrode, when the radiofrequency probe is inserted into the lumen (Figs. 2, 3, 5 and 6; [0034], electrical connectors 38a and 38b can be conveniently coupled to the electrodes 26 via shaft 20 (which is electrically conductive); [0033], "the array 30 of electrodes 26 and operative electrode 92 are monopolar electrodes and current will pass form the electrodes 26 and the electrode 92 to the dispersive electrode to thereby deliver ablation energy in a monopolar configuration").

5. **Regarding claim 2,** Young further discloses wherein the first hub (handle body 29 in Figs. 1-6) defines a lumen (Figs. 1-6), wherein the second hub (handle portion 28) defines a lumen (opening near numerals 38a, b), and wherein the lumens of the first and second hubs are configured to permit the radiofrequency probe (connectors 38a, 38b) to be inserted therethrough and into the lumen at the interior of the elongate member (see connectors 38a, 38b within lumens of hubs 28, 29 and lumen 18 in Figs. 2, 3, 5 and 6).

6. **Regarding claim 6,** Yong further discloses wherein the elongate member (elongate cannula 12 in Figs. 1-7) defines the lumen (lumen 18) that is at the interior thereof.

7. **Regarding claim 7,** Young further discloses comprising a tube positioned within the elongate member, wherein the tube defines the lumen at the interior of the elongate member (elongate cannula 12 includes lumen 18 defined as a tube at the interior of the cannula 12 in Figs. 2, 3, 5 and 6).

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

8. **Regarding claim 8,** Young further discloses wherein a single unitary structure defines the plurality of filaments (array 30 of a plurality of electrode 26 are carried by the shaft 20 in Figs. 1-7), and wherein the single unitary structure is fixedly attached to the second hub (shaft 20 is attached to handle portion 28 in Figs. 2, 3, 5 and 6).

9. **Regarding claim 9,** Young further discloses wherein the single unitary structure comprises a wire ([0034], RF generator 6 is electrically connected to the electrical connector 38a which is electrically coupled to the electrode 26 in Figs. 2, 3, 5 and 6).

10. **Regarding claim 10,** Young further discloses wherein a single unitary structure defines the elongate member (elongate cannula 12 in Figs. 1-6) and the tip (distal tip 94 in Figs. 2 and 3) ([0031]).

11. **Regarding claim 19,** Young discloses a needle apparatus (tissue ablation system in Figs. 1-7) comprising: a first hub (handle body 29) that comprises a lumen; an elongate member (elongate cannula 12) having a proximal end (proximal end 16) and a distal end (distal end 14), the proximal end being fixedly attached to the first hub (Figs. 2-3, and 5-7), the elongate member comprising a lumen (lumen 18) at an interior thereof; a tip (distal tip 94) positioned at the distal end of the elongate member, the tip being configured to pierce the body tissue ([0031], sharp distal tip 94 for piercing tissue); a plurality of filaments (plurality of electrode 26) movable between a retracted position at least partially in the elongate member (Fig. 2) and a deployed position at least partially out of the elongate member (Fig. 3 illustrates electrodes 26 deployed from cannula 12; [0040]); a second hub (handle portion 28) coupled to the plurality of filaments (plurality of electrode 26), the second hub defining a lumen (opening near numerals 38a, 38b in Figs. 2, 3, 5 and 6); and an actuator (24) coupled to the second hub (28) and rotatable relative to the first hub (29), wherein rotation of the actuator in a first direction relative to the first hub moves the second hub axially relative to the first hub to advance the plurality of filaments to the deployed position (Figs. 3 and 6), and wherein rotation of the actuator in a second direction relative to the first hub that is opposite the first direction moves the second hub axially relative to the first hub to retract the plurality of filaments to the retracted position (Figs. 2 and 5) ([0038], the handle assembly 27 can be configured such that the electrodes 26 can be deployed by rotating the handle portion 28, and 'actuator' 24, relative to the

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

handle body 27), the lumens of the first (29) and second (28) hubs being configured to permit passage of a distal end of a radiofrequency probe (connectors 38a, 38b) therethrough and into the lumen at the interior of the elongate member, and the plurality of filaments and the tip being configured to transmit radio frequency energy from the radiofrequency probe to operate as a monopolar electrode when the radiofrequency probe is inserted into the lumen at the interior of the elongate member ([0034], electrical connectors 38a and 38b can be conveniently coupled to the electrodes 26 via shaft 20 (which is electrically conductive); [0033], "the array 30 of electrodes 26 and operative electrode 92 are monopolar electrodes and current will pass form the electrodes 26 and the electrode 92 to the dispersive electrode to thereby deliver ablation energy in a monopolar configuration").

Claim Rejections - 35 USC § 103

12. The following is a quotation of pre-AIA 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

> (a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negatived by the manner in which the invention was made.

The factual inquiries set forth in *Graham v. John Deere Co.*, 383 U.S. 1, 148 USPQ 459 (1966), that are applied for establishing a background for determining obviousness under pre-AIA 35 U.S.C. 103(a) are summarized as follows:

1. Determining the scope and contents of the prior art.

2. Ascertaining the differences between the prior art and the claims at issue.

3. Resolving the level of ordinary skill in the pertinent art.

4. Considering objective evidence present in the application indicating obviousness or nonobviousness.

13. Claims 3, 4, 12-16 and 20 are rejected under pre-AIA 35 U.S.C. 103(a) as being unpatentable over Young as applied to claims 1, 2, 6-10, and 19 above, and further in view of Eckstein et al., (hereinafter 'Eckstein', U.S. PGPub. No. 2010/0076340).

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

14. **Regarding claims 3, 4, 12, 13, 15, and 16,** Young discloses all the limitations of the needle apparatus according to claims 1 and 2, but fails to explicitly disclose wherein the actuator defines a lumen within which a portion of the second hub is positioned (claim 3), wherein the second hub comprises a longitudinal protrusion that is positioned in the lumen of the first hub (claim 4), wherein an inner surface of the actuator includes a helical track or a helical thread that causes axial movement of the second hub as the actuator is rotated (claim 12), wherein rotation of the actuator relative to the first hub creates linear motion of the second hub relative to the first hub without transmitting rotational motion to the second hub (claim 13), wherein the actuator comprises a helical track sized to accommodate the projection, and wherein, when the actuator is rotated relative to the first hub, the actuator interacts with the projection to transmit linear motion to the second hub while the rotational motion of the actuator is not transmitted to the second hub (claim 15), and wherein the first hub includes a cavity sized to house a protrusion of the second hub, and wherein the second hub is limited to a linear motion relative to the first hub (claim 16).

15. However, in the same field of endeavor, Eckstein teaches a surgical instrument (device 1 in Fig. 1) comprising an actuator (guide tube 2 in Figs. 1-3) defining a lumen within which a portion of the second hub (sled 3) is positioned, and a first hub (guide rail 33 in Figs. 2 and 3) that includes a cavity sized to house a protrusion/projection (dog 32) of the second hub (sled 3 in Figs. 1 and 3). The actuator (guide tube 2 in Fig. 1-3) further includes a helical track (groove 23) sized to accommodate the protrusion/projection of the second hub (dog 32 of sled 3 in Figs. 1-3), so that when the actuator (guide tube 2) is rotated, the second hub (sled 3) is translated along a longitudinal alignment (22) of the guide tube ([0030]), and is guided by first hub (guide rail 33) ([0033]-[0034]). The second hub (sled 3) is limited to a linear motion relative to the first hub ([0015]). Eckstein further teaches that the second hub (sled 3) is coupled to collection unit (4) and collection surface (40), such that the translational movement deploys collection surface (40), thereby providing controlled displacement of the collection surface (40) by a defined length ([0023]-[0026], specifically [0025]; Figs. 1-3).

16. It would have been obvious to one of ordinary skill in the art at the time the invention was made to have modified the needle apparatus as taught by Young in view of to incorporate the hub and

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

projection/protrusion configuration as taught by Eckstein, thereby arriving at the filament actuation mechanism of the claimed invention. In view of the Eckstein motivation ([0023]-[0026]), the hubs and projection/protrusion engagement would aid in providing further incremental control of filament deployment of the modified device ([0025]).

17. **Regarding claim 14,** Young discloses all the limitations of the needle apparatus according to claim 1, but fails to explicitly disclose further comprising a key slot and a mating key that act together to limit the second hub to a linear motion along a central longitudinal axis as the actuator is rotated.

18. However, in the same field of endeavor, Eckstein teaches a surgical instrument (device 1 in Fig. 1) comprising an actuator (guide tube 2 in Fig. 1-3) that includes a key slot (groove 23) and a second hub (sled 3) comprising a mating key (dog 32) that act together to limit the second hub to a linear motion along a central longitudinal axis as the actuator is rotated. When the actuator (guide tube 2) is rotated, the second hub (sled 3) is translated along a longitudinal alignment (22) of the guide tube ([0030]), and is guided by first hub (guide rail 33) ([0033]-[0034]). Further, the second hub (sled 3) is coupled to collection unit (4) and collection surface (40), such that the translational movement deploys collection surface (40), thereby providing controlled displacement of the collection surface (40) by a defined length ([0023]-[0026], specifically [0025]; Figs. 1-3).

19. It would have been obvious to one of ordinary skill in the art at the time the invention was made to have modified the needle apparatus as taught by Young in view of to incorporate the hub/protrusion configuration as taught by Eckstein, thereby arriving at the filament actuation mechanism of the claimed invention. In view of the Eckstein motivation ([0023]-[0026]), the hubs and projection engagement would aid in providing further incremental control of filament deployment of the modified device ([0025]).

20. **Regarding claim 20,** Young discloses a needle apparatus (tissue ablation system in Figs. 1-7) comprising: a first hub (handle body 29) that comprises a cavity; an elongate member (elongate cannula 12) having a proximal end (proximal end 16) and a distal end (distal end 14), the proximal end being fixedly attached to the first hub (Figs. 2-3, and 5-7), the elongate member (elongate cannula 12) comprising a lumen (lumen 18) at an interior thereof, the lumen being configured to receive a distal end

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

of a radiofrequency probe (connectors 38a, 38b); a tip (distal tip 94) positioned at the distal end of the elongate member, the tip being configured to pierce body tissue([0031], sharp distal tip 94 for piercing tissue); a single unitary structure that defines a plurality of filaments (plurality of electrode 26) that are movable between a retracted position (Fig. 2) at least partially in the elongate member and a deployed position (Fig. 3) at least partially out of the elongate member ([0038]); a second hub (handle portion 28) fixedly attached to a proximal end of the single unitary structure that defines the plurality of filaments (array 30 of a plurality of electrode 26 are carried by the shaft 20 in Figs. 1-6), and an actuator (24) coupled to the second hub (28) and rotatable relative to the first hub, wherein rotation of the actuator in a first direction relative to the first hub moves the second hub axially relative to the first hub to advance the plurality of filaments to the deployed position (Figs. 3 and 6), and wherein rotation of the actuator in a second direction relative to the first hub that is opposite the first direction moves the second hub axially relative to the first hub to retract the plurality of filaments to the retracted position (Figs. 2 and 5) ([0038], the handle assembly 27 can be configured such that the electrodes 26 can be deployed by rotating the handle portion 28, and 'actuator' 24, relative to the handle body 27), the plurality of filaments (26) and the tip (94) being configured to transmit radio frequency energy from the radiofrequency probe to operate as a monopolar electrode, when the radiofrequency probe is inserted into the lumen ([0034], electrical connectors 38a and 38b can be conveniently coupled to the electrodes 26 via shaft 20 (which is electrically conductive); [0033], "the array 30 of electrodes 26 and operative electrode 92 are monopolar electrodes and current will pass form the electrodes 26 and the electrode 92 to the dispersive electrode to thereby deliver ablation energy in a monopolar configuration").

21. Young fails to explicitly disclose the second hub comprising a protrusion positioned within the cavity of the first hub.

22. However, in the same field of endeavor, Eckstein teaches a surgical instrument (device 1 in Fig. 1) comprising a first hub (guide rail 33 in Figs. 2 and 3) that includes a cavity sized to house a protrusion (dog 32) of the second hub (sled 3 in Figs. 1 and 3), wherein the second hub (sled 3) is limited to a linear motion relative to the first hub ([0015]). The device (1) further comprises an actuator (guide tube 2 in Fig.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

1-3) that includes a groove (23), so that when the actuator (guide tube 2) is rotated, the second hub (sled 3) is translated along a longitudinal alignment (22) of the guide tube ([0030]), and is guided by first hub (guide rail 33) ([0033]-[0034]). The second hub (sled 3) is coupled to collection unit (4) and collection unit (40), such that the translational movement deploys collection surface (40).

23. It would have been obvious to one of ordinary skill in the art at the time the invention was made to have modified the needle apparatus as taught by Young to incorporate wherein the first hub includes a cavity sized to house a protrusion of the second hub, and wherein the second hub is limited to a linear motion relative to the first hub as taught by Eckstein, thereby arriving at the hub configuration of the claimed invention. In view of the Eckstein motivation ([0023]-[0026]), the hubs and projection engagement would aid in providing further incremental control of filament deployment and displacement of the modified device ([0025]).

24. Claims 5 and 11 are rejected under pre-AIA 35 U.S.C. 103(a) as being unpatentable over Young as applied to claims 1, 2, 6-10, and 19 above, and further in view of Daniel et al., (hereinafter 'Daniel', U.S. Pat. 7,108,696).

25. **Regarding claim 5,** Young discloses all the limitations of the needle apparatus according to claim 2, but fails to explicitly disclose further comprising a fitting configured to be attached to a fluid delivery device to permit fluid to be delivered through each of the lumens of the first and second hubs and through the lumen at the interior of the elongate member.

26. However, in the same field of endeavor, Daniel teaches an electrosurgical instrument (40 in Fig. 1) comprising a connection, (col. 7, ll. 31-34 may include fitting), suitable for fluid input across the structure. Specifically, a port (68 in Fig. 1B) can be coupled to one or more lumens (58 in Fig. 1B) and can be coupled to a liquid reservoir to provide fluid delivery to the distal end tip of the instrument (col. 7, ll. 39-44). The distal ends of the device may include a beveled electrode tip (distal end structure of needle electrode in Figs. 7F, 8, 11), wherein the bevel portion comprises a fluid port (injection port 115F) in communication with a lumen for cooling the needle electrode (col. 2, ll. 53-65). Injection of electrolyte

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

solution into the target site would enhance conductivity of the target site during applying of RF current to the electrode and/or provide cooling to the electrode and surrounding tissue (col. 2, ll. 31-65).

27. It would have been obvious to one of ordinary skill in the art at the time the invention was made to have modified the needle apparatus as taught by Young to incorporate fitting configured to be attached to a fluid delivery device to permit fluid to be delivered through the device as taught by Daniel. Doing so would provide enhanced conductivity to the target site or provide cooling to the electrodes and the surrounding tissue when the electrolyte solution or cooling solution are injected through the lumen to the fluid port (col. 12, ll. 53-65).

28. **Regarding claims 11,** Young discloses all the limitations of the needle apparatus according to claim 1. Young further discloses wherein the tip (distal tip 94) comprises a lumen (lumen 18 as best illustrated in Fig. 2), but fails to explicitly disclose the lumen at the interior of the elongate member is configured to fluid to pass therethrough and then into the lumen of the tip.

29. However, in the same field of endeavor, Daniel teaches an electrosurgical instrument comprising a beveled electrode tip (distal end structure of needle electrode in Figs. 7F, 8, 11), wherein the bevel portion comprises a fluid port (injection port 115F) in communication with a lumen for cooling the needle electrode (col. 2, ll. 53-65). Injection of electrolyte solution into the target site would enhance conductivity of the target site during applying of RF current to the electrode and/or provide cooling to the electrode and surrounding tissue (col. 2, ll. 31-65).

30. It would have been obvious to one of ordinary skill in the art at the time the invention was made to have modified the needle apparatus as taught by Young to incorporate fluid to pass through the lumen at the interior of the elongate member and then into the lumen of the tip as taught by Daniel. Doing so would provide enhanced conductivity to the target site or provide cooling to the electrodes and the surrounding tissue when the electrolyte solution or cooling solution are injected through the lumen to the fluid port (col. 12, ll. 53-65).

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Response to Arguments

31. Applicant's arguments, filed December 04, 2018, with respect to claims 1-20 have been considered but are moot because the amendment has necessitated a new grounds of rejection.

32. Applicant's argument (page 9) that Young fails to teach the emphasized portions of amended claim 1, specifically: "the elongate member comprising a lumen at an interior thereof, the lumen being configured to receive a distal end of a radiofrequency probe" and "an actuator coupled to the second hub and rotatable relative to the first hub, wherein rotation of the actuator in a first direction relative to the first hub moves the second hub axially relative to the first hub to advance the plurality of filaments to the deployed position, and wherein rotation of the actuator in a second direction relative to the first hub that is opposite the first direction moves the second hub axially relative to the first hub to retract the plurality of filaments to the retracted position, the plurality of filaments and the tip being configured to transmit radio frequency energy from the radiofrequency probe to operate as a monopolar electrode, when the radiofrequency probe is inserted into the lumen" is unpersuasive. As set forth above, Young does disclose the elongate member (elongate cannula 12) comprising a lumen (lumen 18) at an interior thereof, the lumen (18) being configured to receive a distal end of a radiofrequency probe (connectors 38a, 38b) as best illustrated in Figs. 2, 3, 5 and 6. Electrical connectors (38a, 38b) can be conveniently coupled to the electrodes (26) via shaft 20 (which is electrically conductive) ([0034]), thereby delivery RF energy to the array (30) of electrodes (26) ([0032]-[0033], RF energy may be delivered in a bipolar or monopolar fashion). Further, Young discloses an actuator (24 as best seen in Figs. 2, 3, 5, 6) that is coupled to the second hub (28) and rotatable relative to the first hub (29), wherein rotation of the actuator (24) in a first direction relative to the first hub (29) moves the second hub (28) axially relative to the first hub (29) to advance the plurality of filaments (26) to the deployed position (Figs. 3 and 6), and wherein rotation of the actuator (24) in a second direction relative to the first hub (29) that is opposite the first direction moves the second hub (28) axially relative to the first hub (29) to retract the plurality of filaments (26) to the retracted position (Figs. 2 and 5) ([0038], the handle assembly 27 can be configured such that the electrodes 26 can be deployed by rotating the handle portion 28, and 'actuator' 24, relative to the handle

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

body 27). The plurality of filaments (plurality of electrodes 26) and the tip (94) are configured to transmit radio frequency energy from the radiofrequency probe to operate as a monopolar electrode, when the radiofrequency probe is inserted into the lumen (Figs. 2, 3, 5 and 6; [0034], electrical connectors 38a and 38b can be conveniently coupled to the electrodes 26 via shaft 20 (which is electrically conductive); [0033], "the array 30 of electrodes 26 and operative electrode 92 are monopolar electrodes and current will pass form the electrodes 26 and the electrode 92 to the dispersive electrode to thereby deliver ablation energy in a monopolar configuration"). Therefore, it is the Examiner's position that Young discloses all the limitations of claim 1.

33. Examiner acknowledges Applicant's response (page 8) to the Election/Restriction statement set forth in the Non-Final Office Action mailed June 04, 2018. All newly added claims have been examined.

Conclusion

34. Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to CHRISTINE A DEDOULIS whose telephone number is (571)272-2459. The examiner can normally be reached on M-F, 8am to 5pm.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Examiner interviews are available via telephone, in-person, and video conferencing using a USPTO supplied web-based collaboration tool. To schedule an interview, applicant is encouraged to use the USPTO Automated Interview Request (AIR) at http://www.uspto.gov/interviewpractice.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Linda Dvorak can be reached on **571-272-4764**. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/C.A.D./
Examiner, Art Unit 3794

/EUN HWA KIM/
Primary Examiner, Art Unit 3794

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Notice of References Cited	Application/Control No. 15/092,945	Applicant(s)/Patent Under Reexamination Wright et al.	
	Examiner CHRISTINE A DEDOULIS	Art Unit 3794	Page 1 of 1

U.S. PATENT DOCUMENTS

*		Document Number Country Code-Number-Kind Code	Date MM-YYYY	Name	CPC Classification	US Classification
*	A	US-7108696-B2	09-2006	Daniel; Steven A.	A61B18/1477	606/41
*	B	US-20100076340-A1	03-2010	Eckstein; Gerald	A61B10/0045	600/562
	C					
	D					
	E					
	F					
	G					
	H					
	I					
	J					
	K					
	L					
	M					

FOREIGN PATENT DOCUMENTS

*		Document Number Country Code-Number-Kind Code	Date MM-YYYY	Country	Name	CPC Classification
	N					
	O					
	P					
	Q					
	R					
	S					
	T					

NON-PATENT DOCUMENTS

*		Include as applicable: Author, Title Date, Publisher, Edition or Volume, Pertinent Pages)
	U	
	V	
	W	
	X	

*A copy of this reference is not being furnished with this Office action. (See MPEP § 707.05(a).)
Dates in MM-YYYY format are publication dates. Classifications may be US or foreign.

Index of Claims	Application/Control No.	Applicant(s)/Patent Under Reexamination
	15/092,945	Wright et al.
	Examiner	Art Unit
	CHRISTINE A DEDOULIS	3794

✓	Rejected	-	Cancelled	N	Non-Elected	A	Appeal
=	Allowed	÷	Restricted	I	Interference	O	Objected

CLAIMS

☐ Claims renumbered in the same order as presented by applicant ☐ CPA ☐ T.D. ☐ R.1.47

CLAIM		DATE								
Final	Original	05/23/2018	03/07/2019							
	1	✓	✓							
	2		✓							
	3		✓							
	4		✓							
	5		✓							
	6		✓							
	7		✓							
	8		✓							
	9		✓							
	10		✓							
	11		✓							
	12		✓							
	13		✓							
	14		✓							
	15		✓							
	16		✓							
	17		✓							
	18		✓							
	19		✓							
	20		✓							

Search Notes	Application/Control No.	Applicant(s)/Patent Under Reexamination
	15/092,945	Wright et al.
	Examiner	Art Unit
	CHRISTINE A DEDOULIS	3794

CPC - Searched*		
Symbol	Date	Examiner
a61b2018/0016,00166,00196,00208,00273,00279,0091,00434,0044,1425,1431,1432,1465,1475,	5/23/2018	CD
a61b18/1477,1206	5/23/2018	CD

CPC Combination Sets - Searched*		
Symbol	Date	Examiner

US Classification - Searched*			
Class	Subclass	Date	Examiner

* See search history printout included with this form or the SEARCH NOTES box below to determine the scope of the search.

Search Notes		
Search Notes	Date	Examiner
EAST (Assignee, Inventor, Class and Text) Search.	5/23/2018	CD
Consulted Primary Eunhwa Kim for search help	03/07/2019	CD
Updated EAST search		

Interference Search			
US Class/CPC Symbol	US Subclass/CPC Group	Date	Examiner

/C.A.D./ Examiner, Art Unit 3794	

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

EAST Search History

EAST Search History (Prior Art)

Ref #	Hits	Search Query	DBs	Default Operator	Plurals	Time Stamp
S1	0	"16061963"	US-PGPUB; USPAT	OR	ON	2018/05/09 16:54
S2	0	"16061963.pn."	US-PGPUB; USPAT	OR	ON	2018/05/09 16:54
S3	0	(US-16061963-$).DID.	US-PGPUB; USPAT	OR	ON	2018/05/10 07:21
S4	0	"16061963".pn.	US-PGPUB; USPAT	OR	ON	2018/05/10 07:21
S5	1	(13/101009).APP.	US-PGPUB; USPAT	OR	ON	2018/05/10 07:21
S6	20	2007/0203486	US-PGPUB; USPAT	OR	ON	2018/05/10 08:05
S7	20	"2007/0203486"	US-PGPUB; USPAT	OR	ON	2018/05/10 08:05
S8	2	"20070203486"	US-PGPUB; USPAT	OR	ON	2018/05/10 08:05
S9	2	"20060229645"	US-PGPUB; USPAT	OR	ON	2018/05/10 08:07
S10	10	("20090299357" | "20100198207" | "20120089211" | "20140343542" | "7713266" | "7850683" | "8298216" | "8409185" | "9039688" | "9254162").PN.	US-PGPUB; USPAT	OR	ON	2018/05/10 08:10
S12	4	S10 and neuroma	US-PGPUB; USPAT	OR	ON	2018/05/10 08:15
S13	4	("2014/0343542").URPN.	USPAT	OR	ON	2018/05/10 08:42
S14	1	"7250046".pn.	USPAT	OR	ON	2018/05/10 08:45
S15	0	"2008183164".pn.	USPAT	OR	ON	2018/05/10 08:46
S16	0	"2008183164"	USPAT	OR	ON	2018/05/10 08:46
S17	0	"2008183164"	USPAT	OR	ON	2018/05/10 08:46
S18	1	"20080183164"	USPAT	OR	ON	2018/05/10 08:46
S19	0	"2009248001"	USPAT	OR	ON	2018/05/10 08:46
S20	1	"20090248001"	USPAT	OR	ON	2018/05/10 08:46
S21	1	"20040215294"	USPAT	OR	ON	2018/05/10 08:47
S22	1	"20080154254"	USPAT	OR	ON	2018/05/10 08:47

S23	0	"20110178514"	USPAT	OR	ON	2018/05/10 08:47
S24	0	"2011178514"	USPAT	OR	ON	2018/05/10 08:47
S25	0	"20110178514"	USPAT	OR	ON	2018/05/10 08:47
S26	0	"201100178514"	USPAT	OR	ON	2018/05/10 08:47
S27	0	"2006259029"	USPAT	OR	ON	2018/05/10 08:48
S28	1	"20060259029"	USPAT	OR	ON	2018/05/10 08:48
S29	0	"2010331883"	USPAT	OR	ON	2018/05/10 08:48
S30	0	"20100331883"	USPAT	OR	ON	2018/05/10 08:48
S31	0	"201000331883"	USPAT	OR	ON	2018/05/10 08:48
S32	0	"2010000331883"	USPAT	OR	ON	2018/05/10 08:48
S33	1	"20130053851"	USPAT	OR	ON	2018/05/10 08:49
S34	0	"32" and S28 and S22 and S20 and S21 and S18 and S14	USPAT	OR	ON	2018/05/10 08:50
S35	3325542	"32" or S28 S22 S20 S21 S18 S14	USPAT	OR	ON	2018/05/10 08:50
S36	3325542	"32" or S28 or S22 or S20 or S21 or S18 or S14	USPAT	OR	ON	2018/05/10 08:50
S37	1	"20140248001"	USPAT	OR	ON	2018/05/10 09:12
S38	0	"2014/0248001"	USPAT	OR	ON	2018/05/10 09:12
S39	0	2014/0248001	USPAT	OR	ON	2018/05/10 09:12
S40	0	2014/0248001	US-PGPUB; USPAT; USOCR	OR	ON	2018/05/10 09:12
S41	2	"20140248001"	US-PGPUB; USPAT; USOCR	OR	ON	2018/05/10 09:12
S42	2	"20090248001"	US-PGPUB; USPAT; USOCR	OR	ON	2018/05/10 09:13
S43	3238	A61B18/02.cpc.	US-PGPUB; USPAT; USOCR	OR	ON	2018/05/10 09:21
S44	634	A61B18/02.cpc. and cryo$2probe	US-PGPUB; USPAT; USOCR	OR	ON	2018/05/10 09:21
S45	272	A61B18/02.cpc. and cryo$2probe and mark$4	US-PGPUB; USPAT; USOCR	OR	ON	2018/05/10 09:21
S46	15	A61B18/02.cpc. and cryo$2probe and mark$4 and neuroma	US-PGPUB; USPAT; USOCR	OR	ON	2018/05/10 09:22

S47	4	("2014/0276539").URPN.	USPAT	OR	ON	2018/05/10 09:29
S48	238	("20020010460" | "20020013602" | "20020045434" | "20020049436" | "20020068929" | "20020120260" | "20020120261" | "20020120263" | "20020128638" | "20020156469" | "20020183731" | "20020193778" | "20030036752" | "20030109912" | "20030130575" | "20030181896" | "20030195436" | "20030220635" | "20030220674" | "20040024391" | "20040082943" | "20040092875" | "20040122482" | "20040143252" | "20040162551" | "20040167505" | "20040191229" | "20040204705" | "20040210212" | "20040215178" | "20040215294" | "20040215295" | "20040220497" | "20040220648" | "20040225276" | "20040243116" | "20040267248" | "20040267257" | "20050004563" | "20050177147" | "20050177148" | "20050182394" | "20050203505" | "20050203593" | "20050209565" | "20050209587" | "20050224086" | "20050228288" | "20050251103" | "20050261753" | "20050276759" | "20050281530" | "20050283148" | "20060009712" | "20060015092" | "20060069385" | "20060079914" | "20060084962" | "20060089688" | "20060111732" | "20060129142" | "20060142785" | "20060173469" | "20060189968" | "20060190035" | "20060200117" | "20060212028" | "20060212048" | "20060223052" | "20060224149" | "20060258951" | "20070060921" | "20070088217" | "20070129714" | "20070156125" | "20070161975" | "20070167943" | "20070167959" | "20070179509" | "20070198071" | "20070225781" | "20070255362" | "20070270925" | "20080051775" | "20080051776" | "20080077201" | "20080077202" | "20080077211" | "20080154254" | "20080183164" | "20080200910" | "20080287839" | "20090018623").PN. OR ("20090018624" | "20090018625" | "20090018626" | "20090018627" | "20090118722" | "20090171334" | "20090248001" | "20090264876" | "20090299357" | "20100114191" | "20100168725" | "20100305439" | "20100331883" | "20110144631" | "20110196267" | "20120065629" | "20120089211" | "20120259322" | "20120265187" | "20130253605" | "20130324990" | "20140249519" | "20140276539" | "20140343542" | "20140343543" | "20140343544" | "2319542" | "2672032" | "3266492" | "3289424" | "3343544" | "3351063" | "3439680" | "3483869" | "3502081" | "3507283" | "3532094" | "3664344" | "3702114" | "3795245" | "3814095" | "3830239" | "3886945" | "3889681" | "3951152" | "3993075" | "4140109" | "4207897" | "4236518" | "4306568" | "4376376" | "4404862" | "4524771" | "4758217" | "4802475" | "4946460" | "5059197" | "5200170" | "5294325" | "5334181" | "5520681" | "5571147" | "5647868" | "5747777" | "5755753" | "5814040" | "5860970" | "5879378" | "5899897" | "5916212" | "5976505" | "6003539" | "6032675" | "6039730" | "6041787" | "6139545" | "6141985" | "6142991" | "6182666" | "6196839" | "6238386" | "6277099" | "6277116" | "6363730" | "6364899" | "6371943" | "6432102" | "6494844" | "6503246" | "6506796" | "6546935" | "6551309" | "6562030" | "6629951" | "6648880" | "6669688" | "6672095" | "6682501" | "6706037" | "6723092" | "6749624" | "6761715" | "6764493" | "6786901" | "6786902" | "6789545" | "6840935" | "6858025" | "6902554" | "6905492" | "6960208" | "7001400" | "7081111" | "7081112" | "7083612" | "7195616").PN. OR ("7217939" | "7250046" | "7311672" | "7367341" | "7402140" | "7422586" | "7578819" | "7641679" | "7653438" | "7713266" | "7850683" | "7862558" | "7998137" | "8298216" | "8409185" | "8715275" | "8722065" | "9039688").PN. OR ("9668800").URPN.	US-PGPUB; USPAT; USOCR	OR	ON	2018/05/10 09:29
S49	238	("20020010460" | "20020013602" | "20020045434" | "20020049436" | "20020068929" | "20020120260" | "20020120261" | "20020120263" | "20020128638" | "20020156469" | "20020183731" | "20020193778" | "20030036752" | "20030109912" | "20030130575" | "20030181896" | "20030195436" | "20030220635" | "20030220674" | "20040024391" | "20040082943" | "20040092875" | "20040122482" | "20040143252" | "20040162551" | "20040167505" | "20040191229" | "20040204705" | "20040210212" | "20040215178" | "20040215294" | "20040215295" | "20040220497" | "20040220648" | "20040225276" | "20040243116" | "20040267248" | "20040267257" | "20050004563" | "20050177147" | "20050177148" | "20050182394" | "20050203505" | "20050203593" | "20050209565" | "20050209587" | "20050224086" | "20050228288" | "20050251103" | "20050261753" | "20050276759" | "20050281530" | "20050283148" | "20060009712" | "20060015092" | "20060069385" | "20060079914" | "20060084962" | "20060089688" | "20060111732" | "20060129142" | "20060142785" | "20060173469" | "20060189968" | "20060190035" | "20060200117" | "20060212028" | "20060212048" | "20060223052" | "20060224149" | "20060258951" | "20070060921" | "20070088217" | "20070129714" | "20070156125" | "20070161975" | "20070167943" | "20070167959" | "20070179509" | "20070198071" | "20070225781" | "20070255362" | "20070270925" | "20080051775" | "20080051776" | "20080077201" | "20080077202" | "20080077211" | "20080154254" | "20080183164" | "20080200910" | "20080287839" | "20090018623").PN. OR ("20090018624" | "20090018625" | "20090018626" | "20090018627" | "20090118722" | "20090171334" | "20090248001" | "20090264876" | "20090299357" | "20100114191" | "20100168725" | "20100305439" | "20100331883" | "20110144631" | "20110196267" | "20120065629" | "20120089211" | "20120259322" | "20120265187" | "20130253605" | "20130324990" | "20140249519" | "20140276539" | "20140343542" | "20140343543" | "20140343544" | "2319542" | "2672032" | "3266492" | "3289424" | "3343544" | "3351063" | "3439680" | "3483869" | "3502081" | "3507283" | "3532094" | "3664344" | "3702114" | "3795245" | "3814095" | "3830239" | "3886945" | "3889681" | "3951152" | "3993075" | "4140109" | "4207897" | "4236518" | "4306568" | "4376376" | "4404862" | "4524771" | "4758217" | "4802475" | "4946460" | "5059197" | "5200170" | "5294325" | "5334181" | "5520681" | "5571147" | "5647868" | "5747777" | "5755753" | "5814040" | "5860970" | "5879378" | "5899897" | "5916212" | "5976505" | "6003539" | "6032675" | "6039730" | "6041787" | "6139545" | "6141985" | "6142991" | "6182666" | "6196839" | "6238386" | "6277099" | "6277116" | "6363730" | "6364899" | "6371943" | "6432102" | "6494844" | "6503246" | "6506796" | "6546935" | "6551309" | "6562030" | "6629951" | "6648880" | "6669688" | "6672095" | "6682501" | "6706037" | "6723092" | "6749624" | "6761715" | "6764493" | "6786901" | "6786902" | "6789545" | "6840935" | "6858025" | "6902554" | "6905492" | "6960208" | "7001400" | "7081111" | "7081112" | "7083612" | "7195616").PN. OR ("7217939" | "7250046" | "7311672" | "7367341" | "7402140" | "7422586" | "7578819" | "7641679" | "7653438" | "7713266" | "7850683" | "7862558" | "7998137" | "8298216" | "8409185" | "8715275" | "8722065" | "9039688").PN.	US-PGPUB; USPAT; USOCR	OR	ON	2018/05/10 09:29
S50	8	"51530769".FMID.	US-PGPUB;	OR	ON	2018/05/10

			USPAT; FPRS			09:30
S51	4	2014/0276539	US-PGPUB; USPAT; USOCR	OR	ON	2018/05/10 09:44
S52	2	"20140276539"	US-PGPUB; USPAT; USOCR	OR	ON	2018/05/10 09:44
S53	4	("2014/0276539").URPN.	USPAT	OR	ON	2018/05/10 09:44
S54	1	"7250046".pn.	USPAT	OR	ON	2018/05/10 09:45
S55	1383	A61B18/02.cpc.	USPAT	OR	ON	2018/05/10 14:45
S56	8180	A61B18/02.cpc.	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO	OR	ON	2018/05/10 14:46
S57	46	A61B18/02.cpc. and neuroma$3	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO	OR	ON	2018/05/10 14:46
S58	34	A61B18/02.cpc. and neuroma$3 and (@ad<="20140312")	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO	OR	ON	2018/05/10 14:47
S59	3824	A61B18/02.cpc. and (neuroma$3 or cryo$3probe$3 or cryoprobe or cool$5) and (@ad<="20140312")	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO	OR	ON	2018/05/10 14:53
S60	1061	A61B18/02.cpc. and (neuroma$3 or cryo$3probe$3 or cryoprobe) and (@ad<="20140312")	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO	OR	ON	2018/05/10 14:53
S61	25	A61B18/02.cpc. and (neuroma$3 and(cryo$3probe$3 or cryoprobe)) and (@ad<="20140312")	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO	OR	ON	2018/05/10 14:53
S62	173	A61B18/02.cpc. and (nerve and(cryo$3probe$3 or cryoprobe)) and (@ad<="20140312")	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO	OR	ON	2018/05/10 16:20
S63	20	(US-20127033363-$ | US-0012956-$ | US-0059328-$ | US-0084965-$ | US-0112340-$ | US-0158239-$ | US-0161804-$ | US-0213356-$ | US-0249392-$ | US-0269558-$ | US-10829203-$ | US-11783944-$ | US-1234567-$ | US-19753966-$ | US-20010012956-$ | US-20040059328-$ | US-20040158239-$ | US-20060084965-$ | US-20070112340-$ | US-20080161804-$ | US-20080249392-$ | US-20080269558-$ | US-20110213356-$ | US-7033363-$).DID.	US-PGPUB; USPAT	OR	ON	2018/05/22 14:42
S64	8858	a61b2018/0016,00166,00196,00208,00273,00279,0091,00434,0044,1425,1431,1432,1465,1475.cpc.	US-PGPUB; USPAT	OR	ON	2018/05/22 17:49
S65	6351	a61b18/1477,1206.cpc.	US-PGPUB; USPAT	OR	ON	2018/05/22 17:51
S66	13535	a61b2018/00577,1253,1427,143,0016,00166,00196,00208,00273,00279,0091,00434,0044,1425,1431,1432,1465,1475.cpc.	US-PGPUB;	OR	ON	2018/05/22

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

			USPAT			17:52
S67	3120858	electrode or wire	US-PGPUB; USPAT	OR	ON	2018/05/22 17:53
S68	1788120	electrode$3 or filament$4	US-PGPUB; USPAT	OR	ON	2018/05/22 17:55
S69	78	filament$3 and electode$3	US-PGPUB; USPAT	OR	ON	2018/05/22 17:55
S70	81	filament$5 and electode$5	US-PGPUB; USPAT	OR	ON	2018/05/22 17:55
S71	94	filament$10 and electode$10	US-PGPUB; USPAT	OR	ON	2018/05/22 17:56
S72	94	filament$20 and electode$20	US-PGPUB; USPAT	OR	ON	2018/05/22 17:56
S73	0	Nimbus.IN.	US-PGPUB; USPAT	OR	ON	2018/05/22 17:58
S74	0	Nimbus.AAAT.	US-PGPUB; USPAT	OR	ON	2018/05/22 17:59
S75	0	((Nimbus) near2 (concepts)).AAAT.	US-PGPUB; USPAT	OR	ON	2018/05/22 17:59
S76	622	((Robert) near2 (Wright)).IN.	US-PGPUB; USPAT	OR	ON	2018/05/22 18:00
S77	25	((Scott) near2 (Brandt)).IN.	US-PGPUB; USPAT	OR	ON	2018/05/22 18:00
S78	46	S76 and filament$3 or "elongate member having a distal end"	US-PGPUB; USPAT	OR	ON	2018/05/22 18:01
S79	4	S77 and filament$3 or "elongate member having a distal end"	US-PGPUB; USPAT	OR	ON	2018/05/22 18:05
S80	8836	(S64 or S65 or S66) and (needle$3 or probe$3) and (filament$5 or electrode$5)	US-PGPUB; USPAT	OR	ON	2018/05/22 18:08
S81	3407	(S64 or S65 or S66) and (needle$3 or probe$3) and (filament$5 or electrode$5) and elongate	US-PGPUB; USPAT	OR	ON	2018/05/22 18:09
S82	1588	S65 and (needle$3 or probe$3) and (filament$5 or electrode$5) and elongate	US-PGPUB; USPAT	OR	ON	2018/05/22 18:09
S83	4149	S65 and (needle$3 or probe$3) and (filament$5 or electrode$5) and (first or second near$10 (positon))	US-PGPUB; USPAT	OR	ON	2018/05/22 18:09
S84	6197	S65 and (first or second near$10 (positon))	US-PGPUB; USPAT	OR	ON	2018/05/22 18:10
S85	14371	(S64 or S65 or S66) and (filament$5 near$10 move$5)	US-PGPUB; USPAT	OR	ON	2018/05/22 18:11
S86	8349	S64 and (filament$5 near$10 move$5)	US-PGPUB; USPAT	OR	ON	2018/05/22 18:12
S87	18	S64 and (filament$5 near$10 move$5) and electode$3	US-PGPUB; USPAT	OR	ON	2018/05/22 18:12
S88	1	(US-1234567-$ | US-18125712-$).DID.	US-PGPUB; USPAT	OR	ON	2018/05/23 08:59
S89	2	(US-1234567-$ | US-18125712-$).DID.	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT	OR	ON	2018/05/23 09:00
S90	3	(AI-1234567-$ | JP-1234567-$ | JP-2000507844-$ | JP-2003527888-$).DID.	US-PGPUB; USPAT; USOCR; FPRS;	OR	ON	2018/05/23 09:00

			EPO; JPO; DERWENT			
S91	1	(13/101009).APP.	US-PGPUB; USPAT	OR	ON	2018/05/23 09:01
S92	175	(US-0004651-$ | US-0006215-$ | US-0006336-$ | US-0015161-$ | US-0015176-$ | US-0015218-$ | US-0015569-$ | US-0016183-$ | US-0018332-$ | US-0024124-$ | US-0026185-$ | US-0027449-$ | US-0029037-$ | US-0033279-$ | US-0033493-$ | US-0042098-$ | US-0045939-$ | US-0045940-$ | US-0048786-$ | US-0054962-$ | US-0056926-$ | US-0059964-$ | US-0060921-$ | US-0065062-$ | US-0076303-$ | US-0078595-$ | US-0089635-$ | US-0095115-$ | US-0099544-$ | US-0099980-$ | US-0100376-$ | US-0101944-$ | US-0101950-$ | US-0111702-$ | US-0112342-$ | US-0114095-$ | US-0118191-$ | US-0122482-$ | US-0122686-$ | US-0122692-$ | US-0123964-$ | US-0130974-$ | US-0131790-$ | US-0138011-$ | US-0142756-$ | US-0143262-$ | US-0154259-$ | US-0156136-$ | US-0161905-$ | US-0165391-$ | US-0167646-$ | US-0167649-$ | US-0167943-$ | US-0171522-$ | US-0173359-$ | US-0176759-$ | US-0177209-$ | US-0177211-$ | US-0179380-$ | US-0179491-$ | US-0185082-$ | US-0185522-$ | US-0187177-$ | US-0187182-$ | US-0187183-$ | US-0188275-$ | US-0189972-$ | US-0198232-$ | US-0200121-$ | US-0203402-$ | US-0203486-$ | US-0203503-$ | US-0206127-$ | US-0206128-$ | US-0206129-$ | US-0206130-$ | US-0206131-$ | US-0206132-$ | US-0206133-$ | US-0206134-$ | US-0208121-$ | US-0217705-$ | US-0221998-$ | US-0222677-$ | US-0228001-$ | US-0228180-$ | US-0228181-$ | US-0230187-$ | US-0234445-$ | US-0240174-$ | US-0247616-$ | US-0259026-$ | US-0259027-$ | US-0260234-$ | US-0260282-$ | US-0267552-$ | US-0269739-$ | US-0271036-$ | US-0275443-$ | US-0277918-$ | US-0282321-$ | US-0287081-$ | US-0299358-$ | US-11505900-$ | US-1234567-$ | US-20020026185-$ | US-20020029037-$ | US-20020188275-$ | US-20030018332-$ | US-20030078595-$ | US-20040006336-$ | US-20040015176-$ | US-20040015218-$ | US-20040100376-$ | US-20040122482-$ | US-20040143262-$ | US-20040176759-$ | US-20040230187-$ | US-20040260282-$ | US-20050033279-$ | US-20050059964-$ | US-20050101944-$ | US-20050101950-$ | US-20050165391-$ | US-20050171522-$ | US-20050177209-$ | US-20050177211-$ | US-20050203503-$ | US-20050234445-$ | US-20050240174-$ | US-20050267552-$ | US-20050277918-$ | US-20060015161-$ | US-20060089635-$ | US-20060095115-$ | US-20060111702-$ | US-20060122686-$ | US-20060122692-$ | US-20060142756-$ | US-20060173359-$ | US-20060189972-$ | US-20060200121-$ | US-20060206127-$ | US-20060206128-$ | US-20060206129-$ | US-20060206130-$ | US-20060206131-$ | US-20060206132-$ | US-20060206133-$ | US-20060206134-$ | US-20060217705-$ | US-20060247616-$ | US-20060259026-$ | US-20060259027-$ | US-20060271036-$ | US-20070006215-$ | US-20070016183-$ | US-20070027449-$ | US-20070060921-$ | US-20070112342-$ | US-20070118191-$ | US-20070123964-$ | US-20070156136-$ | US-20070161905-$ | US-20070167943-$ | US-20070179380-$ | US-20070179491-$ | US-20070185522-$ | US-20070203402-$ | US-20070203486-$ | US-20070260234-$ | US-20070282321-$ | US-20080015569-$ | US-20080033493-$ | US-20080045939-$ | US-20080045940-$).DID.	US-PGPUB; USPAT	OR	ON	2018/05/23 09:02
S93	187	(US-20080048786-$ | US-20080065062-$ | US-20080154259-$ | US-20080167646-$ | US-20080167649-$ | US-20080208121-$ | US-20080228180-$ | US-20080228181-$ | US-20080269739-$ | US-20080275443-$ | US-20090024124-$ | US-20090054962-$ | US-20090099544-$ | US-20090131790-$ | US-20090138011-$ | US-20090187177-$ | US-20090187182-$ | US-20090187183-$ | US-20090198232-$ | US-20090221998-$ | US-20090228001-$ | US-20090287081-$ | US-20090299358-$ | US-20100004651-$ | US-20100042098-$ | US-20100056926-$ | US-20100076303-$ | US-20100099980-$ | US-20100114095-$ | US-20100130974-$ | US-20100185082-$ | US-20100222677-$ | US-2124684-$ | US-2423024-$ | US-4011872-$ | US-4206761-$ | US-4206762-$ | US-4281667-$ | US-4353371-$ | US-4375220-$ | US-4378809-$ | US-4385636-$ | US-4411266-$ | US-4565200-$ | US-4573980-$ | US-4583538-$ | US-4593703-$ | US-4618978-$ | US-4646752-$ | US-4653508-$ | US-4660568-$ | US-4676255-$ | US-4698207-$ | US-4787886-$ | US-4796615-$ | US-4827927-$ | US-4838265-$ | US-4886506-$ | US-4907589-$ | US-4966597-$ | US-5010897-$ | US-5160337-$ | US-5217457-$ | US-5230623-$ | US-5233515-$ | US-5244462-$ | US-5257630-$ | US-5291896-$ | US-5304114-$ | US-5304115-$ | US-5312329-$ | US-5312391-$ | US-5318013-$ | US-5324255-$ | US-5334183-$ | US-5342292-$ | US-5370645-$ | US-5370675-$ | US-5372596-$ | US-5377685-$ | US-5397301-$ | US-5401272-$ | US-5421923-$ | US-5422567-$ | US-5423809-$ | US-5433739-$ | US-5447417-$ | US-5458597-$ | US-5472441-$ | US-5472442-$ | US-5474057-$ | US-5484398-$ | US-5496312-$ | US-5507743-$ | US-5511564-$ | US-5514129-$ | US-5536267-$ | US-5541376-$ | US-5560358-$ | US-5562703-$ | US-5571147-$ | US-5580665-$ | US-5599345-$ | US-5599346-$ | US-5611709-$ | US-5613966-$ | US-5628743-$ | US-5662111-$ | US-5662620-$ | US-5662680-$ | US-5667488-$ | US-5669904-$ | US-5672173-$ | US-5672174-$ | US-5683349-$ | US-5683384-$ | US-5701575-$ | US-5720744-$ | US-5728143-$ | US-5735847-$ | US-5738648-$ | US-5748703-$ | US-5749689-$ | US-5755754-$ | US-5768679-$ | US-5772659-$ | US-5778043-$ | US-5782827-$ | US-5792146-$ | US-5797906-$ | US-5800484-$ | US-5807309-$ | US-5810804-$ | US-5827271-$ | US-5827276-$ | US-5848967-$ | US-5855576-$ | US-5863290-$ | US-5868740-$ | US-5911739-$ | US-5913855-$ | US-5921992-$ | US-5925042-$ | US-5928229-$ | US-5935123-$ | US-5951547-$ | US-5968040-$ | US-5980517-$ | US-5983141-$ | US-6006126-$ | US-6013076-$ | US-6014590-$ | US-6015406-$ | US-6016452-$ | US-6039733-$ | US-6041260-$ | US-6044846-$ | US-6050992-$ | US-6053937-$ | US-6059780-$ | US-6068627-$ | US-6071280-$ | US-6080150-$ | US-6090105-$ | US-6106521-$ | US-6117134-$ | US-6122341-$ | US-6129726-$ | US-6132425-$ | US-6139519-$ | US-6139547-$ | US-6143003-$ | US-6146380-$ | US-6161048-$ | US-6165169-$ | US-6167295-$ | US-6179834-$ | US-6210403-$ | US-6213999-$ | US-6217554-$ | US-6228080-$ | US-6228083-$ | US-6231570-$ | US-6234178-$ | US-6235023-$ | US-6241725-$ | US-6241726-$).DID.	US-PGPUB; USPAT	OR	ON	2018/05/23 09:03
S94	157	(US-6246912-$ | US-6251106-$ | US-6259952-$ | US-6268200-$ | US-6275725-$ | US-6277117-$ | US-6280441-$ | US-6312426-$ | US-6330478-$ | US-6331180-$ | US-6334861-$ | US-6352536-$ | US-6402743-$ | US-6402747-$ | US-6405072-$ | US-6416520-$ | US-6419653-$ | US-6419680-$ | US-6419798-$ | US-6425887-$ | US-6440127-$ | US-	US-PGPUB; USPAT	OR	ON	2018/05/23 09:03

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

		6447477-$ | US-6447505-$ | US-6451018-$ | US-6454765-$ | US-6458130-$ | US-6459769-$ | US-6464704-$ | US-6468273-$ | US-6471698-$ | US-6478793-$ | US-6500175-$ | US-6506189-$ | US-6517534-$ | US-6530922-$ | US-6533987-$ | US-6551311-$ | US-6562033-$ | US-6565562-$ | US-6569159-$ | US-6575967-$ | US-6575969-$ | US-6585735-$ | US-6602249-$ | US-6605085-$ | US-6610054-$ | US-6622731-$ | US-6623481-$ | US-6632221-$ | US-6632222-$ | US-6638275-$ | US-6641580-$ | US-6645201-$ | US-6652515-$ | US-6652516-$ | US-6660002-$ | US-6660362-$ | US-6663624-$ | US-6669693-$ | US-6682526-$ | US-6682528-$ | US-6685701-$ | US-6689127-$ | US-6690210-$ | US-6692490-$ | US-6706152-$ | US-6723092-$ | US-6743226-$ | US-6743229-$ | US-6746570-$ | US-6749719-$ | US-6770070-$ | US-6780180-$ | US-6803549-$ | US-6814712-$ | US-6837956-$ | US-6846448-$ | US-6847848-$ | US-6852091-$ | US-6866663-$ | US-6881214-$ | US-6889089-$ | US-6896675-$ | US-6932810-$ | US-6958062-$ | US-6958064-$ | US-6961602-$ | US-6964660-$ | US-6966908-$ | US-6974455-$ | US-6997925-$ | US-7025767-$ | US-7033353-$ | US-7044949-$ | US-7048733-$ | US-7056320-$ | US-7074484-$ | US-7076399-$ | US-7087051-$ | US-7099712-$ | US-7108696-$ | US-7112197-$ | US-7115124-$ | US-7138088-$ | US-7150743-$ | US-7150744-$ | US-7160296-$ | US-7163536-$ | US-7179256-$ | US-7179258-$ | US-7207990-$ | US-7258688-$ | US-7266414-$ | US-7270660-$ | US-7270662-$ | US-7276064-$ | US-7281666-$ | US-7294127-$ | US-7306596-$ | US-7311702-$ | US-7340307-$ | US-7354436-$ | US-7357798-$ | US-7371234-$ | US-7387626-$ | US-7387630-$ | US-7416549-$ | US-7449020-$ | US-7468062-$ | US-7480533-$ | US-7517346-$ | US-7524318-$ | US-7533002-$ | US-7549986-$ | US-7561907-$ | US-7593778-$ | US-7596469-$ | US-7615050-$ | US-7670336-$ | US-7670337-$ | US-7678106-$ | US-7699844-$ | US-7704248-$ | US-7771420-$ | US-7794458-$ | US-7794459-$ | US-7797049-$ | US-7799021-$ | US-7815571-$ | US-7819869-$ | US-7819871-$ | US-7824404-$ | US-7828796-$ | US-7874986-$ | US-7875025-$ | US-7892231-$ | US-7896874-$).DID.				
S95	0	(BI-1234567-$ | AI-1234567-$ | AL-1234567-$ | DE-2124684-$ | GB-2423024-$ | JP-1234567-$ | WO-2011057157-$ | WO-9629946-$).DID.	US-PGPUB; USPAT	OR	ON	2018/05/23 09:03
S96	10	(BI-1234567-$ | AI-1234567-$ | AL-1234567-$ | DE-2124684-$ | GB-2423024-$ | JP-1234567-$ | WO-2011057157-$ | WO-9629946-$).DID.	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2018/05/23 09:03
S97	5	(US-0287996-$ | US-1234567-$ | US-11969039-$ | US-20070287996-$ | US-5507802-$ | US-7270661-$).DID.	US-PGPUB; USPAT	OR	ON	2018/05/23 09:04
S98	0	(BI-1234567-$).DID.	US-PGPUB; USPAT	OR	ON	2018/05/23 09:04
S99	0	(BI-1234567-$).DID.	US-PGPUB; USPAT; USOCR; FPRS; EPO; JPO; DERWENT; IBM_TDB	OR	ON	2018/05/23 09:04
S100	20	(US-20127033363-$ | US-0012956-$ | US-0059328-$ | US-0084965-$ | US-0112340-$ | US-0158239-$ | US-0161804-$ | US-0213356-$ | US-0249392-$ | US-0269558-$ | US-10829203-$ | US-11783944-$ | US-1234567-$ | US-19753966-$ | US-20010012956-$ | US-20040059328-$ | US-20040158239-$ | US-20060084965-$ | US-20070112340-$ | US-20080161804-$ | US-20080249392-$ | US-20080269558-$ | US-20110213356-$ | US-7033363-$).DID.	US-PGPUB; USPAT	OR	ON	2018/05/23 09:09
S101	13	("2011/0213356").URPN.	USPAT	OR	ON	2018/05/23 09:09
S102	8	("2006/0084965").URPN.	USPAT	OR	ON	2018/05/23 09:10
S103	8858	a61b2018/0016,00166,00196,00208,00273,00279,0091,00434,0044,1425,1431,1432,1465,1475.cpc.	US-PGPUB; USPAT	OR	ON	2018/05/23 09:12
S104	6351	a61b18/1477,1206.cpc.	US-PGPUB; USPAT	OR	ON	2018/05/23 09:12
S105	13535	a61b2018/00577,1253,1427,143,0016,00166,00196,00208,00273,00279,0091,00434,0044,1425,1431,1432,1465,1475.cpc.	US-PGPUB; USPAT	OR	ON	2018/05/23 09:12
S106	1469	S103 and S104 and S105	USPAT	OR	ON	2018/05/23 09:12
S107	3184	S103 and S104 and S105	US-PGPUB; USPAT; USOCR	OR	ON	2018/05/23 09:12

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

S108	3047	S107 and (filament or antenna or electrode or array)	US-PGPUB; USPAT; USOCR	OR	ON	2018/05/23 09:13
S109	2220	S108 and needle	US-PGPUB; USPAT; USOCR	OR	ON	2018/05/23 09:13
S110	2594	S108 and (needle or probe)	US-PGPUB; USPAT; USOCR	OR	ON	2018/05/23 09:14
S111	2905	S108 and ((needle or probe) near$10 bevel)	US-PGPUB; USPAT; USOCR	OR	ON	2018/05/23 09:14
S112	2638	S108 and ((needle or probe) near$10 bevel) and (elongate or long or member)	US-PGPUB; USPAT; USOCR	OR	ON	2018/05/23 09:14
S113	250	S108 and (form$3 or made or built) with (single near2 wire)	US-PGPUB; USPAT; USOCR	OR	ON	2018/05/23 09:16
S114	377	S108 and (form$3 or made or built) and (single near2 wire)	US-PGPUB; USPAT; USOCR	OR	ON	2018/05/23 09:16
S115	219	(filament or electrode) with (form$3 or made or built) with (single near2 wire) and S107	US-PGPUB; USPAT; USOCR	OR	ON	2018/05/23 09:17
S116	2498	S108 and (fluid or port)	US-PGPUB; USPAT; USOCR	OR	ON	2018/05/23 09:19
S117	1477	S108 and (fluid or port)and (@ad<="20100623")	US-PGPUB; USPAT; USOCR	OR	ON	2018/05/23 09:20
S118	280	S108 and (form$3 or made or built) and (single near2 wire) and (@ad<="20100623")	US-PGPUB; USPAT; USOCR	OR	ON	2018/05/23 09:20
S119	2	"20070203486"	US-PGPUB; USPAT	OR	ON	2019/01/31 13:28
S120	2	"20060229645"	US-PGPUB; USPAT	OR	ON	2019/01/31 14:17
S121	1	"15092945"	US-PGPUB; USPAT	OR	ON	2019/01/31 16:35
S122	7	wright.in. and brandt.in.	US-PGPUB; USPAT	OR	ON	2019/01/31 16:35
S123	2	"20020143302"	US-PGPUB; USPAT	OR	ON	2019/01/31 16:42
S124	2	"20040260282"	US-PGPUB; USPAT	OR	ON	2019/02/28 14:19
S125	154	"7108696"	US-PGPUB; USPAT	OR	ON	2019/02/28 14:20
S126	0	"7108696.pn."	US-PGPUB; USPAT	OR	ON	2019/02/28 14:21
S127	1	"7108696".pn.	US-PGPUB; USPAT	OR	ON	2019/02/28 14:21
S128	2	"20020143302"	US-PGPUB; USPAT	OR	ON	2019/02/28 14:31
S129	60	("2002/0143302").URPN.	USPAT	OR	ON	2019/02/28 15:00
S130	47	(US-12940974-$ | US-20050059964-$ | US-20110213356-$ | US-20110288540-$ | US-3918455-$ | US-4124153-$ | US-	USPAT	OR	ON	2019/02/28

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

		4282637-$ | US-4341094-$ | US-4457128-$ | US-4501133-$ | US-4907741-$ | US-5226912-$ | US-5232442-$ | US-5250247-$ | US-5269808-$ | US-5304141-$ | US-5374278-$ | US-5379900-$ | US-5425746-$ | US-5437726-$ | US-5503092-$ | US-5507777-$ | US-5532657-$ | US-5540778-$ | US-5562685-$ | US-5569302-$ | US-5639506-$ | US-5643628-$ | US-5648003-$ | US-5649962-$ | US-5672375-$ | US-5683025-$ | US-5709692-$ | US-5891166-$ | US-5891247-$ | US-5897044-$ | US-5954242-$ | US-5991957-$ | US-6031018-$ | US-6035916-$ | US-6051180-$ | US-6053086-$ | US-6126676-$ | US-6270464-$ | US-6402770-$ | US-6536482-$ | US-6699205-$ | US-6730042-$ | US-6739024-$ | US-7761964-$ | US-8292822-$).DID.				15:14
S131	50	(US-20130281930-$ or US-8979831-$ or US-20060222667-$ or US-20110319909-$ or US-20050131431-$ or US-20110054612-$ or US-20110213356-$ or US-20110288540-$ or US-20170164942-$ or US-20110319908-$ or US-20020120238-$ or US-6302870-$ or US-20070270757-$ or US-6217554-$ or US-6425887-$ or US-5419777-$ or US-20110009848-$ or US-20040064098-$ or US-20120071832-$ or US-6432092-$ or US-5749846-$ or US-20120323220-$ or US-6689103-$ or US-20020188275-$ or US-20080269763-$ or US-6482178-$ or US-20040186435-$ or US-20040122312-$ or US-6673093-$ or US-6036699-$ or US-5417699-$ or US-20060241723-$ or US-20080269740-$ or US-20110288563-$ or US-6821283-$ or US-8292932-$ or US-20140221830-$ or US-6968238-$ or US-20030171758-$ or US-20060058861-$ or US-5496304-$ or US-5964773-$ or US-6546932-$ or US-6299598-$ or US-5700273-$ or US-5507802-$ or US-7050858-$ or US-6080167-$ or US-6547762-$ or US-7108696-$).did.	US-PGPUB; USPAT	OR	ON	2019/02/28 15:21
S132	12	("2012/0071832").URPN.	USPAT	OR	ON	2019/02/28 15:23
S133	1	"20080027523"	US-PGPUB; USPAT	OR	ON	2019/03/01 08:43
S134	1	"15092945"	US-PGPUB; USPAT	OR	ON	2019/03/01 09:38
S135	14745	((A61B18/1206 OR A61B18/1477 OR A61B2018/0044 OR A61B2018/00577 OR A61B2018/1253 OR A61B2018/1427 OR A61B2018/143 OR A61B2018/1475).CPC.)	US-PGPUB; USPAT	OR	ON	2019/03/01 09:38
S136	5619	S135 and (@ad<="20091105")	US-PGPUB; USPAT	OR	ON	2019/03/01 09:42
S137	427	S136 and (hub housing) with (actuator actuation rotate rotation rotating)	US-PGPUB; USPAT	OR	ON	2019/03/01 09:46
S138	1592	S136 and (hub housing) and(actuator actuation rotate rotation rotating)	US-PGPUB; USPAT	OR	ON	2019/03/01 09:47
S139	890	S136 and (hub housing) and(actuator actuation rotate rotation rotating) and (deployment deploy deploed expand)	US-PGPUB; USPAT	OR	ON	2019/03/01 09:47
S140	1075	S136 and (hub housing) and(actuator actuation rotate rotation rotating) and (deployment deploy deploed expand retract)	US-PGPUB; USPAT	OR	ON	2019/03/01 09:47
S141	1119	S136 and (hub housing) and(actuator actuation rotate rotation rotating) and (deployment deploy deploed expand retract retracting)	US-PGPUB; USPAT	OR	ON	2019/03/01 09:47
S142	535	S136 and (hub housing) and(actuator actuation rotate rotation rotating) and (deployment deploy deploed expand retract retracting) and (helix helical track)	US-PGPUB; USPAT	OR	ON	2019/03/01 09:48
S143	694	S136 and (hub housing) and(actuator actuation rotate rotation rotating) and (deployment deploy deploed expand retract retracting) and (helix helical track thread)	US-PGPUB; USPAT	OR	ON	2019/03/01 09:48
S144	1	"4051855".pn.	US-PGPUB; USPAT	OR	ON	2019/03/01 10:48
S145	1	"5954686".pn.	US-PGPUB; USPAT	OR	ON	2019/03/01 10:49
S146	1	"7094231".pn.	US-PGPUB; USPAT	OR	ON	2019/03/01 10:49
S147	1	"7108696".pn.	US-PGPUB; USPAT	OR	ON	2019/03/04 15:33
S148	2	"20060229645"	US-PGPUB; USPAT	OR	ON	2019/03/05 14:32
S149	73	("2006/0229645").URPN.	USPAT	OR	ON	2019/03/05 14:32
S150	201212	(hub housing) with rotate	US-PGPUB; USPAT	OR	ON	2019/03/05 14:35
S151	47541	S150 and (thread threads threading heliccal helix)	US-PGPUB; USPAT	OR	ON	2019/03/05 14:35

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

S152	17638	S151 and (deploy$4 expand retract)	US-PGPUB; USPAT	OR	ON	2019/03/05 14:36
S153	8815	S152 and (@ad<="20091105")	US-PGPUB; USPAT	OR	ON	2019/03/05 14:37
S154	1283	S153 and (a61b18/$.cpc. or a61b2018/$.cpc. or a61b17/$.cpc. or a61b2017/$.cpc.)	US-PGPUB; USPAT	OR	ON	2019/03/05 14:40
S155	187124	(a61b18/$.cpc. or a61b2018/$.cpc. or a61b17/$.cpc. or a61b2017/$.cpc.)	US-PGPUB; USPAT	OR	ON	2019/03/05 15:10
S156	27455	S155 and ((first or second) with (hub housing))	US-PGPUB; USPAT	OR	ON	2019/03/05 15:11
S157	5904	S156 and (helix or helical)	US-PGPUB; USPAT	OR	ON	2019/03/05 15:11
S158	12869	S156 and (helix or helical thread)	US-PGPUB; USPAT	OR	ON	2019/03/05 15:12
S159	4705	S158 and (deploy$4 and retract$3)	US-PGPUB; USPAT	OR	ON	2019/03/05 15:12
S160	3971	S159 and (second near10 (axial$3 or distal$3))	US-PGPUB; USPAT	OR	ON	2019/03/05 15:13
S161	4061	S159 and (second near10 (axial$3 or distal$3 or linear$3))	US-PGPUB; USPAT	OR	ON	2019/03/05 15:13
S162	1327	S161 and (@ad<="20091105")	US-PGPUB; USPAT	OR	ON	2019/03/05 15:16
S163	168	(US-20040100376-$ | US-20040176759-$ | US-20050101950-$ | US-20060095115-$ | US-20060122692-$ | US-20060206128-$ | US-20060206131-$ | US-20060259026-$ | US-20070215543-$ | US-0012956-$ | US-0059328-$ | US-0084965-$ | US-0112340-$ | US-0158239-$ | US-0161804-$ | US-0164184-$ | US-0213356-$ | US-0222019-$ | US-0249392-$ | US-0256625-$ | US-0269558-$ | US-1234567-$ | US-1259590-$ | US-1272004-$ | US-12994324-$ | US-1302006-$ | US-13101009-$ | US-1366756-$ | US-15687739-$ | US-15928229-$ | US-1653819-$ | US-1735271-$ | US-1814791-$ | US-1889609-$ | US-1932258-$ | US-1943543-$ | US-1952617-$ | US-1983669-$ | US-20010012956-$ | US-20010044596-$ | US-20020010491-$ | US-20020055731-$ | US-20020077676-$ | US-20020099323-$ | US-20020138117-$ | US-20020183735-$ | US-20020183740-$ | US-20020193831-$ | US-20030009110-$ | US-20030060856-$ | US-20030088189-$ | US-20030130711-$ | US-20030170898-$ | US-20030195406-$ | US-20030208200-$ | US-20030225360-$ | US-2003425-$ | US-20040019371-$ | US-20040059328-$ | US-20040059389-$ | US-20040146877-$ | US-20040153057-$ | US-20040158239-$ | US-20040199159-$ | US-20040243107-$ | US-20040267189-$ | US-20050033279-$ | US-20050043726-$ | US-20050049541-$ | US-20050165393-$ | US-20050171523-$ | US-20050171574-$ | US-20050182462-$ | US-20050261672-$ | US-20050277918-$ | US-20050288730-$ | US-20060015147-$ | US-20060025760-$ | US-20060079883-$ | US-20060084965-$ | US-20060121610-$ | US-20060189972-$ | US-20060206134-$ | US-20060212078-$ | US-20060217703-$ | US-20060264752-$ | US-20060264974-$ | US-20060271-$ | US-20070016183-$ | US-20070043345-$ | US-20070112340-$ | US-20070118069-$ | US-20070203486-$ | US-20080052786-$ | US-20080154259-$ | US-20080161804-$ | US-20080167649-$ | US-20080249392-$ | US-20080269558-$ | US-20090024124-$ | US-20090062792-$ | US-20090131790-$ | US-20090221998-$ | US-20090228001-$ | US-20090281477-$ | US-20100256625-$ | US-20100049190-$ | US-20100087813-$ | US-20100130975-$ | US-20100222677-$ | US-20110213356-$ | US-20110202053-$ | US-20110288540-$ | US-20120165813-$ | US-20120310236-$ | US-20130110106-$ | US-2014701-$ | US-2014702-$ | US-2022065-$ | US-2050904-$ | US-2056377-$ | US-2124684-$ | US-2196171-$ | US-2282008-$ | US-2423024-$ | US-2888928-$ | US-2994324-$ | US-3035580-$ | US-3112003-$ | US-3460539-$ | US-3595239-$ | US-3601126-$ | US-3614414-$ | US-3648001-$ | US-3685518-$ | US-3699967-$ | US-3707149-$ | US-3801766-$ | US-3815604-$ | US-3840011-$ | US-3845771-$ | US-3847153-$ | US-3885569-$ | US-3898991-$ | US-3901242-$ | US-3902494-$ | US-3903891-$ | US-3918455-$ | US-3920021-$ | US-3920022-$ | US-3923063-$ | US-3929137-$ | US-3939839-$ | US-3945375-$ | US-3963030-$ | US-3964487-$ | US-3970088-$ | US-3974833-$ | US-4011872-$ | US-4016881-$ | US-4016886-$ | US-4024467-$ | US-4033351-$ | US-4040426-$ | US-4043342-$ | US-4051855-$ | US-4060088-$ | US-4069827-$ | US-4074718-$ | US-4092986-$ | US-4114623-$ | US-4116198-$ | US-4119102-$).DID.	US-PGPUB; USPAT	OR	ON	2019/03/05 15:49
S164	196	(US-4124153-$ | US-4126137-$ | US-4154240-$ | US-4189685-$ | US-4200104-$ | US-4202337-$ | US-4204549-$ | US-4206761-$ | US-4206762-$ | US-4210152-$ | US-4226246-$ | US-4228800-$ | US-4248231-$ | US-4262672-$ | US-4269387-$ | US-4271837-$ | US-4281373-$ | US-4282637-$ | US-4301802-$ | US-4326529-$ | US-4341094-$ | US-4346332-$ | US-4353371-$ | US-4375220-$ | US-4376263-$ | US-4378809-$ | US-4381007-$ | US-4385636-$ | US-4407943-$ | US-4411266-$ | US-4416277-$ | US-4418692-$ | US-4429698-$ | US-4448198-$ | US-4457128-$ | US-4474179-$ | US-4476862-$ | US-4492231-$ | US-4494541-$ | US-4501133-$ | US-4512338-$ | US-4517976-$ | US-4524770-$ | US-4532924-$ | US-4534347-$ | US-4548207-$ | US-4553687-$ | US-4559943-$ | US-4559951-$ | US-4562838-$ | US-4565200-$ | US-4567890-$ | US-4573980-$ | US-4580557-$ | US-4583538-$ | US-4590934-$ | US-4593691-$ | US-4593703-$ | US-4617927-$ | US-4618978-$ | US-4646752-$ | US-4653508-$ | US-4657015-$ | US-4658819-$ | US-4658820-$ | US-4660568-$ | US-4669468-$ | US-4674499-$ | US-4676255-$ | US-4681122-$ | US-	US-PGPUB; USPAT	OR	ON	2019/03/05 15:49

		4682596-$ | US-4688569-$ | US-4696668-$ | US-4698207-$ | US-4706667-$ | US-4709698-$ | US-4710176-$ | US-4712544-$ | US-4727874-$ | US-4735201-$ | US-4755173-$ | US-4769005-$ | US-4781175-$ | US-4787886-$ | US-4796615-$ | US-4799480-$ | US-4800899-$ | US-4802476-$ | US-4805616-$ | US-4808168-$ | US-4810963-$ | US-4813429-$ | US-4820298-$ | US-4823791-$ | US-4827927-$ | US-4832048-$ | US-4832690-$ | US-4833824-$ | US-4838265-$ | US-4850353-$ | US-4860744-$ | US-4878493-$ | US-4886074-$ | US-4886506-$ | US-4907589-$ | US-4907601-$ | US-4907741-$ | US-4919129-$ | US-4920978-$ | US-4931047-$ | US-4936281-$ | US-4936301-$ | US-4936310-$ | US-4936842-$ | US-4943290-$ | US-4946793-$ | US-4950267-$ | US-4955377-$ | US-4966597-$ | US-4967765-$ | US-4969885-$ | US-4976711-$ | US-4994069-$ | US-4998661-$ | US-4998933-$ | US-5007908-$ | US-5009656-$ | US-5013312-$ | US-5019034-$ | US-5019076-$ | US-5035696-$ | US-5037379-$ | US-5047026-$ | US-5047027-$ | US-5052391-$ | US-5057107-$ | US-5058605-$ | US-5062031-$ | US-5071418-$ | US-5080660-$ | US-5083565-$ | US-5085659-$ | US-5088997-$ | US-5098431-$ | US-5098843-$ | US-5099840-$ | US-5108391-$ | US-5108407-$ | US-5112311-$ | US-5117978-$ | US-5122005-$ | US-5122138-$ | US-5133365-$ | US-5133738-$ | US-5134070-$ | US-5154698-$ | US-5158561-$ | US-5167658-$ | US-5167659-$ | US-5171255-$ | US-5171311-$ | US-5173158-$ | US-5178620-$ | US-5190517-$ | US-5193537-$ | US-5195959-$ | US-5196007-$ | US-5197963-$ | US-5201743-$ | US-5207675-$ | US-5217457-$ | US-5217458-$ | US-5217459-$ | US-5221281-$ | US-5226912-$ | US-5230623-$ | US-5232442-$ | US-5233515-$ | US-5239773-$ | US-5244462-$ | US-5249585-$ | US-5250047-$ | US-5250247-$ | US-5257630-$ | US-5258006-$ | US-5259395-$ | US-5261906-$ | US-5265606-$ | US-5267994-$ | US-5267997-$ | US-5269808-$ | US-5273525-$ | US-5277201-$ | US-5277696-$ | US-5281213-$ | US-5281216-$).DID.				
S165	196	(US-5282799-$ | US-5282845-$ | US-5283194-$ | US-5290282-$ | US-5290283-$ | US-5291896-$ | US-5300068-$ | US-5300069-$ | US-5300070-$ | US-5304114-$ | US-5304115-$ | US-5304141-$ | US-5304214-$ | US-5306238-$ | US-5312329-$ | US-5312391-$ | US-5318013-$ | US-5318563-$ | US-5320627-$ | US-5324255-$ | US-5328451-$ | US-5330470-$ | US-5330471-$ | US-5334183-$ | US-5334193-$ | US-5334198-$ | US-5336222-$ | US-5342292-$ | US-5342357-$ | US-5342391-$ | US-5344428-$ | US-5352222-$ | US-5354296-$ | US-5366443-$ | US-5370645-$ | US-5370675-$ | US-5372596-$ | US-5374278-$ | US-5377685-$ | US-5379900-$ | US-5382247-$ | US-5383874-$ | US-5383876-$ | US-5383917-$ | US-5383923-$ | US-5389069-$ | US-5395363-$ | US-5395368-$ | US-5397301-$ | US-5401272-$ | US-5403311-$ | US-5419767-$ | US-5421923-$ | US-5422567-$ | US-5423808-$ | US-5423809-$ | US-5423810-$ | US-5423811-$ | US-5425746-$ | US-5425752-$ | US-5431649-$ | US-5433739-$ | US-5437662-$ | US-5437726-$ | US-5438302-$ | US-5439440-$ | US-5441499-$ | US-5443470-$ | US-5447417-$ | US-5454809-$ | US-5458597-$ | US-5458625-$ | US-5462521-$ | US-5472441-$ | US-5472442-$ | US-5472443-$ | US-5474057-$ | US-5480397-$ | US-5480398-$ | US-5484398-$ | US-5487739-$ | US-5496312-$ | US-5496314-$ | US-5503092-$ | US-5505728-$ | US-5505730-$ | US-5507743-$ | US-5507777-$ | US-5507802-$ | US-5511564-$ | US-5514129-$ | US-5514130-$ | US-5514131-$ | US-5520684-$ | US-5520685-$ | US-5522815-$ | US-5531744-$ | US-5532657-$ | US-5533999-$ | US-5536240-$ | US-5536267-$ | US-5540680-$ | US-5540681-$ | US-5540682-$ | US-5540683-$ | US-5540684-$ | US-5540685-$ | US-5540778-$ | US-5541376-$ | US-5542268-$ | US-5542916-$ | US-5542945-$ | US-5545161-$ | US-5545193-$ | US-5549605-$ | US-5554172-$ | US-5555618-$ | US-5556396-$ | US-5556397-$ | US-5558671-$ | US-5560358-$ | US-5562685-$ | US-5562703-$ | US-5562720-$ | US-5569164-$ | US-5569242-$ | US-5569244-$ | US-5569245-$ | US-5569302-$ | US-5571147-$ | US-5575789-$ | US-5575811-$ | US-5578007-$ | US-5580665-$ | US-5582609-$ | US-5582610-$ | US-5584830-$ | US-5591141-$ | US-5599344-$ | US-5599345-$ | US-5599346-$ | US-5599347-$ | US-5599348-$ | US-5599349-$ | US-5603711-$ | US-5603712-$ | US-5607003-$ | US-5607422-$ | US-5609151-$ | US-5609573-$ | US-5611709-$ | US-5611798-$ | US-5613966-$ | US-5620481-$ | US-5624439-$ | US-5626146-$ | US-5626560-$ | US-5626575-$ | US-5626576-$ | US-5626578-$ | US-5628743-$ | US-5628745-$ | US-5628771-$ | US-5630426-$ | US-5633578-$ | US-5634899-$ | US-5634924-$ | US-5639506-$ | US-5643628-$ | US-5648003-$ | US-5649962-$ | US-5662111-$ | US-5662620-$ | US-5662680-$ | US-5667488-$ | US-5669904-$ | US-5672173-$ | US-5672174-$ | US-5672375-$ | US-5674267-$ | US-5683025-$ | US-5683349-$ | US-5683366-$ | US-5683384-$ | US-5687739-$ | US-5693045-$ | US-5697281-$ | US-5697536-$ | US-5697882-$ | US-5697909-$ | US-5700262-$ | US-5701575-$ | US-5702359-$ | US-5709692-$ | US-5713872-$ | US-5720744-$).DID.	US-PGPUB; USPAT	OR	ON	2019/03/05 15:49
S166	196	(US-5720921-$ | US-5728143-$ | US-5735847-$ | US-5738648-$ | US-5743882-$ | US-5748703-$ | US-5749689-$ | US-5749846-$ | US-5755754-$ | US-5766153-$ | US-5768679-$ | US-5769822-$ | US-5772659-$ | US-5778043-$ | US-5778894-$ | US-5782827-$ | US-5782882-$ | US-5792146-$ | US-5797906-$ | US-5800378-$ | US-5800482-$ | US-5800484-$ | US-5807309-$ | US-5807395-$ | US-5810762-$ | US-5810764-$ | US-5810804-$ | US-5827271-$ | US-5827276-$ | US-5836905-$ | US-5843019-$ | US-5843026-$ | US-5848967-$ | US-5855576-$ | US-5860951-$ | US-5863290-$ | US-5868740-$ | US-5871469-$ | US-5873849-$ | US-5873855-$ | US-5888198-$ | US-5891095-$ | US-5891166-$ | US-5891247-$ | US-5897044-$ | US-5911739-$ | US-5913855-$ | US-5919142-$ | US-5921992-$ | US-5925042-$ | US-5928229-$ | US-5934275-$ | US-5935123-$ | US-5947889-$ | US-5951547-$ | US-5954242-$ | US-5964756-$ | US-5968040-$ | US-5980517-$ | US-5983131-$ | US-5983141-$ | US-5991697-$ | US-5991957-$ | US-5995875-$ | US-5999847-$ | US-6006126-$ | US-6009347-$ | US-6010613-$ | US-6013076-$ | US-6014590-$ | US-6015406-$ | US-6016452-$ | US-6031018-$ | US-6035916-$ | US-6039733-$ | US-6041252-$ | US-6041260-$ | US-6044846-$ | US-6050992-$ | US-6051180-$ | US-6053086-$ | US-6053937-$ | US-6055453-$ | US-6059780-$ | US-6068627-$ | US-6068650-$ | US-6071280-$ | US-6080150-$ | US-6085115-$ | US-6090105-$ | US-6090106-$ | US-6092528-$ | US-6102885-$ | US-6106521-$ | US-6109270-$ | US-6117134-$ | US-6122341-$ | US-6122599-$ | US-6123084-$ | US-6126676-$ | US-6129726-$ | US-6132419-$ | US-6132425-$ | US-6139519-$ | US-6139547-$ | US-6143003-$ | US-6146380-$ | US-6159163-$ | US-6161048-$ | US-6167295-$ | US-6179834-$ | US-6208893-$ | US-6210402-$ | US-6210403-$ | US-6212433-$ | US-6213999-$ | US-6216034-$ | US-6217554-$ | US-6219577-$ | US-6228080-$ | US-6228083-$ | US-6231570-$ | US-6234178-$ | US-6235023-$ | US-6241702-$ | US-6241725-$ | US-	US-PGPUB; USPAT	OR	ON	2019/03/05 15:49

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

		6241726-$ | US-6245070-$ | US-6246912-$ | US-6251106-$ | US-6254598-$ | US-6259952-$ | US-6261831-$ | US-6262008-$ | US-6268200-$ | US-6270464-$ | US-6275725-$ | US-6277117-$ | US-6278895-$ | US-6280441-$ | US-6300108-$ | US-6312426-$ | US-6326177-$ | US-6330478-$ | US-6331180-$ | US-6334861-$ | US-6347247-$ | US-6349233-$ | US-6351674-$ | US-6352536-$ | US-6379353-$ | US-6387671-$ | US-6402743-$ | US-6402747-$ | US-6402770-$ | US-6403348-$ | US-6405072-$ | US-6419653-$ | US-6419680-$ | US-6419798-$ | US-6425887-$ | US-6440127-$ | US-6447477-$ | US-6447505-$ | US-6451018-$ | US-6454765-$ | US-6458130-$ | US-6459769-$ | US-6464704-$ | US-6468273-$ | US-6470211-$ | US-6471698-$ | US-6478793-$ | US-6482619-$ | US-6493592-$ | US-6500173-$ | US-6500175-$ | US-6506189-$ | US-6517534-$ | US-6526320-$ | US-6530922-$ | US-6533987-$ | US-6536482-$ | US-6551311-$ | US-6562033-$ | US-6562604-$ | US-6565562-$ | US-6569159-$ | US-6575967-$ | US-6575969-$ | US-6585735-$ | US-6602249-$ | US-6605085-$ | US-6607529-$ | US-6610054-$ | US-6611706-$).DID.				
S167	186	(US-6613211-$ | US-6622731-$ | US-6623481-$ | US-6627421-$ | US-6632221-$ | US-6632222-$ | US-6638275-$ | US-6641580-$ | US-6645201-$ | US-6652515-$ | US-6652516-$ | US-6653091-$ | US-6660002-$ | US-6660362-$ | US-6663624-$ | US-6669691-$ | US-6669693-$ | US-6682526-$ | US-6682528-$ | US-6685701-$ | US-6689127-$ | US-6692490-$ | US-6692493-$ | US-6697669-$ | US-6697670-$ | US-6699205-$ | US-6702808-$ | US-6706152-$ | US-6723092-$ | US-6730042-$ | US-6739024-$ | US-6743226-$ | US-6743229-$ | US-6746570-$ | US-6749719-$ | US-6770070-$ | US-6780180-$ | US-6795728-$ | US-6801804-$ | US-6803013-$ | US-6803549-$ | US-6814712-$ | US-6837956-$ | US-6846448-$ | US-6847848-$ | US-6852091-$ | US-6865416-$ | US-6866663-$ | US-6881213-$ | US-6881214-$ | US-6888919-$ | US-6889089-$ | US-6892099-$ | US-6896675-$ | US-6912417-$ | US-6927049-$ | US-6958062-$ | US-6958064-$ | US-6962587-$ | US-6964660-$ | US-6966908-$ | US-6972014-$ | US-6974455-$ | US-6994706-$ | US-6997925-$ | US-7025767-$ | US-7033353-$ | US-7044949-$ | US-7048733-$ | US-7053063-$ | US-7056320-$ | US-7063698-$ | US-7074484-$ | US-7076399-$ | US-7087051-$ | US-7099712-$ | US-7108696-$ | US-7112197-$ | US-7115124-$ | US-7130697-$ | US-7138088-$ | US-7150743-$ | US-7150744-$ | US-7160296-$ | US-7163536-$ | US-7179256-$ | US-7179258-$ | US-7198625-$ | US-7207990-$ | US-7211083-$ | US-7258688-$ | US-7266414-$ | US-7267676-$ | US-7270660-$ | US-7270661-$ | US-7270662-$ | US-7276064-$ | US-7281666-$ | US-7294127-$ | US-7306596-$ | US-7311702-$ | US-7340307-$ | US-7354436-$ | US-7357798-$ | US-7371234-$ | US-7387626-$ | US-7387630-$ | US-7416549-$ | US-7449020-$ | US-7455675-$ | US-7468062-$ | US-7480533-$ | US-7517346-$ | US-7524318-$ | US-7533002-$ | US-7549986-$ | US-7561907-$ | US-7593778-$ | US-7596469-$ | US-7615050-$ | US-7670336-$ | US-7670337-$ | US-7699844-$ | US-7704248-$ | US-7761964-$ | US-7771401-$ | US-7771420-$ | US-7794458-$ | US-7794459-$ | US-7797049-$ | US-7799021-$ | US-7815571-$ | US-7819869-$ | US-7819871-$ | US-7824404-$ | US-7828796-$ | US-7874986-$ | US-7875025-$ | US-7892231-$ | US-7896874-$ | US-8206300-$ | US-8292822-$ | US-8414509-$ | US-8511317-$ | US-8753335-$ | US-9629946-$ | US-9903397-$ | US-D372086-$ | US-20010018586-$ | US-20010031941-$ | US-20020026185-$ | US-20020029037-$ | US-20020077627-$ | US-20020143302-$ | US-20020176734-$ | US-20020188275-$ | US-20030018332-$ | US-20030078595-$ | US-20040006336-$ | US-20040015176-$ | US-20040015218-$ | US-20040024300-$ | US-20040096033-$ | US-20040122482-$ | US-20040143262-$ | US-20040199179-$ | US-20040230187-$ | US-20040260282-$ | US-20050004563-$ | US-20050059964-$ | US-20050101944-$ | US-20050165391-$ | US-20050171522-$ | US-20050177209-$ | US-20050177211-$ | US-20050203503-$ | US-20050222565-$ | US-20050234445-$ | US-20050240174-$ | US-20050261570-$ | US-20050267552-$ | US-20050283148-$ | US-20050288759-$ | US-20060089635-$ | US-20060111702-$ | US-20060122686-$).DID.	US-PGPUB; USPAT	OR	ON	2019/03/05 15:49
S168	18	(US-20060142756-$ | US-20060173359-$ | US-20060200121-$ | US-20060206111-$ | US-20060206127-$ | US-20060206129-$ | US-20060206130-$ | US-20060206132-$ | US-20060206133-$ | US-20060217705-$ | US-20060229645-$ | US-20060247616-$ | US-20060259027-$ | US-20070006215-$ | US-20070077230-$ | US-20070287996-$ | US-20080048786-$ | US-20090105640-$).DID.	US-PGPUB; USPAT	OR	ON	2019/03/05 15:49
S169	960	S163 S164 S165 S166 S167 S168	US-PGPUB; USPAT	OR	ON	2019/03/05 15:49
S170	73	("2006/0229645").URPN.	USPAT	OR	ON	2019/03/05 15:58
S171	57738	S155 and needle	US-PGPUB; USPAT	OR	ON	2019/03/05 16:17
S172	8211	S155 and needle and ((plurality multiple) with (filament or electrodes))	US-PGPUB; USPAT	OR	ON	2019/03/05 16:17
S173	695	S172 and hypotube	US-PGPUB; USPAT	OR	ON	2019/03/05 16:18
S174	155175	a61b5/$.cpc.	US-PGPUB; USPAT	OR	ON	2019/03/05 17:54
S175	187124	(a61b18/$.cpc. or a61b2018/$.cpc. or a61b17/$.cpc. or a61b2017/$.cpc.)	US-PGPUB; USPAT	OR	ON	2019/03/05 17:54
S176	328022	S174 or S175	US-PGPUB; USPAT	OR	ON	2019/03/05 17:54
S177	328022	S176	US-PGPUB;	OR	ON	2019/03/05

			USPAT			17:55
S178	2691077	(rotate$5)	US-PGPUB; USPAT	OR	ON	2019/03/05 17:55
S179	1070705	(rotat$5 and linear longitudinal translational) near5 (motion moving movement advancement advance deploy deployment direction)	US-PGPUB; USPAT	OR	ON	2019/03/05 17:57
S180	70057	S177 and S179	US-PGPUB; USPAT	OR	ON	2019/03/05 17:57
S181	57761	S180 and (cannula trocar insert hub engagement catheter probe)	US-PGPUB; USPAT	OR	ON	2019/03/05 17:58
S182	25249	S181 and (@ad<="20091105")	US-PGPUB; USPAT	OR	ON	2019/03/05 18:00
S183	90	("2010/0114017").URPN.	USPAT	OR	ON	2019/03/07 10:58
S184	0	("2010/0076340").URPN.	USPAT	OR	ON	2019/03/07 13:42

EAST Search History (Interference)

< This search history is empty>

3/ 7/ 2019 5:23:57 PM
C:\ Users\ cdedoulis2\ Documents\ EAST\ Workspaces\ 15092945.wsp

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Doc Code: ECOMM.AUTH/ECOMM.WTDW
Doc Description: Internet Communications Authorized/Internet Communications Authorization Withdrawn

PTO/SB/439 (11-15)

AUTHORIZATION FOR INTERNET COMMUNICATIONS IN A PATENT APPLICATION OR REQUEST TO WITHDRAW AUTHORIZATION FOR INTERNET COMMUNICATIONS		
	Application No.	15/092,945
	Filing Date	04/07/2016
	First Named Inventor	Robert E. Wright
	Art Unit	3794
	Examiner Name	Christine A. Dedoulis
	Practitioner Docket No.	NBUS.004C1

To: Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

I. To authorize permission for Internet Communications.

☑ Recognizing that Internet communications are not secure, I hereby authorize the USPTO to communicate with the undersigned and practitioners in accordance with 37 CFR 1.33 and 37 CFR 1.34 concerning any subject matter of this application via video conferencing, instant messaging, or electronic mail. I understand that a copy of these communications will be made of record in the application file. (MPEP 502.03)

II. To withdraw authorization for Internet Communications.

☐ The authorization given on _____, to the USPTO to communicate with the undersigned and any practitioner in accordance with 37 CFR 1.33 and 37 CFR 1.34 concerning any subject matter of this application via Internet communications such as video conferencing, instant messaging, or electronic mail is hereby withdrawn. I understand that the withdrawal is effective when approved rather than when received.

I am the

☐ applicant.

☐ attorney or agent of record. Registration number _____.

☑ attorney or agent acting under 37 CFR 1.34. Registration number 55,265.

/Daniel C. Higgs/ — Signature

August 23, 2019 — Date

Daniel C. Higgs — Typed or printed name

(801) 703-1961 — Telephone Number

NOTE: This form must be signed in accordance with 37 CFR 1.33. See 37 CFR 1.4 for signature requirements and certifications. Juristic entities must be represented by a patent practitioner (see 37 CFR 1.31, which is applicable to any paper filed on or after September 16, 2012, that is presented on behalf of a juristic entity, regardless of application filing date). Submit multiple forms if more than one signature is required, see below*.

☐ * Total of _____ forms are submitted.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Privacy Act Statement

The **Privacy Act of 1974 (P.L. 93-579)** requires that you be given certain information in connection with your submission of the attached form related to a patent application or patent. Accordingly, pursuant to the requirements of the Act, please be advised that: (1) the general authority for the collection of this information is 35 U.S.C. 2(b)(2); (2) furnishing of the information solicited is voluntary; and (3) the principal purpose for which the information is used by the U.S. Patent and Trademark Office is to process and/or examine your submission related to a patent application or patent. If you do not furnish the requested information, the U.S. Patent and Trademark Office may not be able to process and/or examine your submission, which may result in termination of proceedings or abandonment of the application or expiration of the patent.

The information provided by you in this form will be subject to the following routine uses:

1. The information on this form will be treated confidentially to the extent allowed under the Freedom of Information Act (5 U.S.C. 552) and the Privacy Act (5 U.S.C 552a). Records from this system of records may be disclosed to the Department of Justice to determine whether disclosure of these records is required by the Freedom of Information Act.
2. A record from this system of records may be disclosed, as a routine use, in the course of presenting evidence to a court, magistrate, or administrative tribunal, including disclosures to opposing counsel in the course of settlement negotiations.
3. A record in this system of records may be disclosed, as a routine use, to a Member of Congress submitting a request involving an individual, to whom the record pertains, when the individual has requested assistance from the Member with respect to the subject matter of the record.
4. A record in this system of records may be disclosed, as a routine use, to a contractor of the Agency having need for the information in order to perform a contract. Recipients of information shall be required to comply with the requirements of the Privacy Act of 1974, as amended, pursuant to 5 U.S.C. 552a(m).
5. A record related to an International Application filed under the Patent Cooperation Treaty in this system of records may be disclosed, as a routine use, to the International Bureau of the World Intellectual Property Organization, pursuant to the Patent Cooperation Treaty.
6. A record in this system of records may be disclosed, as a routine use, to another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to the Atomic Energy Act (42 U.S.C. 218(c)).
7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or his/her designee, during an inspection of records conducted by GSA as part of that agency's responsibility to recommend improvements in records management practices and programs, under authority of 44 U.S.C. 2904 and 2906. Such disclosure shall be made in accordance with the GSA regulations governing inspection of records for this purpose, and any other relevant (*i.e.*, GSA or Commerce) directive. Such disclosure shall not be used to make determinations about individuals.
8. A record from this system of records may be disclosed, as a routine use, to the public after either publication of the application pursuant to 35 U.S.C. 122(b) or issuance of a patent pursuant to 35 U.S.C. 151. Further, a record may be disclosed, subject to the limitations of 37 CFR 1.14, as a routine use, to the public if the record was filed in an application which became abandoned or in which the proceedings were terminated and which application is referenced by either a published application, an application open to public inspection or an issued patent.
9. A record from this system of records may be disclosed, as a routine use, to a Federal, State, or local law enforcement agency, if the USPTO becomes aware of a violation or potential violation of law or regulation.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Electronic Acknowledgement Receipt

EFS ID:	36957876
Application Number:	15092945
International Application Number:	
Confirmation Number:	5930
Title of Invention:	SYSTEMS AND METHODS FOR TISSUE ABLATION
First Named Inventor/Applicant Name:	Robert E. Wright
Customer Number:	148468
Filer:	Daniel Christopher Higgs
Filer Authorized By:	
Attorney Docket Number:	NBUS.004C1
Receipt Date:	23-AUG-2019
Filing Date:	07-APR-2016
Time Stamp:	06:58:09
Application Type:	Utility under 35 USC 111(a)

Payment information:

Submitted with Payment	no

File Listing:

Document Number	Document Description	File Name	File Size(Bytes)/ Message Digest	Multi Part /.zip	Pages (if appl.)
1	Internet Communications Authorized	NBUS004C1_SB0439.pdf	103526 7f5ec77709e2d651a2b40b9651fc879a1a361e53	no	2

Warnings:

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Information:	
Total Files Size (in bytes):	103526

This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.

New Applications Under 35 U.S.C. 111

If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

National Stage of an International Application under 35 U.S.C. 371

If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

New International Application Filed with the USPTO as a Receiving Office

If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
15/092,945	04/07/2016	Robert E. Wright	NBUS.004C1	5930

148468 7590 08/27/2019

Med Venture Management, LLC
6030 W. Harold Gatty Dr.
Salt Lake City, UT 84116

EXAMINER
DEDOULIS, CHRISTINE A

ART UNIT	PAPER NUMBER
3794	

MAIL DATE	DELIVERY MODE
08/27/2019	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Applicant-Initiated Interview Summary	Application No. 15/092,945	Applicant(s) Wright et al.	
	Examiner CHRISTINE A DEDOULIS	Art Unit 3794	AIA (FITF) Status No

All participants (applicant, applicants representative, PTO personnel):

(1) Christine A. Dedoulis.

(2) Daniel C. Higgs.

(3) Bret Boudousquie.

(4) Eunhwa Kim.

Date of Interview: 23 August 2019.

Type: ☐ Telephonic ☑ Video Conference
☐ Personal [copy given to: ☐ applicant ☐ applicant's representative]

Exhibit shown or demonstration conducted: ☑ Yes ☐ No.
If Yes, brief description: Applicant provided a video demonstration of the animated product and current use.

Issues Discussed ☐101 ☐112 ☑102 ☑103 ☑Others
(For each of the checked box(es) above, please describe below the issue and detailed description of the discussion)

Claim(s) discussed: 1 and 19-20.

Identification of prior art discussed: See Continuation Sheet.

Substance of Interview
(For each issue discussed, provide a detailed description and indicate if agreement was reached. Some topics may include: identification or clarification of a reference or a portion thereof, claim interpretation, proposed amendments, arguments of any applied references etc...)

Applicant gave a helpful overview of the invention and provided a video demonstration of how the device can be used. There was a discussion regarding the cited prior art. Applicant pointed out key differences between the prior art and instant invention, and proposed claim amendments that better distinguish these differences over the prior art. Specifically, the Applicant proposed amendments that better define over the current interpretation of the RF probe in Young, further explaining that the RF probe is separate from the needle portion of the device. Applicant also expressed the intent to incorporate claim language regarding separately inserting the RF probe and fluid at different times during use.

An agreement was reached that the amendments proposed during the interview appear to overcome the prior art rejection of record, however, the Examiner notes that further search and consideration would be necessary upon submission of the amendments..

Applicant recordation instructions: The formal written reply to the last Office action must include the substance of the interview. (See MPEP section 713.04). If a reply to the last Office action has already been filed, applicant is given a non-extendable period of the longer of one month or thirty days from this interview date, or the mailing date of this interview summary form, whichever is later, to file a statement of the substance of the interview.

Examiner recordation instructions: Examiners must summarize the substance of any interview of record. A complete and proper recordation of the substance of an interview should include the items listed in MPEP 713.04 for complete and proper recordation including the identification of the general thrust of each argument or issue discussed, a general indication of any other pertinent matters discussed regarding patentability and the general results or outcome of the interview, to include an indication as to whether or not agreement was reached on the issues raised.

☑ Attachment

/C.A.D./ Examiner, Art Unit 3794	/EUN HWA KIM/ Primary Examiner, Art Unit 3794

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Summary of Record of Interview Requirements

Manual of Patent Examining Procedure (MPEP), Section 713.04, Substance of Interview Must be Made of Record
A complete written statement as to the substance of any face-to-face, video conference, or telephone interview with regard to an application must be made of record in the application whether or not an agreement with the examiner was reached at the interview.

Title 37 Code of Federal Regulations (CFR) 1.133 Interviews
Paragraph (b)

In every instance where reconsideration is requested in view of an interview with an examiner, a complete written statement of the reasons presented at the interview as warranting favorable action must be filed by the applicant. An interview does not remove the necessity for reply to Office action as specified in §§ 1.111, 1.135. (35 U.S.C. 132)

37 CFR §1.2 Business to be transacted in writing.
All business with the Patent or Trademark Office should be transacted in writing. The personal attendance of applicants or their attorneys or agents at the Patent and Trademark Office is unnecessary. The action of the Patent and Trademark Office will be based exclusively on the written record in the Office. No attention will be paid to any alleged oral promise, stipulation, or understanding in relation to which there is disagreement or doubt.

The action of the Patent and Trademark Office cannot be based exclusively on the written record in the Office if that record is itself incomplete through the failure to record the substance of interviews.

It is the responsibility of the applicant or the attorney or agent to make the substance of an interview of record in the application file, unless the examiner indicates he or she will do so. It is the examiners responsibility to see that such a record is made and to correct material inaccuracies which bear directly on the question of patentability.

Examiners must complete an Interview Summary Form for each interview held where a matter of substance has been discussed during the interview by checking the appropriate boxes and filling in the blanks. Discussions regarding only procedural matters, directed solely to restriction requirements for which interview recordation is otherwise provided for in Section 812.01 of the Manual of Patent Examining Procedure, or pointing out typographical errors or unreadable script in Office actions or the like, are excluded from the interview recordation procedures below. Where the substance of an interview is completely recorded in an Examiners Amendment, no separate Interview Summary Record is required.

The Interview Summary Form shall be given an appropriate Paper No., placed in the right hand portion of the file, and listed on the "Contents" section of the file wrapper. In a personal interview, a duplicate of the Form is given to the applicant (or attorney or agent) at the conclusion of the interview. In the case of a telephone or video-conference interview, the copy is mailed to the applicants correspondence address either with or prior to the next official communication. If additional correspondence from the examiner is not likely before an allowance or if other circumstances dictate, the Form should be mailed promptly after the interview rather than with the next official communication.

The Form provides for recordation of the following information:
- Application Number (Series Code and Serial Number)
- Name of applicant
- Name of examiner
- Date of interview
- Type of interview (telephonic, video-conference, or personal)
- Name of participant(s) (applicant, attorney or agent, examiner, other PTO personnel, etc.)
- An indication whether or not an exhibit was shown or a demonstration conducted
- An identification of the specific prior art discussed
- An indication whether an agreement was reached and if so, a description of the general nature of the agreement (may be by attachment of a copy of amendments or claims agreed as being allowable). Note: Agreement as to allowability is tentative and does not restrict further action by the examiner to the contrary.
- The signature of the examiner who conducted the interview (if Form is not an attachment to a signed Office action)

It is desirable that the examiner orally remind the applicant of his or her obligation to record the substance of the interview of each case. It should be noted, however, that the Interview Summary Form will not normally be considered a complete and proper recordation of the interview unless it includes, or is supplemented by the applicant or the examiner to include, all of the applicable items required below concerning the substance of the interview.

A complete and proper recordation of the substance of any interview should include at least the following applicable items:
1) A brief description of the nature of any exhibit shown or any demonstration conducted,-
2) an identification of the claims discussed,
3) an identification of the specific prior art discussed,
4) an identification of the principal proposed amendments of a substantive nature discussed, unless these are already described on the Interview Summary Form completed by the Examiner,
5) a brief identification of the general thrust of the principal arguments presented to the examiner,
(The identification of arguments need not be lengthy or elaborate. A verbatim or highly detailed description of the arguments is not required. The identification of the arguments is sufficient if the general nature or thrust of the principal arguments made to the examiner can be understood in the context of the application file. Of course, the applicant may desire to emphasize and fully describe those arguments which he or she feels were or might be persuasive to the examiner.)
6) a general indication of any other pertinent matters discussed, and
7) if appropriate, the general results or outcome of the interview unless already described in the Interview Summary Form completed by the examiner.

Examiners are expected to carefully review the applicants record of the substance of an interview. If the record is not complete and accurate, the examiner will give the applicant an extendable one month time period to correct the record.

Examiner to Check for Accuracy

If the claims are allowable for other reasons of record, the examiner should send a letter setting forth the examiners version of the statement attributed to him or her. If the record is complete and accurate, the examiner should place the indication, Interview Record OK on the paper recording the substance of the interview along with the date and the examiners initials.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Continuation of Identification of prior art discussed: Young U.S. PGPub. No. 2007/0203486, Eckstein et al., U.S. PGPub. No. 2010/0076340, and Daniel et al. U.S. Pat. 7,108,696

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Dedoulis, Christine A.

From: Dan Higgs <dhiggs@medventureholdings.com>
Sent: Friday, August 23, 2019 7:37 AM
To: Dedoulis, Christine A.
Cc: 'Bret Boudousquie'
Subject: Application No. 15/092,945 - Examiner Interview

Examiner Dedoulis:

Thank you for setting up the web conference for our interview today at 10 a.m. EDT. In addition to myself, Bret Boudousquie will be participating on our end.

By way of agenda, I propose the following:

- Brief introductions
- Discussion of:
  - commercial embodiment, possibly with video demonstration thereof
  - further disclosures of the application
  - cited prior art (Young, Eckstein, Daniel)
  - rejected independent claims
  - claim amendments
- Conclusion/Interview Summary

We look forward to our discussion today.

Best regards,

Dan

Dan Higgs / Chief IP Counsel
801-703-1961
dhiggs@medventureholdings.com

MED VENTURE HOLDINGS

www.medventureholdings.com
6030 W. Harold Gatty Dr., Salt Lake City, UT 84116

NOTE: This email may contain material that is confidential, privileged and/or attorney work product for the sole use of the intended recipient. Any unauthorized review, use, or distribution is prohibited and may be unlawful.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

PTO/SB/06 (09-11)
Approved for use through 1/31/2014. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PATENT APPLICATION FEE DETERMINATION RECORD Substitute for Form PTO-875	Application or Docket Number 15/092,945	Filing Date 04/07/2016	☐ To be Mailed

ENTITY: ☐ LARGE ☑ SMALL ☐ MICRO

APPLICATION AS FILED - PART I

FOR	(Column 1) NUMBER FILED	(Column 2) NUMBER EXTRA		RATE ($)	FEE ($)
☐ BASIC FEE (37 CFR 1.16(a), (b), or (c))	N/A	N/A		N/A	
☐ SEARCH FEE (37 CFR 1.16(k), (i), or (m))	N/A	N/A		N/A	
☐ EXAMINATION FEE (37 CFR 1.16(o), (p), or (q))	N/A	N/A		N/A	
TOTAL CLAIMS (37 CFR 1.16(i))	minus 20 =	*		x $40 =	
INDEPENDENT CLAIMS (37 CFR 1.16(h))	minus 3 =	*		x $210 =	
☐ APPLICATION SIZE FEE (37 CFR 1.16(s))	If the specification and drawings exceed 100 sheets of paper, the application size fee due is $310 ($155 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).				
☐ MULTIPLE DEPENDENT CLAIM PRESENT (37 CFR 1.16(j))					
* If the difference in column 1 is less than zero, enter "0" in column 2.				TOTAL	

APPLICATION AS AMENDED - PART II

		(Column 1)		(Column 2)	(Column 3)			
AMENDMENT	09/16/2019	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA		RATE ($)	ADDITIONAL FEE ($)
	Total (37 CFR 1.16(i))	* 68	Minus	** 68	= 0		x $50 =	0
	Independent (37 CFR 1.16(h))	* 3	Minus	*** 3	= 0		x $230 =	0
	☐ Application Size Fee (37 CFR 1.16(s))							
	☐ FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(j))							
							TOTAL ADD'L FEE	0

		(Column 1)		(Column 2)	(Column 3)			
AMENDMENT		CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA		RATE ($)	ADDITIONAL FEE ($)
	Total (37 CFR 1.16(i))	*	Minus	**	=		x $0 =	
	Independent (37 CFR 1.16(h))	*	Minus	***	=		x $0 =	
	☐ Application Size Fee (37 CFR 1.16(s))							
	☐ FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(j))							
							TOTAL ADD'L FEE	

* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.	LIE
** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20".	/THUY T TA/
*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3".	
The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.	

This collection of information is required by 37 CFR 1.16. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

PTO/SB/30EFS (02-18)
Approved for use through 11/30/2020. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

REQUEST FOR CONTINUED EXAMINATION(RCE)TRANSMITTAL
(Submitted Only via EFS-Web)

Application Number	15/092,945	Filing Date	2016-04-07	Docket Number (if applicable)	NBUS.004C1	Art Unit	3794
First Named Inventor	Robert E. Wright			Examiner Name	Christine A. Dedoulis		

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. The Instruction Sheet for this form is located at WWW.USPTO.GOV

SUBMISSION REQUIRED UNDER 37 CFR 1.114

Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

- ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- ☐ Other _____

☒ Enclosed

- ☒ Amendment/Reply
- ☐ Information Disclosure Statement (IDS)
- ☐ Affidavit(s)/ Declaration(s)
- ☐ Other _____

MISCELLANEOUS

☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of months _____ (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)

☐ Other _____

FEES

☒ **The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.**
The Director is hereby authorized to charge any underpayment of fees, or credit any overpayments, to Deposit Account No 602176

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

☒ Patent Practitioner Signature

Applicant Signature

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

PTO/SB/30EFS (02-18)
Approved for use through 11/30/2020. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Signature of Registered U.S. Patent Practitioner			
Signature	/Daniel C. Higgs/	Date (YYYY-MM-DD)	2019-09-16
Name	Daniel C. Higgs	Registration Number	55265

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Privacy Act Statement

The Privacy Act of 1974 (P.L. 93-579) requires that you be given certain information in connection with your submission of the attached form related to a patent application or patent. Accordingly, pursuant to the requirements of the Act, please be advised that: (1) the general authority for the collection of this information is 35 U.S.C. 2(b)(2); (2) furnishing of the information solicited is voluntary; and (3) the principal purpose for which the information is used by the U.S. Patent and Trademark Office is to process and/or examine your submission related to a patent application or patent. If you do not furnish the requested information, the U.S. Patent and Trademark Office may not be able to process and/or examine your submission, which may result in termination of proceedings or abandonment of the application or expiration of the patent.

The information provided by you in this form will be subject to the following routine uses:

1. The information on this form will be treated confidentially to the extent allowed under the Freedom of Information Act (5 U.S.C. 552) and the Privacy Act (5 U.S.C. 552a). Records from this system of records may be disclosed to the Department of Justice to determine whether the Freedom of Information Act requires disclosure of these records.

2. A record from this system of records may be disclosed, as a routine use, in the course of presenting evidence to a court, magistrate, or administrative tribunal, including disclosures to opposing counsel in the course of settlement negotiations.

3. A record in this system of records may be disclosed, as a routine use, to a Member of Congress submitting a request involving an individual, to whom the record pertains, when the individual has requested assistance from the Member with respect to the subject matter of the record.

4. A record in this system of records may be disclosed, as a routine use, to a contractor of the Agency having need for the information in order to perform a contract. Recipients of information shall be required to comply with the requirements of the Privacy Act of 1974, as amended, pursuant to 5 U.S.C. 552a(m).

5. A record related to an International Application filed under the Patent Cooperation Treaty in this system of records may be disclosed, as a routine use, to the International Bureau of the World Intellectual Property Organization, pursuant to the Patent Cooperation Treaty.

6. A record in this system of records may be disclosed, as a routine use, to another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to the Atomic Energy Act (42 U.S.C. 218(c)).

7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or his/her designee, during an inspection of records conducted by GSA as part of that agency's responsibility to recommend improvements in records management practices and programs, under authority of 44 U.S.C. 2904 and 2906. Such disclosure shall be made in accordance with the GSA regulations governing inspection of records for this purpose, and any other relevant (i.e., GSA or Commerce) directive. Such disclosure shall not be used to make determinations about individuals.

8. A record from this system of records may be disclosed, as a routine use, to the public after either publication of the application pursuant to 35 U.S.C. 122(b) or issuance of a patent pursuant to 35 U.S.C. 151. Further, a record may be disclosed, subject to the limitations of 37 CFR 1.14, as a routine use, to the public if the record was filed in an application which became abandoned or in which the proceedings were terminated and which application is referenced by either a published application, an application open to public inspections or an issued patent.

9. A record from this system of records may be disclosed, as a routine use, to a Federal, State, or local law enforcement agency, if the USPTO becomes aware of a violation or potential violation of law or regulation.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Inventor:	Robert E. Wright	
Application No.:	15/092,945	Art Unit: 3794
Filing Date:	April 7, 2016	
Title:	SYSTEMS AND METHODS FOR TISSUE ABLATION	
Examiner:	Christine A. Dedoulis	
Confirmation No.:	5930	
Customer No.:	148468	

AMENDMENT AND RESPONSE TO OFFICE ACTION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Commissioner:

Responsive to the Office Action dated March 14, 2019, the Applicant respectfully requests reconsideration of the pending claims in view of the amendments and remarks herein.

Amendments to the Claims are reflected in the listing of claims which begins on page 2.

Summary of the Interview begins on page 17.

Remarks begin on page 19.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Amendments to the Claims

This listing of claims will replace all prior versions, and listings, of claims in the application:

1. (Currently amended) A needle apparatus comprising:

a first hub;

an elongate member having a proximal end and a distal end, the proximal end being fixedly attached to the first hub, the elongate member comprising a lumen at an interior thereof, the lumen being configured to receive a distal end of a radiofrequency probe, the radiofrequency probe being separate from the needle apparatus;

a tip positioned at the distal end of the elongate member, the tip being configured to pierce body tissue;

a plurality of filaments movable between a retracted position at least partially in the elongate member and a deployed position at least partially out of the elongate member;

a second hub coupled to the plurality of filaments; and

an actuator coupled to the second hub and rotatable relative to the first hub, wherein rotation of the actuator in a first direction relative to the first hub moves the second hub axially relative to the first hub to advance the plurality of filaments to the deployed position, and wherein rotation of the actuator in a second direction relative to the first hub that is opposite the first direction moves the second hub axially relative to the first hub to retract the plurality of filaments to the retracted position,

wherein, when the radiofrequency probe is fully separated from the needle apparatus in a non-inserted state, such that the lumen and the first and second hubs are devoid of the radiofrequency probe, the plurality of filaments are movable via the actuator from the retracted position to the deployed position, and

wherein, after the plurality of filaments have been moved to the deployed position, the first and second hubs are each configured permit insertion therethrough of

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

the radiofrequency probe and the lumen is configured to accept the radiofrequency probe therein to establish an electrically conductive path from the radiofrequency probe to the plurality of filaments, the plurality of filaments and the tip being configured to transmit ~~radio-frequency~~ radiofrequency energy from the radiofrequency probe to operate as a monopolar electrode, when the radiofrequency probe is inserted into the lumen.

2. (Previously presented) The needle apparatus of claim 1, wherein the first hub defines a lumen, wherein the second hub defines a lumen, and wherein the lumens of the first and second hubs are configured to permit the radiofrequency probe to be inserted therethrough and into the lumen at the interior of the elongate member.

3. (Previously presented) The needle apparatus of claim 2, wherein the actuator defines a lumen within which a portion of the second hub is positioned.

4. (Previously presented) The needle apparatus of claim 2, wherein the second hub comprises a longitudinal protrusion that is positioned in the lumen of the first hub.

5. (Previously presented) The needle apparatus of claim 2, further comprising a fitting configured to be attached to a fluid delivery device to permit fluid to be delivered through each of the lumens of the first and second hubs and through the lumen at the interior of the elongate member.

6. (Previously presented) The needle apparatus of claim 1, wherein the elongate member defines the lumen that is at the interior thereof.

7. (Previously presented) The needle apparatus of claim 1, further comprising a tube positioned within the elongate member, wherein the tube defines the lumen at the interior of the elongate member.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

8. (Previously presented) The needle apparatus of claim 1, wherein a single unitary structure defines the plurality of filaments, and wherein the single unitary structure is fixedly attached to the second hub.

9. (Previously presented) The needle apparatus of claim 8, wherein the single unitary structure comprises a wire.

10. (Previously presented) The needle apparatus of claim 1, wherein a single unitary structure defines the elongate member and the tip.

11. (Currently amended) The needle apparatus of claim 1, wherein the tip comprises a lumen, and wherein the lumen at the interior of the elongate member is configured to permit fluid to pass therethrough and then into the lumen of the tip.

12. (Currently amended) The needle apparatus of claim 1, wherein an inner surface of the actuator includes a helical track or a helical thread, the helical track or the helical thread causing ~~that causes~~ axial movement of the second hub as the actuator is rotated.

13. (Previously presented) The needle apparatus of claim 1, wherein rotation of the actuator relative to the first hub creates linear motion of the second hub relative to the first hub without transmitting rotational motion to the second hub.

14. (Previously presented) The needle apparatus of claim 1, further comprising a key slot and a mating key that act together to limit the second hub to a linear motion along a central longitudinal axis of the needle apparatus as the actuator is rotated.

15. (Previously presented) The needle apparatus of claim 1, further comprising a projection, wherein the actuator comprises a helical track sized to

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

accommodate the projection, and wherein, when the actuator is rotated relative to the first hub, the actuator interacts with the projection to transmit linear motion to the second hub while the rotational motion of the actuator is not transmitted to the second hub.

16. (Previously presented) The needle apparatus of claim 1, wherein the first hub includes a cavity sized to house a protrusion of the second hub, and wherein the second hub is limited to a linear motion relative to the first hub.

17. (Previously presented) The needle apparatus of claim 1, wherein the plurality of filaments comprises three filaments, and wherein an angle between each pair of adjacent filaments is about 120 degrees when the plurality of filaments are in the deployed position.

18. (Previously presented) A system comprising:

the needle apparatus of claim 1; and

the radiofrequency probe.

19. (Currently amended) A needle apparatus operable with a separate radiofrequency probe that is insertable into the needle apparatus, the needle apparatus comprising:

a first hub ~~that comprises a lumen~~;

an elongate member having a proximal end and a distal end, the proximal end being fixedly attached to the first hub, the elongate member comprising a lumen at an interior thereof;

a tip positioned at the distal end of the elongate member, the tip being configured to pierce body tissue;

a plurality of filaments movable between a retracted position at least partially in the elongate member and a deployed position at least partially out of the elongate member;

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

a second hub coupled to the plurality of filaments~~, the second hub defining a lumen~~; and

an actuator coupled to the second hub and rotatable relative to the first hub, wherein rotation of the actuator in a first direction relative to the first hub moves the second hub axially relative to the first hub to advance the plurality of filaments to the deployed position, and wherein rotation of the actuator in a second direction relative to the first hub that is opposite the first direction moves the second hub axially relative to the first hub to retract the plurality of filaments to the retracted position,

the ~~lumens of the~~ first and second hubs being configured to permit ~~passage~~ insertion therethrough of a distal end of [[a]] the radiofrequency probe, such that upon insertion of the radiofrequency probe through the first and second hubs, the distal end of the radiofrequency probe extends ~~therethrough and~~ into the lumen at the interior of the elongate member to establish an electrically conductive path from the radiofrequency probe to the plurality of filaments, ~~and~~ the plurality of filaments and the tip being configured to transmit ~~radio frequency~~ radiofrequency energy from the radiofrequency probe to operate as a monopolar electrode, when the radiofrequency probe is inserted into the lumen at the interior of the elongate member.

20. (Currently amended) A needle apparatus operable with a separate radiofrequency probe that is insertable into the needle apparatus, the needle apparatus comprising:

a first hub ~~that comprises a cavity~~;

an elongate member having a proximal end and a distal end, the proximal end being fixedly attached to the first hub~~, the elongate member comprising a lumen at an interior thereof, the lumen being configured to receive a distal end of a radiofrequency probe~~;

a tip positioned at the distal end of the elongate member, the tip being configured to pierce body tissue;

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

~~a single unitary structure that defines~~ a plurality of filaments that are movable between a retracted position at least partially in the elongate member and a deployed position at least partially out of the elongate member;

a second hub ~~fixedly attached to a proximal end of the single unitary structure that defines~~ coupled to the plurality of filaments~~; the second hub comprising a protrusion positioned within the cavity of the first hub; and~~

an actuator coupled to the second hub and rotatable relative to the first hub, wherein rotation of the actuator in a first direction relative to the first hub moves the second hub axially relative to the first hub to advance the plurality of filaments to the deployed position, and wherein rotation of the actuator in a second direction relative to the first hub that is opposite the first direction moves the second hub axially relative to the first hub to retract the plurality of filaments to the retracted position, the actuator being operable to move the plurality of filaments to at least the deployed position prior to insertion of the radiofrequency probe into the needle apparatus;

a first lumen that extends to a proximal end of the needle apparatus; and

a second lumen at an interior of the elongate member that is in fluid communication with the first lumen,

the first lumen being configured to permit insertion of the radiofrequency probe therethrough and into the second lumen,

the second lumen being configured to receive the radiofrequency probe therein to establish an electrically conductive path from the radiofrequency probe to the plurality of filaments,

the plurality of filaments and the tip being configured to transmit ~~radio frequency~~ radiofrequency energy from the radiofrequency probe to operate as a monopolar electrode, when the radiofrequency probe is inserted into the second lumen.

21. (New) The needle apparatus of claim 20, wherein a fitting at a proximal end of the needle apparatus defines the first lumen, the fitting being configured to

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

provide a connection to a fluid source for injection of fluid through the first and second lumens.

22. (New) The needle apparatus of claim 21, wherein, the needle apparatus is operable in a first state in which the radiofrequency probe is fully separated from the needle apparatus in a non-inserted state and in which the fitting is connected to the fluid source for injection of fluid through the first and second lumens, and wherein the needle apparatus is operable in a second state in which the fitting is disconnected from the fluid source and in which the radiofrequency probe is inserted through the fitting into the second lumen for delivery of radiofrequency energy along the electrically conductive path.

23. (New) The needle apparatus of claim 22, further comprising a tube that is a separate member relative to the elongate member, the tube defining the second lumen at the interior of the elongate member.

24. (New) The needle apparatus of claim 21, wherein the fitting comprises a Luer fitting.

25. (New) The needle apparatus of claim 20, further comprising a tube that is a separate member relative to the elongate member, the tube defining the second lumen at the interior of the elongate member.

26. (New) The needle apparatus of claim 20, wherein a single unitary structure defines the plurality of filaments, and wherein a proximal end of the single unitary structure is fixedly attached to the second hub.

27. (New) The needle apparatus of claim 20, wherein the second lumen that is configured to receive the radiofrequency probe therein is devoid of an opening at a

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

distal end thereof, such that a distal end of the radiofrequency probe remains in the second lumen during delivery of radiofrequency energy.

28. (New) The needle apparatus of claim 27, wherein the plurality of filaments extend distally beyond the distal end of the radiofrequency probe when the radiofrequency probe is fully inserted into the needle and when the plurality of filaments are in the deployed position, such that when radiofrequency energy is delivered to the radiofrequency probe, the plurality of filaments conduct radiofrequency energy that emanates from the radiofrequency probe beyond the distal end of the radiofrequency probe.

29. (New) The needle apparatus of claim 20, wherein the tip at least partially defines the second lumen, and wherein the second lumen is devoid of an opening at a distal end thereof.

30. (New) The needle apparatus of claim 29, wherein the plurality of filaments extend distally beyond a distal end of the radiofrequency probe when the radiofrequency probe is fully inserted into the needle and when the plurality of filaments are in the deployed position, such that when radiofrequency energy is delivered to the radiofrequency probe, the plurality of filaments conduct radiofrequency energy that emanates from the radiofrequency probe beyond the distal end of the radiofrequency probe.

31. (New) The needle apparatus of claim 20, wherein the needle apparatus is configured to maintain a distal end of the radiofrequency probe within the tip.

32. (New) The needle apparatus of claim 31, wherein the plurality of filaments extend distally beyond the distal end of the radiofrequency probe when the radiofrequency probe is fully inserted into the needle and when the plurality of filaments are in the deployed position, such that when radiofrequency energy is delivered to the radiofrequency probe, the plurality of filaments conduct radiofrequency energy that

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

emanates from the radiofrequency probe beyond the distal end of the radiofrequency probe.

33. (New) The needle apparatus of claim 20, wherein the plurality of filaments extend distally beyond a distal end of the radiofrequency probe when the radiofrequency probe is fully inserted into the needle and when the plurality of filaments are in the deployed position, such that when radiofrequency energy is delivered to the radiofrequency probe, the plurality of filaments conduct radiofrequency energy that emanates from the radiofrequency probe beyond the distal end of the radiofrequency probe.

34. (New) The needle apparatus of claim 20, wherein an electrically conductive portion of the needle contacts a distal end of the radiofrequency probe, when the radiofrequency probe is fully inserted into the lumen, to establish the electrically conductive path from the radiofrequency probe to the plurality of filaments.

35. (New) The needle apparatus of claim 34, wherein the electrically conductive portion of the needle is positioned at the distal end of the needle.

36. (New) The needle apparatus of claim 34, further comprising a tube that comprises a conductive material, the tube being a separate member relative to the elongate member, wherein the electrically conductive portion of the needle that is contacted by the distal end of the radiofrequency probe comprises the conductive material of the tube.

37. (New) The needle apparatus of claim 1, further comprising a fitting at a proximal end of the needle apparatus, the fitting being configured to provide a connection to a fluid source for injection of fluid through the lumen.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

38. (New) The needle apparatus of claim 37, wherein, the needle apparatus is operable in a first state in which the radiofrequency probe is fully separated from the needle apparatus in a non-inserted state and in which the fitting is connected to the fluid source for injection of fluid through the lumen, and wherein the needle apparatus is operable in a second state in which the fitting is disconnected from the fluid source and in which the radiofrequency probe is inserted through the fitting into the lumen for delivery of radiofrequency energy along the electrically conductive path.

39. (New) The needle apparatus of claim 38, further comprising a tube that is a separate member relative to the elongate member, the tube defining the lumen at the interior of the elongate member.

40. (New) The needle apparatus of claim 37, wherein the fitting comprises a Luer fitting.

41. (New) The needle apparatus of claim 1, further comprising a tube that is a separate member relative to the elongate member, the tube defining the lumen at the interior of the elongate member.

42. (New) The needle apparatus of claim 1, wherein a single unitary structure defines the plurality of filaments, and wherein a proximal end of the single unitary structure is fixedly attached to the second hub.

43. (New) The needle apparatus of claim 1, wherein the lumen that is configured to receive the distal end of the radiofrequency probe therein is devoid of an opening at a distal end thereof, such that the distal end of the radiofrequency probe remains in the lumen during delivery of radiofrequency energy.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

44. (New) The needle apparatus of claim 43, wherein the plurality of filaments extend distally beyond the distal end of the radiofrequency probe when the radiofrequency probe is fully inserted into the needle and when the plurality of filaments are in the deployed position, such that when radiofrequency energy is delivered to the radiofrequency probe, the plurality of filaments conduct radiofrequency energy that emanates from the radiofrequency probe beyond the distal end of the radiofrequency probe.

45. (New) The needle apparatus of claim 1, wherein the tip at least partially defines the lumen, and wherein the lumen is devoid of an opening at a distal end thereof.

46. (New) The needle apparatus of claim 45, wherein the plurality of filaments extend distally beyond the distal end of the radiofrequency probe when the radiofrequency probe is fully inserted into the needle and when the plurality of filaments are in the deployed position, such that when radiofrequency energy is delivered to the radiofrequency probe, the plurality of filaments conduct radiofrequency energy that emanates from the radiofrequency probe beyond the distal end of the radiofrequency probe.

47. (New) The needle apparatus of claim 1, wherein the needle apparatus is configured to maintain the distal end of the radiofrequency probe within the tip.

48. (New) The needle apparatus of claim 47, wherein the plurality of filaments extend distally beyond the distal end of the radiofrequency probe when the radiofrequency probe is fully inserted into the needle and when the plurality of filaments are in the deployed position, such that when radiofrequency energy is delivered to the radiofrequency probe, the plurality of filaments conduct radiofrequency energy that emanates from the radiofrequency probe beyond the distal end of the radiofrequency probe.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

49. (New) The needle apparatus of claim 1, wherein the plurality of filaments extend distally beyond the distal end of the radiofrequency probe when the radiofrequency probe is fully inserted into the needle and when the plurality of filaments are in the deployed position, such that when radiofrequency energy is delivered to the radiofrequency probe, the plurality of filaments conduct radiofrequency energy that emanates from the radiofrequency probe beyond the distal end of the radiofrequency probe.

50. (New) The needle apparatus of claim 1, wherein an electrically conductive portion of the needle contacts the distal end of the radiofrequency probe, when the radiofrequency probe is fully inserted into the lumen, to establish the electrically conductive path from the radiofrequency probe to the plurality of filaments.

51. (New) The needle apparatus of claim 50, wherein the electrically conductive portion of the needle is positioned at the distal end of the needle.

52. (New) The needle apparatus of claim 50, further comprising a tube that comprises a conductive material, the tube being a separate member relative to the elongate member, wherein the electrically conductive portion of the needle that is contacted by the distal end of the radiofrequency probe comprises the conductive material of the tube.

53. (New) The needle apparatus of claim 19, wherein a fitting at a proximal end of the needle apparatus defines the lumen, the fitting being configured to provide a connection to a fluid source for injection of fluid through the lumen.

54. (New) The needle apparatus of claim 53, wherein, the needle apparatus is operable in a first state in which the radiofrequency probe is fully separated from the needle apparatus in a non-inserted state and in which the fitting is connected to the fluid source for injection of fluid through the lumen, and wherein the needle apparatus is

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

operable in a second state in which the fitting is disconnected from the fluid source and in which the radiofrequency probe is inserted through the fitting into the lumen for delivery of radiofrequency energy along the electrically conductive path.

55. (New) The needle apparatus of claim 54, further comprising a tube that is a separate member relative to the elongate member, the tube defining the lumen at the interior of the elongate member.

56. (New) The needle apparatus of claim 53, wherein the fitting comprises a Luer fitting.

57. (New) The needle apparatus of claim 19, further comprising a tube that is a separate member relative to the elongate member, the tube defining the lumen at the interior of the elongate member.

58. (New) The needle apparatus of claim 19, wherein a single unitary structure defines the plurality of filaments, and wherein a proximal end of the single unitary structure is fixedly attached to the second hub.

59. (New) The needle apparatus of claim 19, wherein the lumen that is configured to receive the radiofrequency probe therein is devoid of an opening at a distal end thereof, such that the distal end of the radiofrequency probe remains in the lumen during delivery of radiofrequency energy.

60. (New) The needle apparatus of claim 59, wherein the plurality of filaments extend distally beyond the distal end of the radiofrequency probe when the radiofrequency probe is fully inserted into the needle and when the plurality of filaments are in the deployed position, such that when radiofrequency energy is delivered to the radiofrequency probe, the plurality of filaments conduct radiofrequency energy that

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

emanates from the radiofrequency probe beyond the distal end of the radiofrequency probe.

61. (New) The needle apparatus of claim 19, wherein the tip at least partially defines the lumen, and wherein the lumen is devoid of an opening at a distal end thereof.

62. (New) The needle apparatus of claim 61, wherein the plurality of filaments extend distally beyond the distal end of the radiofrequency probe when the radiofrequency probe is fully inserted into the needle and when the plurality of filaments are in the deployed position, such that when radiofrequency energy is delivered to the radiofrequency probe, the plurality of filaments conduct radiofrequency energy that emanates from the radiofrequency probe beyond the distal end of the radiofrequency probe.

63. (New) The needle apparatus of claim 19, wherein the needle apparatus is configured to maintain the distal end of the radiofrequency probe within the tip.

64. (New) The needle apparatus of claim 63, wherein the plurality of filaments extend distally beyond the distal end of the radiofrequency probe when the radiofrequency probe is fully inserted into the needle and when the plurality of filaments are in the deployed position, such that when radiofrequency energy is delivered to the radiofrequency probe, the plurality of filaments conduct radiofrequency energy that emanates from the radiofrequency probe beyond the distal end of the radiofrequency probe.

65. (New) The needle apparatus of claim 19, wherein the plurality of filaments extend distally beyond the distal end of the radiofrequency probe when the radiofrequency probe is fully inserted into the needle and when the plurality of filaments are in the deployed position, such that when radiofrequency energy is delivered to the radiofrequency probe, the plurality of filaments conduct radiofrequency energy that

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

emanates from the radiofrequency probe beyond the distal end of the radiofrequency probe.

66. (New) The needle apparatus of claim 19, wherein an electrically conductive portion of the needle contacts the distal end of the radiofrequency probe, when the radiofrequency probe is fully inserted into the lumen, to establish the electrically conductive path from the radiofrequency probe to the plurality of filaments.

67. (New) The needle apparatus of claim 66, wherein the electrically conductive portion of the needle is positioned at the distal end of the needle.

68. (New) The needle apparatus of claim 66, further comprising a tube that comprises a conductive material, the tube being a separate member relative to the elongate member, wherein the electrically conductive portion of the needle that is contacted by the distal end of the radiofrequency probe comprises the conductive material of the tube.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Summary of the Interview

The Applicant thanks Examiner Christine A. Dedoulis and Examiner Eun Hwa Kim for the courtesy extended to Bret Boudousquie and Daniel C. Higgs in the WebEx/video conference interview conducted on August 23, 2019. The Applicant agrees with the Applicant-Initiated Interview Summary dated August 27, 2019 ("the Summary"), with a minor clarification provided hereafter.

Exhibit/Demonstration

As noted in the Summary, video demonstration was provided in which a commercial embodiment was shown.

Claims Discussed

Claims 1 and 19-20 were discussed.

Prior Art Discussed

U.S. Patent Application Publication No. 2007/0203486 of Young, U.S. Patent Application Publication No. 2010/0076340 of Eckstein et al. ("Eckstein"), and U.S. Patent No. 7,108,696 of Daniel et al. ("Daniel") were discussed.

Principal Proposed Amendments

The amendments set forth in amended claims 1, 19, and 20 herein were discussed.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Principal Arguments

The Applicant agrees with the identification of the principal arguments provided in the Summary, but wishes to clarify that when the Summary indicates that it was the Applicant's intent to "incorporate claim language regarding separately inserting the RF probe and fluid at different times during use," this indication pertains to the incorporation of certain dependent claims into the amended listing of claims.

Other Pertinent Matters Discussed

None.

Results

The Applicant thanks Examiner Dedoulis and Examiner Kim for the productive discussion of various proposed amendments. Agreement was reached that claims 1, 19, and 20, as amended herein, overcome the prior art rejection of record.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Remarks

This paper is submitted in response to the Office Action mailed March 14, 2019. Claims 1-20 were pending in the Application and stand rejected. By this paper, claims 1, 11, 12, 19, and 20 are amended and new claims 21-68 are added. The Applicant respectfully submits that all amendments are fully supported by the Application, as originally filed, and that none of the amendments add new matter to the Application.

Claim Rejections Under 35 U.S.C. § 102

Claims 1, 2, 6-10, and 19 stand rejected under pre-AIA 35 U.S.C. § 102(b) as allegedly being anticipated by U.S. Patent Application Publication No. 2007/0203486 of Young ("Young"). The Applicant respectfully traverses these rejections, and does not acquiesce to the characterizations of the teachings of Young, as set forth in the Office Action. However, in order to expedite prosecution of the present application, the Applicant has amended independent claims 1 and 19.

Claim 1

As amended, independent 1 recites (emphases added):

> 1. A needle apparatus comprising:
>
> a first hub;
>
> an elongate member having a proximal end and a distal end, the proximal end being fixedly attached to the first hub, the elongate member comprising a lumen at an interior thereof, the lumen being configured to receive a distal end of a radiofrequency probe, **the radiofrequency probe being separate from the needle apparatus**;
>
> a tip positioned at the distal end of the elongate member, the tip being configured to pierce body tissue;

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

a plurality of filaments movable between a retracted position at least partially in the elongate member and a deployed position at least partially out of the elongate member;

a second hub coupled to the plurality of filaments; and

an actuator coupled to the second hub and rotatable relative to the first hub, wherein rotation of the actuator in a first direction relative to the first hub moves the second hub axially relative to the first hub to advance the plurality of filaments to the deployed position, and wherein rotation of the actuator in a second direction relative to the first hub that is opposite the first direction moves the second hub axially relative to the first hub to retract the plurality of filaments to the retracted position,

wherein, when the radiofrequency probe is fully separated from the needle apparatus in a non-inserted state, such that the lumen and the first and second hubs are devoid of the radiofrequency probe, the plurality of filaments are movable via the actuator from the retracted position to the deployed position, and

wherein, after the plurality of filaments have been moved to the deployed position, the first and second hubs are each configured permit insertion therethrough of the radiofrequency probe and the lumen is configured to accept the radiofrequency probe therein to establish an electrically conductive path from the radiofrequency probe to the plurality of filaments, the plurality of filaments and the tip being configured to transmit radiofrequency energy from the radiofrequency probe to operate as a monopolar electrode, when the radiofrequency probe is inserted into the lumen.

Agreement was reached in the Examiner Interview conducted on August 23, 2019 ("the Interview," summarized above), that Young fails to teach at least the emphasized portions of amended claim 1. For example, Young's tissue ablation system

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

that is identified in the Office Action does not include a needle apparatus that operates in the recited manner with a "radiofrequency probe" that is separate from "the needle apparatus," as recited in amended claim 1. Accordingly, the Applicant respectfully requests that the rejection of claim 1 under pre-AIA 35 U.S.C. § 102(b) be withdrawn.

Claims 2 and 6-10

Each of claims 2 and 6-10 depends from independent claim 1, and thus cannot be anticipated by Young for at least the reasons discussed above with respect to amended independent claim 1. Moreover, at least some of these dependent claims recite additional features that are separately and independently patentable over Young. Accordingly, the Applicant respectfully requests that the rejection of claims 2 and 6-10 under pre-AIA 35 U.S.C. § 102(b) be withdrawn.

Claim 19

As amended, independent 19 recites (emphases added):

> 19. A needle apparatus operable with **a separate radiofrequency probe that is insertable into the needle apparatus**, the needle apparatus comprising:
>
> a first hub;
>
> an elongate member having a proximal end and a distal end, the proximal end being fixedly attached to the first hub, the elongate member comprising a lumen at an interior thereof;
>
> a tip positioned at the distal end of the elongate member, the tip being configured to pierce body tissue;
>
> a plurality of filaments movable between a retracted position at least partially in the elongate member and a deployed position at least partially out of the elongate member;
>
> a second hub coupled to the plurality of filaments; and

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

an actuator coupled to the second hub and rotatable relative to the first hub, wherein rotation of the actuator in a first direction relative to the first hub moves the second hub axially relative to the first hub to advance the plurality of filaments to the deployed position, and wherein rotation of the actuator in a second direction relative to the first hub that is opposite the first direction moves the second hub axially relative to the first hub to retract the plurality of filaments to the retracted position,

the first and second hubs being configured to permit insertion therethrough of a distal end of the radiofrequency probe, such that upon insertion of the radiofrequency probe through the first and second hubs, the distal end of the radiofrequency probe extends into the lumen at the interior of the elongate member to establish an electrically conductive path from the radiofrequency probe to the plurality of filaments, the plurality of filaments and the tip being configured to transmit radiofrequency energy from the radiofrequency probe to operate as a monopolar electrode, when the radiofrequency probe is inserted into the lumen at the interior of the elongate member.

Agreement was reached in the Interview that Young fails to teach at least the emphasized portions of amended claim 19. For example, Young's tissue ablation system that is identified in the Office Action does not include a needle apparatus that operates in the recited manner with a "separate radiofrequency probe that is insertable into the needle apparatus," as recited in amended claim 19. Accordingly, the Applicant respectfully requests that the rejection of claim 19 under pre-AIA 35 U.S.C. § 102(b) be withdrawn.

Claim Rejections Under 35 U.S.C. § 103

Claims 3, 4, 12-16 and 20 stand rejected under pre-AIA 35 U.S.C. § 103(a) as allegedly being unpatentable over Young in view of U.S. Patent Application Publication

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

No. 2010/0076340 of Eckstein ("Eckstein"); and claims 5 and 11 stand rejected under pre-AIA 35 U.S.C. § 103(a) as allegedly being unpatentable over Young in view of U.S. Patent No. 7,108,696 of Daniel et al. ("Daniel"). The Applicant respectfully traverses these rejections, and does not acquiesce to the characterizations of the teachings of these references or the propriety of their combinations, as set forth in the Office Action. However, in order to expedite prosecution of the present application, the Applicant has amended independent claim 20.

Claims 3-5 and 11-16

Each of claims 3-5 and 11-16 depends from independent claim 1. As neither Eckstein nor Daniel neither teaches nor renders obvious any of the claim limitations that are absent from Young's teachings, the Applicant respectfully submits that claims 3-5 and 11-16 are patentable over Young, Eckstein and Daniel. The Applicant thus respectfully requests that the rejection of claims 3-5 and 11-16 under pre-AIA 35 U.S.C. § 103(a) be withdrawn

Claim 20

As amended, independent 20 recites (emphases added):

> 20. A needle apparatus operable with **a separate radiofrequency probe that is insertable into the needle apparatus**, the needle apparatus comprising:
>
> a first hub;
>
> an elongate member having a proximal end and a distal end, the proximal end being fixedly attached to the first hub;
>
> a tip positioned at the distal end of the elongate member, the tip being configured to pierce body tissue;
>
> a plurality of filaments that are movable between a retracted position at least partially in the elongate member and a deployed position at least partially out of the elongate member;

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

a second hub coupled to the plurality of filaments;

an actuator coupled to the second hub and rotatable relative to the first hub, wherein rotation of the actuator in a first direction relative to the first hub moves the second hub axially relative to the first hub to advance the plurality of filaments to the deployed position, and wherein rotation of the actuator in a second direction relative to the first hub that is opposite the first direction moves the second hub axially relative to the first hub to retract the plurality of filaments to the retracted position, the actuator being operable to move the plurality of filaments to at least the deployed position prior to insertion of the radiofrequency probe into the needle apparatus;

a first lumen that extends to a proximal end of the needle apparatus; and

a second lumen at an interior of the elongate member that is in fluid communication with the first lumen,

the first lumen being configured to permit insertion of the radiofrequency probe therethrough and into the second lumen,

the second lumen being configured to receive the radiofrequency probe therein to establish an electrically conductive path from the radiofrequency probe to the plurality of filaments,

the plurality of filaments and the tip being configured to transmit radiofrequency energy from the radiofrequency probe to operate as a monopolar electrode, when the radiofrequency probe is inserted into the second lumen.

Agreement was reached in the Interview that the combination of Young and Eckstein fails to render obvious at least the emphasized portions of amended claim 19. For example, Young's tissue ablation system that is identified in the Office Action does not include a needle apparatus that operates in the recited manner with a "separate radiofrequency probe that is insertable into the needle apparatus," as recited in

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

amended claim 20. Eckstein fails to remedy this deficiency. Accordingly, the Applicant respectfully requests that the rejection of claim 20 under pre-AIA 35 U.S.C. § 102(b) be withdrawn.

New Claims 21-68

Each of new claims 61-68 depends from one of independent claims 1, 19, or 2, and thus is patentable over the cited art for at least the reasons discussed above with respect to the appropriate independent claim. Moreover, some or all of these dependent claims recite additional features that are separately and independently patentable over the references cited in the Office Action.

Conclusion

In view of the foregoing amendments and remarks, the Applicant submits that the Application is in condition for allowance and thus requests the issuance of a Notice of Allowance. Please contact the undersigned attorney in the event that any remaining impediment to the prompt allowance of this application is found that could be clarified by a telephonic interview or may be overcome by an Examiner's Amendment.

DATED this 16th day of September 2019.

Respectfully submitted,

/Daniel C. Higgs/

Daniel C. Higgs
Attorney for Applicant
Registration No. 55,265

MED VENTURE HOLDINGS, LLC
6030 W. Harold Gatty Drive
Salt Lake City, Utah 84116
(801) 703-1961

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Electronic Patent Application Fee Transmittal

Application Number:	15092945
Filing Date:	07-Apr-2016
Title of Invention:	SYSTEMS AND METHODS FOR TISSUE ABLATION
First Named Inventor/Applicant Name:	Robert E. Wright
Filer:	Daniel Christopher Higgs
Attorney Docket Number:	NBUS.004C1

Filed as Small Entity

Filing Fees for Utility under 35 USC 111(a)

Description	Fee Code	Quantity	Amount	Sub-Total in USD($)
Basic Filing:				
Pages:				
Claims:				
CLAIMS IN EXCESS OF 20	2202	48	50	2400
Miscellaneous-Filing:				
Petition:				
Patent-Appeals-and-Interference:				
Post-Allowance-and-Post-Issuance:				

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Description	Fee Code	Quantity	Amount	Sub-Total in USD($)
Extension-of-Time:				
Miscellaneous:				
RCE- 1ST REQUEST	2801	1	650	650
		Total in USD ($)		**3050**

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Electronic Acknowledgement Receipt

EFS ID:	37180065
Application Number:	15092945
International Application Number:	
Confirmation Number:	5930
Title of Invention:	SYSTEMS AND METHODS FOR TISSUE ABLATION
First Named Inventor/Applicant Name:	Robert E. Wright
Customer Number:	148468
Filer:	Daniel Christopher Higgs
Filer Authorized By:	
Attorney Docket Number:	NBUS.004C1
Receipt Date:	16-SEP-2019
Filing Date:	07-APR-2016
Time Stamp:	19:07:34
Application Type:	Utility under 35 USC 111(a)

Payment information:

Submitted with Payment	yes
Payment Type	CARD
Payment was successfully received in RAM	$3050
RAM confirmation Number	E20199FJ08130038
Deposit Account	602176
Authorized User	Daniel Higgs

The Director of the USPTO is hereby authorized to charge indicated fees and credit any overpayment as follows:

37 CFR 1.16 (National application filing, search, and examination fees)

37 CFR 1.17 (Patent application and reexamination processing fees)

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

37 CFR 1.19 (Document supply fees)

37 CFR 1.21 (Miscellaneous fees and charges)

File Listing:

Document Number	Document Description	File Name	File Size(Bytes)/ Message Digest	Multi Part /.zip	Pages (if appl.)
1	Request for Continued Examination (RCE)	RCE.pdf	1349909 52913d755eda1f7e6a7f963f3d2ef54e1be0aaba	no	3
Warnings:					
Information:					
2		Amendment.pdf	10526088 e20889b18bb2e1b6b144719d974a56d55a7e379c	yes	25

	Multipart Description/PDF files in .zip description		
	Document Description	**Start**	**End**
	Amendment Submitted/Entered with Filing of CPA/RCE	1	1
	Claims	2	16
	Applicant summary of interview with examiner	17	18
	Applicant Arguments/Remarks Made in an Amendment	19	25

Warnings:					
Information:					
3	Fee Worksheet (SB06)	fee-info.pdf	32029 0c1a7854016947a8aaad7174c800e37d17eda39a	no	2
Warnings:					
Information:					
			Total Files Size (in bytes):	11908026	

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.

New Applications Under 35 U.S.C. 111

If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

National Stage of an International Application under 35 U.S.C. 371

If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

New International Application Filed with the USPTO as a Receiving Office

If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012



United States Patent and Trademark Office

Office of the Chief Financial Officer

Document Code:WFEE

User :76537

Sale Accounting Date:09/18/2019

Sale Item Reference Number	Effective Date
15092945	09/16/2019

Document Number	Fee Code	Fee Code Description	Amount Paid	Payment Method
I20199HH26040389	2253	EXTENSION FOR RESPONSE WITHIN 3RD MONTH	$700.00	Deposit Account

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

PTO/SB/08a (02-18)
Approved for use through 11/30/2020. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

INFORMATION DISCLOSURE STATEMENT BY APPLICANT
(Not for submission under 37 CFR 1.99)

Application Number	15092945
Filing Date	2016-04-07
First Named Inventor	Robert E. Wright
Art Unit	3794
Examiner Name	Christine A. Dedoulis
Attorney Docket Number	NBUS.004C1

U.S.PATENTS Remove

Examiner Initial*	Cite No	Patent Number	Kind Code[1]	Issue Date	Name of Patentee or Applicant of cited Document	Pages,Columns,Lines where Relevant Passages or Relevant Figures Appear
	1	5383917		1995-01-24	Desai et al.	
	2	5486161		1996-01-23	Lax et al.	
	3	5749846		1998-05-12	Edwards et al.	
	4	5893847		1999-04-13	Kordis	
	5	6045532		2000-04-04	Eggers et al.	
	6	6105581		2000-08-22	Eggers et al.	
	7	6210406		2001-04-03	Webster	
	8	6216043		2001-04-10	Swanson et al.	

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)		
	Application Number	15092945
	Filing Date	2016-04-07
	First Named Inventor	Robert E. Wright
	Art Unit	3794
	Examiner Name	Christine A. Dedoulis
	Attorney Docket Number	NBUS.004C1

	9	6221071		2001-04-24	Sherry et al.	
	10	6287304		2001-09-11	Eggers et al.	
	11	6461314		2002-10-08	Pant et al.	
	12	6471695		2002-10-29	Behl	
	13	6699242		2004-03-02	Heggeness	
	14	6740080		2004-05-25	Jain et al.	
	15	6752804		2004-06-22	Simpson et al.	
	16	6962587		2005-11-08	Johsnon et al.	
	17	6989004		2006-01-24	Hinchliffe et al.	
	18	7229438		2007-06-12	Young	
	19	7318822		2008-01-15	Darmos et al.	

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)		
	Application Number	15092945
	Filing Date	2016-04-07
	First Named Inventor	Robert E. Wright
	Art Unit	3794
	Examiner Name	Christine A. Dedoulis
	Attorney Docket Number	NBUS.004C1

	20	7344533		2008-03-18	Pearson et al.	
	21	7393351		2008-07-01	Woloszko et al.	
	22	7399299		2008-07-15	Daniel et al.	
	23	7416549		2008-08-26	Young et al.	
	24	7419487		2008-09-02	Johnson et al.	
	25	7458971		2008-12-02	Zerfas et al.	
	26	7678107		2010-03-16	Young	
	27	7846157		2010-12-07	Kozel	
	28	7896871		2011-03-01	Bhushan et al.	
	29	8262574		2012-09-11	Placek et al.	
	30	8512330		2013-08-20	Epstein et al.	

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)		
	Application Number	15092945
	Filing Date	2016-04-07
	First Named Inventor	Robert E. Wright
	Art Unit	3794
	Examiner Name	Christine A. Dedoulis
	Attorney Docket Number	NBUS.004C1

	31	8518037		2013-08-27	Young	
	32	8753335		2014-06-17	Moshe et al.	
	33	9402560		2016-08-02	Organ et al.	
	34	9675406		2017-06-13	Moss et al.	

If you wish to add additional U.S. Patent citation information please click the Add button. Add

U.S.PATENT APPLICATION PUBLICATIONS Remove

Examiner Initial*	Cite No	Publication Number	Kind Code[1]	Publication Date	Name of Patentee or Applicant of cited Document	Pages,Columns,Lines where Relevant Passages or Relevant Figures Appear
	1	20020022864		2002-02-21	Mahvi et al.	
	2	20020133148		2002-09-19	Daniel et al.	
	3	20030199862		2003-10-23	Simpson et al.	
	4	20040064137		2004-04-01	Pellegrino et al.	
	5	20060095029		2006-05-04	Young et al.	

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)		
	Application Number	15092945
	Filing Date	2016-04-07
	First Named Inventor	Robert E. Wright
	Art Unit	3794
	Examiner Name	Christine A. Dedoulis
	Attorney Docket Number	NBUS.004C1

	6	20060206111		2006-09-14	Young	
	7	20070010809		2007-01-11	Hovda et al.	
	8	20070213703		2007-09-13	Naam et al.	
	9	20080249523		2008-10-09	McPherson et al.	
	10	20090292259		2009-11-26	Delano et al.	
	11	20090306604		2009-12-10	Darmos et al.	
	12	20100049192		2010-02-25	Holtz et al.	
	13	20110184403		2011-07-28	Brannan	
	14	20130096549		2013-04-18	Organ et al.	
	15	20170065335		2017-03-09	Wright et al.	

If you wish to add additional U.S. Published Application citation information please click the Add button. Add

FOREIGN PATENT DOCUMENTS Remove

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)		
	Application Number	15092945
	Filing Date	2016-04-07
	First Named Inventor	Robert E. Wright
	Art Unit	3794
	Examiner Name	Christine A. Dedoulis
	Attorney Docket Number	NBUS.004C1

Examiner Initial*	Cite No	Foreign Document Number[3]	Country Code[2] i	Kind Code[4]	Publication Date	Name of Patentee or Applicant of cited Document	Pages,Columns,Lines where Relevant Passages or Relevant Figures Appear	T[5]
	1	2017203754	AU		2017-06-22	Diros Technology Inc.		
	2	1211171	CN	A	1999-03-17	RITA MEDICAL SYSTEMS, INC.		☒
	3	1338909	CN	A	2002-03-06	Transurgical, Inc.		☒
	4	2418844	CN		2001-02-14	LOW TEMPERATURE TECHNOLOGY TESTING CENTER		☒
	5	1645235	EP	B1	2010-11-08	Covidien AG		☐
	6	1059067	EP	B1	2005-04-06	Sherwood Services AG		☐
	7	2003-527888	JP		2003-09-24	NEOTHERMIA CORPORATION		☒
	8	2009-504201	JP		2009-02-05	HALT MEDICAL, INC.		☒
	9	4290894	JP	B2	2009-04-10	ASUROKEA CORP		☒
	10	2001-527428	JP		2001-12-25	VIDAMED, INC.		☒

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)		
	Application Number	15092945
	Filing Date	2016-04-07
	First Named Inventor	Robert E. Wright
	Art Unit	3794
	Examiner Name	Christine A. Dedoulis
	Attorney Docket Number	NBUS.004C1

	11	2004-267759	JP		2004-09-30	Depuy Acromed, Inc.		☒
	12	2013-509966	JP		2013-03-21	Wright et al.		☒
	13	96/04860	WO		1996-02-22	ZOMED INTERNATIONAL, INC.		☐
	14	96/16606	WO		1996-06-06	VIDAMED, INC.		☐
	15	97/29702	WO		1997-08-21	RITA MEDICAL SYSTEMS, INC.		☐
	16	97/06740	WO		1997-02-27	GOUGH et al.		☐
	17	97/06855	WO		1997-02-27	GOUGH et al.		☐
	18	97/06857	WO		1997-02-27	GOUGH et al.		☐
	19	99/25260	WO		1999-05-27	RITA MEDICAL SYSTEMS, INC.		☐
	20	00/06046	WO		2000-02-10	RADIOTHERAPEUTICS CORPORATION		☐
	21	01/28446	WO		2001-04-26	NEOTHERMIA CORPORATION		☐

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)		
	Application Number	15092945
	Filing Date	2016-04-07
	First Named Inventor	Robert E. Wright
	Art Unit	3794
	Examiner Name	Christine A. Dedoulis
	Attorney Docket Number	NBUS.004C1

	22	01/57655	WO		2001-08-09	BAYLOR COLLEGE OF MEDICINE		☐
	23	02/22032	WO		2002-03-21	RADIOTHERAPEUTICS CORPORATION		☐
	24	02/54941	WO		2002-07-18	RITA MEDICAL SYSTEMS, INC.		☐
	25	2006/044105	WO		2006-04-27	BOSTON SCIENTIFIC SCIMED, INC.		☐
	26	2006/104682	WO		2006-10-05	YOUNG		☐
	27	2007/005830	WO		2007-01-11	HALT MEDICAL, INC.		☐
	28	2008/083044	WO		2008-07-10	BOSTON SCIENTIFIC SCIMED, INC.		☐
	29	2011/113943	WO		2011-09-22	VESALIUS MEDICAL TECHNOLOGIES BVBA		☐
	30	2011/146243	WO		2011-11-24	NIMBUS CONCEPTS, LLC		☐

If you wish to add additional Foreign Patent Document citation information please click the Add button Add

NON-PATENT LITERATURE DOCUMENTS Remove

Examiner Initials*	Cite No	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc), date, pages(s), volume-issue number(s), publisher, city and/or country where published.	T[5]

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)		
	Application Number	15092945
	Filing Date	2016-04-07
	First Named Inventor	Robert E. Wright
	Art Unit	3794
	Examiner Name	Christine A. Dedoulis
	Attorney Docket Number	NBUS.004C1

	1	

If you wish to add additional non-patent literature document citation information please click the Add button Add

EXAMINER SIGNATURE

Examiner Signature		Date Considered	

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through a citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

[1] See Kind Codes of USPTO Patent Documents at www.USPTO.GOV or MPEP 901.04. [2] Enter office that issued the document, by the two-letter code (WIPO Standard ST.3). [3] For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. [4] Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. [5] Applicant is to place a check mark here if English language translation is attached.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)		
	Application Number	15092945
	Filing Date	2016-04-07
	First Named Inventor	Robert E. Wright
	Art Unit	3794
	Examiner Name	Christine A. Dedoulis
	Attorney Docket Number	NBUS.004C1

CERTIFICATION STATEMENT

Please see 37 CFR 1.97 and 1.98 to make the appropriate selection(s):

That each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(1).

OR

☐ That no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(2).

See attached certification statement.

The fee set forth in 37 CFR 1.17 (p) has been submitted herewith.

☒ A certification statement is not submitted herewith.

SIGNATURE

A signature of the applicant or representative is required in accordance with CFR 1.33, 10.18. Please see CFR 1.4(d) for the form of the signature.

Signature	/Daniel C. Higgs/	Date (YYYY-MM-DD)	2019-09-23
Name/Print	Daniel C. Higgs	Registration Number	55265

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1 hour to complete, including gathering, preparing and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

Privacy Act Statement

The Privacy Act of 1974 (P.L. 93-579) requires that you be given certain information in connection with your submission of the attached form related to a patent application or patent. Accordingly, pursuant to the requirements of the Act, please be advised that: (1) the general authority for the collection of this information is 35 U.S.C. 2(b)(2); (2) furnishing of the information solicited is voluntary; and (3) the principal purpose for which the information is used by the U.S. Patent and Trademark Office is to process and/or examine your submission related to a patent application or patent. If you do not furnish the requested information, the U.S. Patent and Trademark Office may not be able to process and/or examine your submission, which may result in termination of proceedings or abandonment of the application or expiration of the patent.

The information provided by you in this form will be subject to the following routine uses:

1. The information on this form will be treated confidentially to the extent allowed under the Freedom of Information Act (5 U.S.C. 552) and the Privacy Act (5 U.S.C. 552a). Records from this system of records may be disclosed to the Department of Justice to determine whether the Freedom of Information Act requires disclosure of these record s.

2. A record from this system of records may be disclosed, as a routine use, in the course of presenting evidence to a court, magistrate, or administrative tribunal, including disclosures to opposing counsel in the course of settlement negotiations.

3. A record in this system of records may be disclosed, as a routine use, to a Member of Congress submitting a request involving an individual, to whom the record pertains, when the individual has requested assistance from the Member with respect to the subject matter of the record.

4. A record in this system of records may be disclosed, as a routine use, to a contractor of the Agency having need for the information in order to perform a contract. Recipients of information shall be required to comply with the requirements of the Privacy Act of 1974, as amended, pursuant to 5 U.S.C. 552a(m).

5. A record related to an International Application filed under the Patent Cooperation Treaty in this system of records may be disclosed, as a routine use, to the International Bureau of the World Intellectual Property Organization, pursuant to the Patent Cooperation Treaty.

6. A record in this system of records may be disclosed, as a routine use, to another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to the Atomic Energy Act (42 U.S.C. 218(c)).

7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or his/her designee, during an inspection of records conducted by GSA as part of that agency's responsibility to recommend improvements in records management practices and programs, under authority of 44 U.S.C. 2904 and 2906. Such disclosure shall be made in accordance with the GSA regulations governing inspection of records for this purpose, and any other relevant (i.e., GSA or Commerce) directive. Such disclosure shall not be used to make determinations about individuals.

8. A record from this system of records may be disclosed, as a routine use, to the public after either publication of the application pursuant to 35 U.S.C. 122(b) or issuance of a patent pursuant to 35 U.S.C. 151. Further, a record may be disclosed, subject to the limitations of 37 CFR 1.14, as a routine use, to the public if the record was filed in an application which became abandoned or in which the proceedings were terminated and which application is referenced by either a published application, an application open to public inspections or an issued patent.

9. A record from this system of records may be disclosed, as a routine use, to a Federal, State, or local law enforcement agency, if the USPTO becomes aware of a violation or potential violation of law or regulation.

Electronic Acknowledgement Receipt

EFS ID:	37236149
Application Number:	15092945
International Application Number:	
Confirmation Number:	5930
Title of Invention:	SYSTEMS AND METHODS FOR TISSUE ABLATION
First Named Inventor/Applicant Name:	Robert E. Wright
Customer Number:	148468
Filer:	Daniel Christopher Higgs
Filer Authorized By:	
Attorney Docket Number:	NBUS.004C1
Receipt Date:	23-SEP-2019
Filing Date:	07-APR-2016
Time Stamp:	04:33:59
Application Type:	Utility under 35 USC 111(a)

Payment information:

Submitted with Payment	no

File Listing:

Document Number	Document Description	File Name	File Size(Bytes)/ Message Digest	Multi Part /.zip	Pages (if appl.)
1	Information Disclosure Statement (IDS) Form (SB08)	IDS_NBUS004C1_1.pdf	1036784 a66e98b1fc39e48fde6adee2b4d783c6aa7a9fcb	no	11

Warnings:

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Information:					
2	Foreign Reference	AU_2017203754.pdf	1694116 6c7e210a430fd534e4151d74495dfa0bfccb73b2	no	44
Warnings:					
Information:					
3	Foreign Reference	CN_1211171.pdf	2132400 9432018449aa7b20907d79bd3b7c72edaa1503fd	no	59
Warnings:					
Information:					
4	Foreign Reference	CN_1338909.pdf	1339379 75ed06392751724ebf6578735eaa763eecc829ee	no	47
Warnings:					
Information:					
5	Foreign Reference	CN_2418844.pdf	7106713 86c5f29e4e99295255473ab1d21c5c32fe352712	no	9
Warnings:					
Information:					
6	Foreign Reference	EP_1645235.pdf	524829 61586f1e58188c5521d68fee1ac39e568c72eaa6	no	21
Warnings:					
Information:					
7	Foreign Reference	EP_1059067.pdf	1223360 16524ec9f17d5772f9fd618e3e408a9f2aa1bf68	no	17
Warnings:					
Information:					
8	Foreign Reference	JP_2003_527888.PDF	5056223 f712d432265b38af94d87b87aa6f61232510bf87	no	113
Warnings:					
Information:					

9	Foreign Reference	JP_2009_504201.pdf	6486427 17db639664cc9de08a07b5efc33057c1b1f06275	no	90
Warnings:					
Information:					
10	Foreign Reference	JP_4290894.pdf	3700119 74518d56bc4028b85d26ed152a72674d7975027c	no	127
Warnings:					
Information:					
11	Foreign Reference	JP_2001_527428.pdf	1911433 cffcdb7056cd0c928dc0cefd47d4868d0f787505	no	34
Warnings:					
Information:					
12	Foreign Reference	JP_2004_267759.pdf	7408951 75a1ebfb6c23796798cdcd1d61fe8070f908e11a	no	102
Warnings:					
Information:					
13	Foreign Reference	JP_2013_509966.pdf	5154980 9c85899c4d718047d28bd02e0386e6eb565c75a8	no	65
Warnings:					
Information:					
14	Foreign Reference	WO_9604860.pdf	1750014 a61196f91b7299675f30bc3f2cc10e2df4fe52af	no	58
Warnings:					
Information:					
15	Foreign Reference	WO_9616606.pdf	1394306 9d030985fe4dd66cf327dd194e2fcb0f5288c10e	no	30
Warnings:					
Information:					

16	Foreign Reference	WO_9729702.pdf	1261547 7aa64c23d4237e81d5bcca5fbd7c57dcd82d193a	no	36
Warnings:					
Information:					
17	Foreign Reference	WO_9706740.pdf	1844810 8d0923c0e9e1811d8389c42b60225fe960d7cebf	no	51
Warnings:					
Information:					
18	Foreign Reference	WO_9706855.pdf	1827345 18da9036d4522c348e02ac4455b4839e17ed907a	no	51
Warnings:					
Information:					
19	Foreign Reference	WO_9706857.pdf	1639852 48d026eb6bc47be6b82dbb53e40db0c1e95aa678	no	46
Warnings:					
Information:					
20	Foreign Reference	WO_9925260.pdf	1414110 29eb40ccf9a951d4c54ca3c6ae6495f8b5895779	no	40
Warnings:					
Information:					
21	Foreign Reference	WO_0006046.pdf	1682275 44139dc9d2612c322ac3ee8bd9bf6e64195c5c86	no	38
Warnings:					
Information:					
22	Foreign Reference	WO_0128446.pdf	4692745 d97b11345074b091933fd1dc619cbe2b1cff50ec	no	96
Warnings:					
Information:					

23	Foreign Reference	WO_0157655.pdf	1210585 f7b62ab334c0ced613d3bbfa910a229b98b1046f	no	29
Warnings:					
Information:					
24	Foreign Reference	WO_0222032.pdf	2097245 d413d28fa4533ed0bb674157d34c06e4afc5c61d	no	46
Warnings:					
Information:					
25	Foreign Reference	WO_02054941.pdf	8146661 4495e5b10f865e7526336ab88ee2203e9b6f9e82	no	100
Warnings:					
Information:					
26	Foreign Reference	WO_06044105.pdf	942912 24781ce6710ff202555b3398c30571f933ddd0ec	no	27
Warnings:					
Information:					
27	Foreign Reference	WO_06104682.pdf	1415810 dcbc37a95b68f6753eddde8e0e38421ba672236a	no	39
Warnings:					
Information:					
28	Foreign Reference	WO_07005830.pdf	2250139 6a8bd5b365299cf42b711a7da703a914a2a9851e	no	60
Warnings:					
Information:					
29	Foreign Reference	WO_08083044.pdf	843463 0836d4451a2d21886dc4cd190dc7777a2cea8970	no	30
Warnings:					
Information:					

30	Foreign Reference	WO_11113943.pdf	784724 ec6b535b0158d9a8d38c6b8e7a2b1ab610cb0f88	no	66
Warnings:					
Information:					
31	Foreign Reference	WO_11146243.pdf	5466807 a8477c3627b238e5d021777621f770bbf2d6cb4e	no	121
Warnings:					
Information:					
			Total Files Size (in bytes):	85441064	

This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.

New Applications Under 35 U.S.C. 111

If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

National Stage of an International Application under 35 U.S.C. 371

If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

New International Application Filed with the USPTO as a Receiving Office

If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

PTO/SB/08a (02-18)
Approved for use through 11/30/2020. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Not for submission under 37 CFR 1.99)

Application Number	15092945
Filing Date	2016-04-07
First Named Inventor	Robert E. Wright
Art Unit	3794
Examiner Name	Christine A. Dedoulis
Attorney Docket Number	NBUS.004C1

U.S.PATENTS Remove

Examiner Initial*	Cite No	Patent Number	Kind Code[1]	Issue Date	Name of Patentee or Applicant of cited Document	Pages,Columns,Lines where Relevant Passages or Relevant Figures Appear
	1					

If you wish to add additional U.S. Patent citation information please click the Add button. Add

U.S.PATENT APPLICATION PUBLICATIONS Remove

Examiner Initial*	Cite No	Publication Number	Kind Code[1]	Publication Date	Name of Patentee or Applicant of cited Document	Pages,Columns,Lines where Relevant Passages or Relevant Figures Appear
	1					

If you wish to add additional U.S. Published Application citation information please click the Add button. Add

FOREIGN PATENT DOCUMENTS Remove

Examiner Initial*	Cite No	Foreign Document Number[3]	Country Code[2] i	Kind Code[4]	Publication Date	Name of Patentee or Applicant of cited Document	Pages,Columns,Lines where Relevant Passages or Relevant Figures Appear	T[5]
	1							

If you wish to add additional Foreign Patent Document citation information please click the Add button Add

NON-PATENT LITERATURE DOCUMENTS Remove

Examiner Initials*	Cite No	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc), date, pages(s), volume-issue number(s), publisher, city and/or country where published.	T[5]

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)		
	Application Number	15092945
	Filing Date	2016-04-07
	First Named Inventor	Robert E. Wright
	Art Unit	3794
	Examiner Name	Christine A. Dedoulis
	Attorney Docket Number	NBUS.004C1

	1	BIOMERICS LLC, Statement of Claim, BIOMERICS LLC v DIROS TECHNOLOGY INC & M MEDICAL PTY LTD, NSD438/2019, FEDERAL COURT OF AUSTRALIA, March 22, 2019, 10 pages.	
	2	DIROS TECHNOLOGY INC, Statement of Cross Claim, BIOMERICS LLC v DIROS TECHNOLOGY INC & M MEDICAL PTY LTD, NSD438/2019, FEDERAL COURT OF AUSTRALIA, May 13, 2019, 5 pages.	
	3	DIROS TECHNOLOGY INC., RF Trident Cannulae, Last Accessed August 20, 2019, available at https://dirostech.com/product-details/rf-tridenttrident-hybrid-cannulae/, 7 pages.	
	4	DIROS TECHNOLOGY INC., RF Trident Hybrid Cannulae, Last Accessed August 20, 2019, available at https://dirostech.com/product-details/rf-trident-hybrid-cannulae/, 10 pages.	
	5	FOOD AND DRUG ADMINISTRATION, 510(k) Summary for Diros OWL Sterile Single Use Trident R.F. Insulated Cannulae Models DTR and DTRH, July 30, 2015, 11 pages.	
	6	AHMED ET AL., Principles of and Advances in Percutaneous Ablation, Radiology, February 2011, pp. 351-369, Vol. 258, No. 2.	
	7	CHEN ET AL., Optimizing Electrode Placement Using Finite-Element Models in Radiofrequency Ablation Treatment Planning, IEEE Transactions on Biomedical Engineering, February 2009, pp. 237-245, Vol. 56, No. 2.	
	8	HAEMMERICH ET AL., Hepatic Bipolar Radio-Frequency Ablation Between Separated Multiprong Electrodes, IEEE Transactions on Biomedical Engineering, October 2001, pp. 1145-1152, Vol. 48, No. 10.	
	9	HAEMMERICH ET AL., Large-Volume Radiofrequency Ablation of ex Vivo Bovine Liver with Multiple Cooled Cluster Electrodes, Radiology, February 2005, pp. 563-568, Vol. 234, No. 2.	
	10	LAESEKE ET AL., Multiple-Electrode RF Ablation Creates Confluent Areas of Necrosis: Results in in vivo Porcine Liver, Radiology, October 2006, pp. 116-124.	
	11	QUARANTA ET AL., FEM Analysis of RF Breast Ablation: Multiprobe versus Cool-tip Electrode, Anticancer Research, 2007, pp. 775-784.	

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)		
	Application Number	15092945
	Filing Date	2016-04-07
	First Named Inventor	Robert E. Wright
	Art Unit	3794
	Examiner Name	Christine A. Dedoulis
	Attorney Docket Number	NBUS.004C1

	12	SCHARF ET AL., Ablation of Persistent Atrial Fibrillation Using Multielectrode Catheters and Duty-Cycled Radiofrequency Energy, Journal of the American College of Cardiology, October 6, 2009, pp. 1450-1456, Vol. 54, No. 15.	
	13	SHIRATO ET AL., Small Hepatocellular Carcinoma: Therapeutic Effectiveness of Percutaneous Radio Frequency Ablation Therapy With a LeVeen Needle Electrode, American Institute of Ultrasound in Medicine, 2002, pp. 67-76.	
	14	IP AUSTRALIA, Patent Examination Report No. 2, Australian Patent Application No. 2014200132, April 8, 2015, 3 pages.	
	15	IP AUSTRALIA, Examination Report No. 1 for standard patent application, Australian Patent Application No. 2015261694, September 27, 2017, 3 pages.	
	16	BRAZILIAN NATIONAL INSTITUTE OF INDUSTRIAL PROPERTY, Search Report, Brazilian Patent Application No. BR112012010199-4, July 23, 2019, 6 pages.	☒
	17	CANADIAN INTELLECTUAL PROPERTY OFFICE, Notification of Requisition by the Examiner, Canadian Patent Application No. 2,778,997, June 9, 2017, 7 pages.	☐
	18	CANADIAN INTELLECTUAL PROPERTY OFFICE, Notification of Requisition by the Examiner, Canadian Patent Application No. 2,778,997, May 23, 2019, 5 pages.	☐
	19	INTELLECTUAL PROPERTY INDIA, Examination Report, Indian Patent Application No. 3638/DELNP/2012, March 13, 2019, 5 pages.	☐
	20	JAPAN PATENT OFFICE, Notice of Reasons for Rejection, Japanese Patent Application No. 2012-538056, February 2, 2015, 7 pages.	☒
	21	JAPAN PATENT OFFICE, Notice of Reasons for Rejection, Japanese Patent Application No. 2015-215570, October 24, 2016, 15 pages.	☒
	22	IP AUSTRALIA, Patent Examination Report No. 1, Australian Patent Application No. 2014200126, May 27, 2016, 6 pages.	☐

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)		
	Application Number	15092945
	Filing Date	2016-04-07
	First Named Inventor	Robert E. Wright
	Art Unit	3794
	Examiner Name	Christine A. Dedoulis
	Attorney Docket Number	NBUS.004C1

	23	CANADIAN INTELLECTUAL PROPRETY OFFICE, Notification of Requisition by the Examiner, Canadian Patent Application No. 2,799,505, March 17, 2017, 5 pages.	☐
	24	CANADIAN INTELLECTUAL PROPRETY OFFICE, Notification of Requisition by the Examiner, Canadian Patent Application No. 2,799,505, April 15, 2019, 10 pages.	☐
	25	CNIPA, NATIONAL INTELLECTUAL PROPERTY ADMINISTRATION, PRC, Office Action, Chinese Patent Application No. 201510151627.1, February 22, 2017, 8 pages.	☐
	26	CNIPA, NATIONAL INTELLECTUAL PROPERTY ADMINISTRATION, PRC, Office Action, Chinese Patent Application No. 201510148998.4, March 2, 2017, 10 pages.	☐
	27	EUROPEAN PATENT OFFICE, Communication Pursuant to Article 94(3) EPC, European Patent Application No. 11 783 944.9 - 1124, February 28, 2018, 4 pages.	☐
	28	ISRAEL PATENT OFFICE, Office Action, Israeli Patent Application No. 222965, May 14, 2015, 3 pages.	☐
	29	INTELLECTUAL PROPERTY INDIA, Examination Report, Indian Patent Application No. 9943/DELNP/2012, July 30, 2019, 6 pages.	☐
	30	JAPAN PATENT OFFICE, Notice of Reasons for Rejection, Japanese Patent Application No. 2013-511205, February 9, 2015, 5 pages.	☒
	31	JAPAN PATENT OFFICE, Decision of Rejection, Japanese Patent Application No. 2013-511205, August 10, 2015, 4 pages.	☒
	32	JAPAN PATENT OFFICE, Appeal No. 2015-21839, Notice of Reasons for Rejection, Japanese Patent Application No. 2013-511205, October 3, 2016, 8 pages.	☒
	33	JAPAN PATENT OFFICE, Notice of Reasons for Rejection, Japanese Patent Application No. 2015-240011, January 4, 2017, 12 pages.	☒

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)		
	Application Number	15092945
	Filing Date	2016-04-07
	First Named Inventor	Robert E. Wright
	Art Unit	3794
	Examiner Name	Christine A. Dedoulis
	Attorney Docket Number	NBUS.004C1

	34	KOREAN INTELLECTUAL PROPERTY OFFICE, Notice to Submit Response, Korean Patent Application No. 10-2012-7033363, May 4, 2015, 14 pages.	☒
	35	KOREAN INTELLECTUAL PROPERTY OFFICE, Notice to Submit Response, Korean Patent Application No. 10-2015-7004378, September 25, 2017, 13 pages.	☒
	36	MEXICAN INSTITUTE OF INDUSTRIAL PROPERTY, Requirement 1, Mexican Patent Application No. MX/a/2012/013280, February 17, 2015, 4 pages.	☒
	37	MEXICAN INSTITUTE OF INDUSTRIAL PROPERTY, Requirement 2, Mexican Patent Application No. MX/a/2012/013280, May 27, 2015, 8 pages.	☒
	38	UNITED STATES PATENT AND TRADEMARK OFFICE, Office Action, U.S. Patent Application No. 12/940,974, March 16, 2015, 32 pages.	☐
	39	UNITED STATES PATENT AND TRADEMARK OFFICE, Office Action, U.S. Patent Application No. 15/098,673, September 11, 2018, 6 pages.	☐
	40	UNITED STATES PATENT AND TRADEMARK OFFICE, Office Action, U.S. Patent Application No. 15/098,673, June 18, 2019, 15 pages.	☐
	41	UNITED STATES PATENT AND TRADEMARK OFFICE, Applicant-Initiated Interview Summary, U.S. Patent Application No. 15/098,673, July 16, 2019, 4 pages.	☐
	42	UNITED STATES PATENT AND TRADEMARK OFFICE, Office Action, U.S. Patent Application No. 15/098,673, September 3, 2019, 17 pages.	☐
	43	UNITED STATES PATENT AND TRADEMARK OFFICE, Applicant-Initiated Interview Summary, U.S. Patent Application No. 15/098,673, September 18, 2019, 4 pages.	☐

If you wish to add additional non-patent literature document citation information please click the Add button Add

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)		
	Application Number	15092945
	Filing Date	2016-04-07
	First Named Inventor	Robert E. Wright
	Art Unit	3794
	Examiner Name	Christine A. Dedoulis
	Attorney Docket Number	NBUS.004C1

EXAMINER SIGNATURE			
Examiner Signature		Date Considered	

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through a citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

[1] See Kind Codes of USPTO Patent Documents at www.USPTO.GOV or MPEP 901.04. [2] Enter office that issued the document, by the two-letter code (WIPO Standard ST.3). [3] For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. [4] Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. [5] Applicant is to place a check mark here if English language translation is attached.

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)		
	Application Number	15092945
	Filing Date	2016-04-07
	First Named Inventor	Robert E. Wright
	Art Unit	3794
	Examiner Name	Christine A. Dedoulis
	Attorney Docket Number	NBUS.004C1

CERTIFICATION STATEMENT

Please see 37 CFR 1.97 and 1.98 to make the appropriate selection(s):

That each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(1).

OR

☐ That no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(2).

See attached certification statement.

The fee set forth in 37 CFR 1.17 (p) has been submitted herewith.

☒ A certification statement is not submitted herewith.

SIGNATURE

A signature of the applicant or representative is required in accordance with CFR 1.33, 10.18. Please see CFR 1.4(d) for the form of the signature.

Signature	/Daniel C. Higgs/	Date (YYYY-MM-DD)	2019-09-23
Name/Print	Daniel C. Higgs	Registration Number	55265

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1 hour to complete, including gathering, preparing and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

Privacy Act Statement

The Privacy Act of 1974 (P.L. 93-579) requires that you be given certain information in connection with your submission of the attached form related to a patent application or patent. Accordingly, pursuant to the requirements of the Act, please be advised that: (1) the general authority for the collection of this information is 35 U.S.C. 2(b)(2); (2) furnishing of the information solicited is voluntary; and (3) the principal purpose for which the information is used by the U.S. Patent and Trademark Office is to process and/or examine your submission related to a patent application or patent. If you do not furnish the requested information, the U.S. Patent and Trademark Office may not be able to process and/or examine your submission, which may result in termination of proceedings or abandonment of the application or expiration of the patent.

The information provided by you in this form will be subject to the following routine uses:

1. The information on this form will be treated confidentially to the extent allowed under the Freedom of Information Act (5 U.S.C. 552) and the Privacy Act (5 U.S.C. 552a). Records from this system of records may be disclosed to the Department of Justice to determine whether the Freedom of Information Act requires disclosure of these record s.

2. A record from this system of records may be disclosed, as a routine use, in the course of presenting evidence to a court, magistrate, or administrative tribunal, including disclosures to opposing counsel in the course of settlement negotiations.

3. A record in this system of records may be disclosed, as a routine use, to a Member of Congress submitting a request involving an individual, to whom the record pertains, when the individual has requested assistance from the Member with respect to the subject matter of the record.

4. A record in this system of records may be disclosed, as a routine use, to a contractor of the Agency having need for the information in order to perform a contract. Recipients of information shall be required to comply with the requirements of the Privacy Act of 1974, as amended, pursuant to 5 U.S.C. 552a(m).

5. A record related to an International Application filed under the Patent Cooperation Treaty in this system of records may be disclosed, as a routine use, to the International Bureau of the World Intellectual Property Organization, pursuant to the Patent Cooperation Treaty.

6. A record in this system of records may be disclosed, as a routine use, to another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to the Atomic Energy Act (42 U.S.C. 218(c)).

7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or his/her designee, during an inspection of records conducted by GSA as part of that agency's responsibility to recommend improvements in records management practices and programs, under authority of 44 U.S.C. 2904 and 2906. Such disclosure shall be made in accordance with the GSA regulations governing inspection of records for this purpose, and any other relevant (i.e., GSA or Commerce) directive. Such disclosure shall not be used to make determinations about individuals.

8. A record from this system of records may be disclosed, as a routine use, to the public after either publication of the application pursuant to 35 U.S.C. 122(b) or issuance of a patent pursuant to 35 U.S.C. 151. Further, a record may be disclosed, subject to the limitations of 37 CFR 1.14, as a routine use, to the public if the record was filed in an application which became abandoned or in which the proceedings were terminated and which application is referenced by either a published application, an application open to public inspections or an issued patent.

9. A record from this system of records may be disclosed, as a routine use, to a Federal, State, or local law enforcement agency, if the USPTO becomes aware of a violation or potential violation of law or regulation.

Electronic Acknowledgement Receipt

EFS ID:	37236169
Application Number:	15092945
International Application Number:	
Confirmation Number:	5930
Title of Invention:	SYSTEMS AND METHODS FOR TISSUE ABLATION
First Named Inventor/Applicant Name:	Robert E. Wright
Customer Number:	148468
Filer:	Daniel Christopher Higgs
Filer Authorized By:	
Attorney Docket Number:	NBUS.004C1
Receipt Date:	23-SEP-2019
Filing Date:	07-APR-2016
Time Stamp:	04:56:54
Application Type:	Utility under 35 USC 111(a)

Payment information:

Submitted with Payment	no

File Listing:

Document Number	Document Description	File Name	File Size(Bytes)/ Message Digest	Multi Part /.zip	Pages (if appl.)
1	Information Disclosure Statement (IDS) Form (SB08)	IDS_NBUS004C1_2.pdf	1036865 4c416cc6db0ff7476caf0cfe6c9ec9bf35db4e19	no	8

Warnings:

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Information:					
A U.S. Patent Number Citation or a U.S. Publication Number Citation is required in the Information Disclosure Statement (IDS) form for autoloading of data into USPTO systems. You may remove the form to add the required data in order to correct the Informational Message if you are citing U.S. References. If you chose not to include U.S. References, the image of the form will be processed and be made available within the Image File Wrapper (IFW) system. However, no data will be extracted from this form. Any additional data such as Foreign Patent Documents or Non Patent Literature will be manually reviewed and keyed into USPTO systems.					
2	Non Patent Literature	Biomerics_Statement_of_Claim.pdf	358321 078c76c9306169260a82bf1452e2b1539ff2e8e9	no	10
Warnings:					
Information:					
3	Non Patent Literature	Diros_Statement_of_Cross_Claim.pdf	119239 03e2710f7d5f8267cecff4978fc775e4af4ad4e3	no	5
Warnings:					
Information:					
4	Non Patent Literature	Diros_RF_Trident.pdf	277626 5bf7dbc93a23ad2d611eb9beab3b0e507359a58a	no	7
Warnings:					
Information:					
5	Non Patent Literature	Diros_RF_Trident_Hybrid.pdf	315160 80f43b6e0bc2f0e2122a1b00d2a6b725ebf91e2a	no	10
Warnings:					
Information:					
6	Non Patent Literature	Diros_510_k.pdf	348190 87ccc1ae6a190d64c161937726a1fae0be1c2945	no	11
Warnings:					
Information:					
7	Non Patent Literature	Ahmed.pdf	1765793 4f8df6610b871e10b72e2064d4d573e327b6d174	no	19
Warnings:					
Information:					

8	Non Patent Literature	Chen.pdf	1884158 174f7702c3cf7147007174f27e751b03a72909ac	no	9
Warnings:					
Information:					
9	Non Patent Literature	Haemmerich_Hepatic.pdf	332494 914db53b0f2f68f774fdf129ea0e3987a14d9e28	no	8
Warnings:					
Information:					
10	Non Patent Literature	Haemmerich_Large.pdf	487754 afc4ecc73ed32f0d5c926142656dc8e0fe33a6bf	no	6
Warnings:					
Information:					
11	Non Patent Literature	Laeseke.pdf	1573601 58f17419b2e1b98b0aacf22b51fae8d706b5b7bd	no	20
Warnings:					
Information:					
12	Non Patent Literature	Quaranta.pdf	1285868 82ad78f1f52b3f45e0b99cf899454addb80ff466	no	10
Warnings:					
Information:					
13	Non Patent Literature	Scharf.pdf	792231 c2679b16f949722451c80ce1599525c5dffa29d7	no	7
Warnings:					
Information:					
14	Non Patent Literature	Shirato.pdf	355375 e5ed506cf6bbb27d6453def9f6b6683b8e730ea3	no	10
Warnings:					
Information:					

15	Non Patent Literature	NBUS001AUD1_OA2.pdf	165572 ad0306101b2b8de285e1c40f38d5e4cfde6438a7	no	3
Warnings:					
Information:					
16	Non Patent Literature	NBUS001AUD2_OA1.pdf	91594 d417f3831bc029235b6185e24ead6cffcd7818d3	no	3
Warnings:					
Information:					
17	Non Patent Literature	NBUS001BR_OA1.pdf	142654 96cc6a623b8d02e85db0cd7648363e2c4e5ba6f4	no	6
Warnings:					
Information:					
18	Non Patent Literature	NBUS001CA_OA1.pdf	674719 1cbb49b12b18e0c4743cbc804dc1b67cab230ed8	no	7
Warnings:					
Information:					
19	Non Patent Literature	NBUS001CA_OA2.pdf	591440 0221c4011f405f04b44eb3a74b004b804e4c68d0	no	5
Warnings:					
Information:					
20	Non Patent Literature	NBUS001IN_OA1.pdf	146683 aabe75b2b0409444f638dbbe4021d784eb276ed0	no	5
Warnings:					
Information:					
21	Non Patent Literature	NBUS001JP_OA.pdf	274860 64ef617a81406149fcb655a390270d89661032ac	no	7
Warnings:					
Information:					

22	Non Patent Literature	NBUS001JPD1_OA.pdf	345113 83b19546b5b5fb315af63a48ba488f6ef2b8ea96	no	15
Warnings:					
Information:					
23	Non Patent Literature	NBUS004AUD1_OA1.pdf	203858 8c8987570c910d5e16a864f39acd75badf8fc4ba	no	6
Warnings:					
Information:					
24	Non Patent Literature	NBUS004CA_OA1.pdf	582043 314ed1e29bf66153416d26172dadb5d58b8430c9	no	5
Warnings:					
Information:					
25	Non Patent Literature	NBUS004CA_OA2.pdf	1277271 7a0f596cc3bb3375269efacd2fb8e8b24ad415ca	no	10
Warnings:					
Information:					
26	Non Patent Literature	NBUS004CND1_OA.pdf	674942 e1bf9876fb109905db498ab67444a024f154af3b	no	8
Warnings:					
Information:					
27	Non Patent Literature	NBUS004CND2_OA.pdf	939960 124c7c528d17102f524bb98730d2e0c3c6714f0c	no	10
Warnings:					
Information:					
28	Non Patent Literature	NBUS004EU_OA.pdf	135375 f54ed8a78ada362e95f511cc70b0f265a6b331f7	no	4
Warnings:					
Information:					

29	Non Patent Literature	NBUS004IL_OA.pdf	313752 f11d20c2f3c151c24e42229f07654aef5c35de27	no	3
Warnings:					
Information:					
30	Non Patent Literature	NBUS004IN_OA.pdf	149190 4f90a6d0ca4b00213fdb9c1fa959abc1dac1eccb	no	6
Warnings:					
Information:					
31	Non Patent Literature	NBUS004JP_OA2.pdf	223311 cc4b489bae246341caaaed3e9c891fa91f2e609a	no	5
Warnings:					
Information:					
32	Non Patent Literature	NBUS004JP_OA2DCSN.pdf	274450 98dcb422297fbbb3474c47c4d181444c937ecd0e	no	4
Warnings:					
Information:					
33	Non Patent Literature	NBUS004JP_OA2DCSNonAPP.pdf	233549 028605c7b55466e55b62af703d1f7301bc473e9a	no	8
Warnings:					
Information:					
34	Non Patent Literature	NBUS004JPD1_OA.pdf	321348 67851148bb1e3d37cd86243ebc29216f444efa71	no	12
Warnings:					
Information:					
35	Non Patent Literature	NBUS004KR_OA.pdf	283032 646496b72ddeef800475ef283ea7e249c950be99	no	14
Warnings:					
Information:					

36	Non Patent Literature	NBUS004KRD1_OA.pdf	282104 fbf1073701e501784cefc8f7d62a90708360dd78	no	13
Warnings:					
Information:					
37	Non Patent Literature	NBUS004MX_OA1.pdf	754874 8684d4e8361f76902180679b7f72f1452962f06e	no	4
Warnings:					
Information:					
38	Non Patent Literature	NBUS004MX_OA2.pdf	1724662 ac7ea50b1455e1ac3fed536d1525220c4526849b	no	8
Warnings:					
Information:					
39	Non Patent Literature	NBUS001US_OA4.PDF	1246576 116d21c757497e26b66eb142043811ee08860159	no	32
Warnings:					
Information:					
40	Non Patent Literature	NBUS001USC1_OA1.pdf	204777 d2fb605d3dbd3ebb8430f824b7581a7734dd27a5	no	6
Warnings:					
Information:					
41	Non Patent Literature	NBUS001USC1_OA2.pdf	604728 1d93ddcbed0e5cb97fb28daafb9bb42d4cd70617	no	15
Warnings:					
Information:					
42	Non Patent Literature	NBUS001USC1_OA2_Ex_Int.pdf	205816 b53ec53a2fd93cac420e47c80e091d0f77766b0d	no	4
Warnings:					
Information:					

43	Non Patent Literature	NBUS001USC1_OA3.pdf	674785 452e7d461790d7fe790cab97d3702eed8ffc8b75	no	17
Warnings:					
Information:					
44	Non Patent Literature	NBUS001USC1_OA3_Ex_Int.pdf	211687 7da6d9a7fdc9a96c271bb5cee2140b7689f01d7d	no	4
Warnings:					
Information:					
		Total Files Size (in bytes):	24887400		

This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.

New Applications Under 35 U.S.C. 111

If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

National Stage of an International Application under 35 U.S.C. 371

If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

New International Application Filed with the USPTO as a Receiving Office

If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Inventor:	Robert E. Wright	
Application No.:	15/092,945	Art Unit: 3794
Filing Date:	April 7, 2016	
Title:	SYSTEMS AND METHODS FOR TISSUE ABLATION	
Examiner:	Christine A. Dedoulis	
Confirmation No.:	5930	
Customer No.:	148468	

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Commissioner:

Enclosed for filing in the above-identified application is a PTO/SB/08 Equivalent listing 488 references. Each of these 488 references is of record in U.S. Patent Application No. 13/101,009, titled SYSTEMS AND METHODS FOR TISSUE ABLATION, filed May 4, 2011 ("the Parent Application"), of which the present application is a continuation.

References Have Already Been Considered

As the present application is a continuation of the Parent Application, the Applicant believes the examiner has already considered the 488 references identified herein with respect to the present application, pursuant to MPEP § 609.02(II).

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Accordingly, the Applicant is submitting the present information disclosure statement to ensure these references are ultimately printed on the patent, pursuant to MPEP § 609.2(II).

Copies of All References Omitted

Pursuant to 37 C.F.R. § 1.98(a)(2), copies of U.S. patent application publications and U.S. patents are not required. Accordingly, no copies of reference numbers 1 through 433 are submitted.

Further, pursuant to 37 C.F.R. § 1.98(d), copies of reference numbers 434 through 488 are not required because (1) the Parent Application has been properly identified in this information disclosure statement and is relied on for an earlier effective filing date under 35 U.S.C. § 120, and (2) all information disclosure statements submitted in the Parent Application comply with 37 C.F.R. § 1.98, paragraphs (a) through (c).

Table of U.S. Patent Applications

The Applicant provides the following table to aid the Examiner during prosecution:

Attorney Docket No.	Application No.	Filing Date	Title
NBUS.001A	12/940,974	2010-11-05	METHODS AND SYSTEMS FOR SPINAL RADIO FREQUENCY NEUROTOMY
NBUS.001C1	15/098,673	2016-04-14	METHODS AND SYSTEMS FOR SPINAL RADIO FREQUENCY NEUROTOMY
NBUS.004A	13/101,009 ***(the Parent Application)***	2011-05-04	SYSTEMS AND METHODS FOR TISSUE ABLATION
NBUS.004C1	15/092,945 ***(the Present Application)***	2016-04-07	SYSTEMS AND METHODS FOR TISSUE ABLATION

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Copies of these patent applications, including any pending claims, office actions, notices of allowance, and/or other communications, are available through PALM and/or PAIR. However, if the Examiner so requests, the Applicant will be happy to provide the Examiner with copies of any applications, pending claims, office actions, notices of allowance, communications, or any other documents, at any time.

DATED this 23rd day of September, 2019.

Respectfully submitted,

/Daniel C. Higgs/

Daniel C. Higgs
Attorney for Applicant
Registration No. 55,265

MED VENTURE HOLDINGS, LLC
6030 W. Harold Gatty Drive
Salt Lake City, Utah 84116
(801) 703-1961

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

INFORMATION DISCLOSURE STATEMENT BY APPLICANT		
	Application No.	15/092,945
	Filing Date	April 7, 2016
	First Named Inventor	Robert E. Wright
	Art Unit	3794
(Multiple sheets used when necessary)	Examiner	Christine A. Dedoulis
SHEET 1 OF 20	Attorney Docket No.	NBUS.004C1

U.S. PATENT DOCUMENTS

Examiner Initials	Cite No.	Document Number *Number - Kind Code (if known)* Example: 1,234,567 B1	Publication Date MM-DD-YYYY	Name of Patentee or Applicant	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear
	1.	0372,086	07-23-1996	Grasso et al.	
	2.	RE40,279	04-29-2008	Sluijter et al.	
	3.	RE40,388	06-17-2008	Gines	
	4.	4,011,872	03-15-1977	Kamiya	
	5.	4,206,761	06-10-1980	Cosman	
	6.	4,206,762	06-10-1980	Cosman	
	7.	4,281,667	08-04-1981	Cosman	
	8.	4,353,371	10-12-1982	Cosman	
	9.	4,375,220	03-01-1983	Matvias	
	10.	4,378,809	04-05-1983	Cosman	
	11.	4,385,636	05-31-1983	Cosman	
	12.	4,411,266	10-25-1983	Cosman	
	13.	4,565,200	01-21-1986	Cosman	
	14.	4,573,980	03-04-1986	Karrasch et al.	
	15.	4,583,538	04-22-1986	Onik et al.	
	16.	4,593,703	06-10-1986	Cosman	
	17.	4,618,978	10-21-1986	Cosman	
	18.	4,646,752	03-03-1987	Swann et al.	
	19.	4,653,508	03-31-1987	Cosman	
	20.	4,660,568	04-28-1987	Cosman	
	21.	4,676,255	06-30-1987	Cosman	
	22.	4,698,207	10-06-1987	Bringham et al.	
	23.	4,787,886	11-29-1988	Cosman	
	24.	4,796,615	01-10-1989	Bullock et al.	
	25.	4,827,927	05-09-1989	Newton	
	26.	4,838,265	06-13-1989	Cosman et al.	
	27.	4,886,506	12-12-1989	Lovgren et al.	
	28.	4,907,589	03-13-1990	Cosman	

Examiner Signature	Date Considered

*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

[1] - Place a check mark in this area when an English language Translation is attached.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

INFORMATION DISCLOSURE STATEMENT BY APPLICANT		
	Application No.	15/092,945
	Filing Date	April 7, 2016
	First Named Inventor	Robert E. Wright
	Art Unit	3794
(Multiple sheets used when necessary)	Examiner	Christine A. Dedoulis
SHEET 2 OF 20	Attorney Docket No.	NBUS.004C1

U.S. PATENT DOCUMENTS

Examiner Initials	Cite No.	Document Number *Number - Kind Code (if known)* Example: 1,234,567 B1	Publication Date MM-DD-YYYY	Name of Patentee or Applicant	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear
	29.	4,966,597	10-30-1990	Cosman	
	30.	5,010,897	04-30-1991	Leveen	
	31.	5,160,337	11-03-1992	Cosman	
	32.	5,217,457	06-08-1993	Delahuerga et al.	
	33.	5,230,623	07-27-1993	Guthrie et al.	
	34.	5,233,515	08-03-1993	Cosman	
	35.	5,244,462	09-14-1993	Delahuerga et al.	
	36.	5,257,630	11-02-1993	Braitman et al.	
	37.	5,291,896	03-08-1994	Fonger et al.	
	38.	5,304,114	04-19-1994	Cosman et al.	
	39.	5,304,115	04-19-1994	Pflueger et al.	
	40.	5,312,329	05-17-1994	Beaty et al.	
	41.	5,312,391	05-17-1994	Wilk	
	42.	5,318,013	06-07-1994	Wilk	
	43.	5,324,255	06-28-1994	Passafaro et al.	
	44.	5,334,183	08-02-1994	Wuchinich	
	45.	5,342,292	08-30-1994	Nita et al.	
	46.	5,370,645	12-06-1994	Klicek et al.	
	47.	5,370,675	12-06-1994	Edwards et al.	
	48.	5,372,596	12-13-1994	Klicek et al.	
	49.	5,377,685	01-03-1995	Kazi et al.	
	50.	5,397,301	03-14-1995	Pflueger et al.	
	51.	5,401,272	03-28-1995	Perkins	
	52.	5,421,923	06-06-1995	Clarke et al.	
	53.	5,422,567	06-06-1995	Matsunaga	
	54.	5,423,809	06-13-1995	Klicek	
	55.	5,433,739	07-18-1995	Sluijter et al.	
	56.	5,447,417	09-05-1995	Kuhl et al.	

Examiner Signature	Date Considered

*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

[1] - Place a check mark in this area when an English language Translation is attached.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

INFORMATION DISCLOSURE STATEMENT BY APPLICANT		
	Application No.	15/092,945
	Filing Date	April 7, 2016
	First Named Inventor	Robert E. Wright
	Art Unit	3794
(Multiple sheets used when necessary)	Examiner	Christine A. Dedoulis
SHEET 3 OF 20	Attorney Docket No.	NBUS.004C1

U.S. PATENT DOCUMENTS

Examiner Initials	Cite No.	Document Number *Number - Kind Code (if known)* Example: 1,234,567 B1	Publication Date MM-DD-YYYY	Name of Patentee or Applicant	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear
	57.	5,458,597	10-17-1995	Edwards et al.	
	58.	5,472,441	12-05-1995	Edwards et al.	
	59.	5,472,442	12-05-1995	Klicek	
	60.	5,474,057	12-12-1995	Makower et al.	
	61.	5,484,398	01-16-1996	Stoddard	
	62.	5,496,312	03-05-1996	Klicek	
	63.	5,507,743	04-16-1996	Edwards et al.	
	64.	5,511,564	04-30-1996	Wilk	
	65.	5,514,129	05-07-1996	Smith	
	66.	5,536,267	07-16-1996	Edwards et al.	
	67.	5,541,376	07-30-1996	Ladtkow et al.	
	68.	5,560,358	10-01-1996	Arnold et al.	
	69.	5,562,703	10-08-1996	Desai	
	70.	5,571,147	11-05-1996	Sluijter et al.	
	71.	5,580,665	12-03-1996	Taguchi et al.	
	72.	5,599,345	02-04-1997	Edwards et al.	
	73.	5,599,346	02-04-1997	Edwards et al.	
	74.	5,611,709	03-18-1997	McAnulty	
	75.	5,613,966	03-25-1997	Makower et al.	
	76.	5,628,743	05-13-1997	Cimino	
	77.	5,662,111	09-02-1997	Cosman	
	78.	5,662,620	09-02-1997	Lieber et al.	
	79.	5,662,680	09-02-1997	Desai	
	80.	5,667,488	09-16-1997	Lundquist et al.	
	81.	5,669,904	09-23-1997	Platt, Jr. et al.	
	82.	5,672,173	09-30-1997	Gough et al.	
	83.	5,672,174	09-30-1997	Gough et al.	
	84.	5,683,349	11-04-1997	Makower et al.	

Examiner Signature	Date Considered

*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

[1] - Place a check mark in this area when an English language Translation is attached.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

INFORMATION DISCLOSURE STATEMENT BY APPLICANT		
	Application No.	15/092,945
	Filing Date	April 7, 2016
	First Named Inventor	Robert E. Wright
	Art Unit	3794
(Multiple sheets used when necessary)	Examiner	Christine A. Dedoulis
SHEET 4 OF 20	Attorney Docket No.	NBUS.004C1

U.S. PATENT DOCUMENTS

Examiner Initials	Cite No.	Document Number *Number - Kind Code (if known)* Example: 1,234,567 B1	Publication Date MM-DD-YYYY	Name of Patentee or Applicant	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear
	85.	5,683,384	11-04-1997	Gough et al.	
	86.	5,701,575	12-23-1997	Taguchi et al.	
	87.	5,720,744	02-24-1998	Eggleston et al.	
	88.	5,728,143	03-17-1998	Gough et al.	
	89.	5,735,847	04-07-1998	Gough et al.	
	90.	5,738,648	04-14-1998	Lands et al.	
	91.	5,748,703	05-05-1998	Cosman	
	92.	5,749,689	05-12-1998	Konig	
	93.	5,755,754	05-26-1998	Rudie et al.	
	94.	5,768,679	06-16-1998	Taguchi et al.	
	95.	5,772,659	06-30-1998	Becker et al.	
	96.	5,778,043	07-07-1998	Cosman	
	97.	5,782,827	07-21-1998	Gough et al.	
	98.	5,792,146	08-11-1998	Cosman	
	99.	5,797,906	08-25-1998	Rhum et al.	
	100.	5,800,484	09-01-1998	Gough et al.	
	101.	5,807,309	09-15-1998	Lundquist et al.	
	102.	5,810,804	09-22-1998	Gough et al.	
	103.	5,827,271	10-27-1998	Buysse et al.	
	104.	5,827,276	10-27-1998	LeVeen et al.	
	105.	5,848,967	12-15-1998	Cosman	
	106.	5,855,576	01-05-1999	LeVeen et al.	
	107.	5,863,290	01-26-1999	Gough et al.	
	108.	5,868,740	02-09-1999	LeVeen et al.	
	109.	5,911,739	06-15-1999	Kordis et al.	
	110.	5,913,855	06-22-1999	Gough et al.	
	111.	5,921,992	07-13-1999	Costales et al.	
	112.	5,925,042	07-20-1999	Gough et al.	

Examiner Signature	Date Considered

*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

[1] - Place a check mark in this area when an English language Translation is attached.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

INFORMATION DISCLOSURE STATEMENT BY APPLICANT		
	Application No.	15/092,945
	Filing Date	April 7, 2016
	First Named Inventor	Robert E. Wright
	Art Unit	3794
(Multiple sheets used when necessary)	Examiner	Christine A. Dedoulis
SHEET 5 OF 20	Attorney Docket No.	NBUS.004C1

U.S. PATENT DOCUMENTS

Examiner Initials	Cite No.	Document Number *Number - Kind Code (if known)* Example: 1,234,567 B1	Publication Date MM-DD-YYYY	Name of Patentee or Applicant	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear
	113.	5,928,229	07-27-1999	Gough et al.	
	114.	5,935,123	08-10-1999	Edwards et al.	
	115.	5,951,547	09-14-1999	Gough et al.	
	116.	5,968,040	10-19-1999	Swanson et al.	
	117.	5,980,517	11-09-1999	Gough	
	118.	5,983,141	11-09-1999	Sluijter et al.	
	119.	6,006,126	12-21-1999	Cosman	
	120.	6,013,076	01-11-2000	Goble et al.	
	121.	6,014,590	01-11-2000	Whayne et al.	
	122.	6,015,406	01-18-2000	Goble et al.	
	123.	6,016,452	01-18-2000	Kasevich	
	124.	6,039,733	03-21-2000	Buysse et al.	
	125.	6,041,260	03-21-2000	Stern et al.	
	126.	6,044,846	04-04-2000	Edwards	
	127.	6,050,992	04-18-2000	Nichols	
	128.	6,053,937	04-25-2000	Edwards et al.	
	129.	6,059,780	05-09-2000	Gough et al.	
	130.	6,068,627	05-30-2000	Orszulak et al.	
	131.	6,071,280	06-06-2000	Edwards et al.	
	132.	6,080,150	06-27-2000	Gough	
	133.	6,090,105	07-18-2000	Zepeda et al.	
	134.	6,106,521	08-22-2000	Blewett et al.	
	135.	6,117,134	09-12-2000	Cunningham et al.	
	136.	6,122,341	09-19-2000	Butler et al.	
	137.	6,129,726	10-10-2000	Edwards et al.	
	138.	6,132,425	10-17-2000	Gough	
	139.	6,139,519	10-31-2000	Blythe	
	140.	6,139,547	10-31-2000	Lontine et al.	

Examiner Signature	Date Considered

*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

[1] - Place a check mark in this area when an English language Translation is attached.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

INFORMATION DISCLOSURE STATEMENT BY APPLICANT		
	Application No.	15/092,945
	Filing Date	April 7, 2016
	First Named Inventor	Robert E. Wright
	Art Unit	3794
(Multiple sheets used when necessary)	Examiner	Christine A. Dedoulis
SHEET 6 OF 20	Attorney Docket No.	NBUS.004C1

U.S. PATENT DOCUMENTS

Examiner Initials	Cite No.	Document Number *Number - Kind Code (if known)* Example: 1,234,567 B1	Publication Date MM-DD-YYYY	Name of Patentee or Applicant	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear
	141.	6,143,003	11-07-2000	Cosman	
	142.	6,146,380	11-14-2000	Racz et al.	
	143.	6,161,048	12-12-2000	Sluijter et al.	
	144.	6,165,169	12-26-2000	Panescu et al.	
	145.	6,167,295	12-26-2000	Cosman	
	146.	6,179,834	01-30-2001	Buysse et al.	
	147.	6,210,403	04-03-2001	Klicek	
	148.	6,213,999	04-10-2001	Platt, Jr. et al.	
	149.	6,217,554	04-17-2001	Green	
	150.	6,228,080	05-08-2001	Gines	
	151.	6,228,083	05-08-2001	Lands et al.	
	152.	6,231,570	05-15-2001	Tu et al.	
	153.	6,234,178	05-22-2001	Goble et al.	
	154.	6,235,023	05-22-2001	Lee et al.	
	155.	6,241,725	06-05-2001	Cosman	
	156.	6,241,726	06-05-2001	Chia et al.	
	157.	6,246,912	06-12-2001	Sluijter et al.	
	158.	6,251,106	06-26-2001	Becker et al.	
	159.	6,259,952	07-10-2001	Sluijter et al.	
	160.	6,268,200	07-31-2001	Tucker et al.	
	161.	6,275,725	08-14-2001	Cosman	
	162.	6,277,117	08-21-2001	Tetzlaff et al.	
	163.	6,280,441	08-28-2001	Ryan	
	164.	6,312,426	11-06-2001	Goldberg et al.	
	165.	6,330,478	12-11-2001	Lee et al.	
	166.	6,331,180	12-18-2001	Cosman et al.	
	167.	6,334,861	01-01-2002	Chandler et al.	
	168.	6,352,536	03-05-2002	Buysse et al.	

Examiner Signature	Date Considered

*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

[1] - Place a check mark in this area when an English language Translation is attached.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

INFORMATION DISCLOSURE STATEMENT BY APPLICANT		
	Application No.	15/092,945
	Filing Date	April 7, 2016
	First Named Inventor	Robert E. Wright
	Art Unit	3794
(Multiple sheets used when necessary)	Examiner	Christine A. Dedoulis
SHEET 7 OF 20	Attorney Docket No.	NBUS.004C1

U.S. PATENT DOCUMENTS

Examiner Initials	Cite No.	Document Number *Number - Kind Code (if known)* Example: 1,234,567 B1	Publication Date MM-DD-YYYY	Name of Patentee or Applicant	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear
	169.	6,402,743	06-11-2002	Orszulak et al.	
	170.	6,402,747	06-11-2002	Lindermann et al.	
	171.	6,405,072	06-11-2002	Cosman	
	172.	6,416,520	07-09-2002	Kynast et al.	
	173.	6,419,653	07-16-2002	Edwards et al.	
	174.	6,419,680	07-16-2002	Cosman et al.	
	175.	6,419,798	07-16-2002	Topolkaraev et al.	
	176.	6,425,887	07-30-2002	McGuckin et al.	
	177.	6,440,127	08-27-2002	McGovern et al.	
	178.	6,447,477	09-10-2002	Burney et al.	
	179.	6,447,505	09-10-2002	McGovern et al.	
	180.	6,451,018	09-17-2002	Lands et al.	
	181.	6,454,765	09-24-2002	Leveen et al.	
	182.	6,458,130	10-01-2002	Frazier et al.	
	183.	6,459,769	10-01-2002	Cosman	
	184.	6,464,704	10-15-2002	Schmaltz et al.	
	185.	6,468,273	10-22-2002	Leveen et al.	
	186.	6,471,698	10-29-2002	Edwards et al.	
	187.	6,478,793	11-12-2002	Cosman et al.	
	188.	6,500,175	12-31-2002	Gough et al.	
	189.	6,506,189	01-14-2003	Rittman, III et al.	
	190.	6,517,534	02-11-2003	McGovern et al.	
	191.	6,530,922	03-11-2003	Cosman et al.	
	192.	6,533,987	03-18-2003	Topolkaraev et al.	
	193.	6,551,311	04-22-2003	Lee et al.	
	194.	6,562,033	05-13-2003	Shah et al.	
	195.	6,565,562	05-20-2003	Shah et al.	
	196.	6,569,159	05-27-2003	Edwards et al.	

Examiner Signature	Date Considered

*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

[1] - Place a check mark in this area when an English language Translation is attached.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

INFORMATION DISCLOSURE STATEMENT BY APPLICANT		
	Application No.	15/092,945
	Filing Date	April 7, 2016
	First Named Inventor	Robert E. Wright
	Art Unit	3794
(Multiple sheets used when necessary)	Examiner	Christine A. Dedoulis
SHEET 8 OF 20	Attorney Docket No.	NBUS.004C1

U.S. PATENT DOCUMENTS

Examiner Initials	Cite No.	Document Number *Number - Kind Code (if known)* Example: 1,234,567 B1	Publication Date MM-DD-YYYY	Name of Patentee or Applicant	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear
	197.	6,575,967	06-10-2003	Leveen et al.	
	198.	6,575,969	06-10-2003	Rittman, III et al.	
	199.	6,585,735	07-01-2003	Frazier et al.	
	200.	6,602,249	08-05-2003	Stoddard et al.	
	201.	6,606,085	08-12-2003	Edwards	
	202.	6,610,054	08-26-2003	Edwards et al.	
	203.	6,622,731	09-23-2003	Daniel et al.	
	204.	6,623,481	09-23-2003	Garbagnati et al.	
	205.	6,632,221	10-14-2003	Edwards et al.	
	206.	6,632,222	10-14-2003	Edwards et al.	
	207.	6,638,275	10-28-2003	McGaffigan et al.	
	208.	6,641,580	11-04-2003	Edwards et al.	
	209.	6,645,201	11-11-2003	Utley et al.	
	210.	6,652,515	11-25-2003	Maguire et al.	
	211.	6,652,516	11-25-2003	Gough	
	212.	6,660,002	12-09-2003	Edwards et al.	
	213.	6,660,362	12-09-2003	Lindsay et al.	
	214.	6,663,624	12-16-2003	Edwards et al.	
	215.	6,669,693	12-30-2003	Friedman	
	216.	6,682,526	01-27-2004	Jones et al.	
	217.	6,682,528	01-27-2004	Frazier et al.	
	218.	6,685,701	02-03-2004	Orszulak et al.	
	219.	6,689,127	02-10-2004	Gough et al.	
	220.	6,690,210	02-10-2004	Hadjizada et al.	
	221.	6,692,490	02-17-2004	Edwards	
	222.	6,706,152	03-16-2004	Burazin et al.	
	223.	6,723,092	04-20-2004	Brown et al.	
	224.	6,743,226	06-01-2004	Cosman et al.	

Examiner Signature	Date Considered

*__Examiner:__ Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

[1] - Place a check mark in this area when an English language Translation is attached.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

INFORMATION DISCLOSURE STATEMENT BY APPLICANT		
	Application No.	15/092,945
	Filing Date	April 7, 2016
	First Named Inventor	Robert E. Wright
	Art Unit	3794
(Multiple sheets used when necessary)	Examiner	Christine A. Dedoulis
SHEET 9 OF 20	Attorney Docket No.	NBUS.004C1

U.S. PATENT DOCUMENTS

Examiner Initials	Cite No.	Document Number *Number - Kind Code (if known)* Example: 1,234,567 B1	Publication Date MM-DD-YYYY	Name of Patentee or Applicant	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear
	225.	6,743,229	06-01-2004	Buysse et al.	
	226.	6,746,570	06-08-2004	Burazin et al.	
	227.	6,749,719	06-15-2004	Burazin et al.	
	228.	6,770,070	08-03-2004	Balbierz	
	229.	6,780,180	08-24-2004	Goble et al.	
	230.	6,803,549	10-12-2004	Yu	
	231.	6,814,712	11-09-2004	Edwards et al.	
	232.	6,837,956	01-04-2005	Cowell et al.	
	233.	6,846,448	01-25-2005	Rymer et al.	
	234.	6,847,848	01-25-2005	Sterzer et al.	
	235.	6,852,091	02-08-2005	Edwards et al.	
	236.	6,866,663	03-15-2005	Edwards et al.	
	237.	6,881,214	04-19-2005	Cosman et al.	
	238.	6,889,089	05-03-2005	Behl et al.	
	239.	6,896,675	05-24-2005	Leung et al.	
	240.	6,932,810	08-23-2005	Ryan	
	241.	6,958,062	10-25-2005	Gough et al.	
	242.	6,958,064	10-25-2005	Rioux et al.	
	243.	6,961,602	11-01-2005	Fuimaono et al.	
	244.	6,964,660	11-15-2005	Maguire et al.	
	245.	6,966,908	11-22-2005	Maguire et al.	
	246.	6,974,455	12-13-2005	Garabedian et al.	
	247.	6,997,925	02-14-2006	Maguire et al.	
	248.	7,025,767	04-11-2006	Schaefer et al.	
	249.	7,033,353	04-25-2006	Stoddard et al.	
	250.	7,044,949	05-16-2006	Orszulak et al.	
	251.	7,048,733	05-23-2006	Hartley et al.	
	252.	7,056,320	06-06-2006	Utley et al.	

Examiner Signature	Date Considered

*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

[1] - Place a check mark in this area when an English language Translation is attached.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

INFORMATION DISCLOSURE STATEMENT BY APPLICANT		
	Application No.	15/092,945
	Filing Date	April 7, 2016
	First Named Inventor	Robert E. Wright
	Art Unit	3794
(Multiple sheets used when necessary)	Examiner	Christine A. Dedoulis
SHEET 10 OF 20	Attorney Docket No.	NBUS.004C1

U.S. PATENT DOCUMENTS

Examiner Initials	Cite No.	Document Number *Number - Kind Code (if known)* Example: 1,234,567 B1	Publication Date MM-DD-YYYY	Name of Patentee or Applicant	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear
	253.	7,074,484	07-11-2006	Topolkaraev et al.	
	254.	7,076,399	07-11-2006	Godara	
	255.	7,087,051	08-08-2006	Bourne et al.	
	256.	7,099,712	08-29-2006	Fuimaono et al.	
	257.	7,108,696	09-19-2006	Daniel et al.	
	258.	7,112,197	09-26-2006	Hartley et al.	
	259.	7,115,124	10-03-2006	Xiao	
	260.	7,138,088	11-21-2006	Wariar et al.	
	261.	7,150,743	12-19-2006	Zvuloni et al.	
	262.	7,150,744	12-19-2006	Edwards et al.	
	263.	7,160,296	01-09-2007	Pearson et al.	
	264.	7,163,536	01-16-2007	Godara	
	265.	7,179,256	02-20-2007	Mest	
	266.	7,179,258	02-20-2007	Buysse et al.	
	267.	7,207,990	04-24-2007	Lands et al.	
	268.	7,258,688	08-21-2007	Shah et al.	
	269.	7,266,414	09-04-2007	Cornelius et al.	
	270.	7,270,660	09-18-2007	Ryan	
	271.	7,270,662	09-18-2007	Visram et al.	
	272.	7,276,064	10-02-2007	Paul et al.	
	273.	7,281,666	10-16-2007	Smith	
	274.	7,294,127	11-13-2007	Leung et al.	
	275.	7,306,596	12-11-2007	Hillier et al.	
	276.	7,311,702	12-25-2007	Tallarida et al.	
	277.	7,340,307	03-04-2008	Maguire et al.	
	278.	7,354,436	04-08-2008	Rioux et al.	
	279.	7,357,798	04-15-2008	Sharps et al.	
	280.	7,371,234	05-13-2008	Young	

Examiner Signature	Date Considered

*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

[1] - Place a check mark in this area when an English language Translation is attached.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

INFORMATION DISCLOSURE STATEMENT BY APPLICANT		
	Application No.	15/092,945
	Filing Date	April 7, 2016
	First Named Inventor	Robert E. Wright
	Art Unit	3794
(Multiple sheets used when necessary)	Examiner	Christine A. Dedoulis
SHEET 11 OF 20	Attorney Docket No.	NBUS.004C1

U.S. PATENT DOCUMENTS

Examiner Initials	Cite No.	Document Number *Number - Kind Code (if known)* Example: 1,234,567 B1	Publication Date MM-DD-YYYY	Name of Patentee or Applicant	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear
	281.	7,387,626	06-17-2008	Edwards et al.	
	282.	7,387,630	06-17-2008	Mest	
	283.	7,416,549	08-26-2008	Young et al.	
	284.	7,449,020	11-11-2008	Edwards et al.	
	285.	7,468,062	12-23-2008	Oral et al.	
	286.	7,480,533	01-20-2009	Cosman et al.	
	287.	7,517,346	04-14-2009	Sloan et al.	
	288.	7,524,318	04-28-2009	Young et al.	
	289.	7,533,002	05-12-2009	Godara	
	290.	7,549,986	06-23-2009	Rioux et al.	
	291.	7,561,907	07-14-2009	Fuimaono et al.	
	292.	7,593,778	09-22-2009	Chandran et al.	
	293.	7,596,469	09-29-2009	Godara	
	294.	7,615,050	11-10-2009	Cross et al.	
	295.	7,670,336	03-02-2010	Young et al.	
	296.	7,670,337	03-02-2010	Young	
	297.	7,678,106	03-16-2010	Lee	
	298.	7,699,844	04-20-2010	Utley et al.	
	299.	7,704,248	04-27-2010	Dicarlo	
	300.	7,771,420	08-10-2010	Butty et al.	
	301.	7,794,458	09-14-2010	McIntyre et al.	
	302.	7,794,459	09-14-2010	Faure	
	303.	7,797,049	09-14-2010	Christopherson et al.	
	304.	7,799,021	09-21-2010	Leung et al.	
	305.	7,815,571	10-19-2010	Deckman et al.	
	306.	7,819,869	10-26-2010	Godara et al.	
	307.	7,819,871	10-26-2010	Paul et al.	
	308.	7,824,404	11-02-2010	Godara et al.	

Examiner Signature	Date Considered

*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

[1] - Place a check mark in this area when an English language Translation is attached.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

INFORMATION DISCLOSURE STATEMENT BY APPLICANT		
	Application No.	15/092,945
	Filing Date	April 7, 2016
	First Named Inventor	Robert E. Wright
	Art Unit	3794
(Multiple sheets used when necessary)	Examiner	Christine A. Dedoulis
SHEET 12 OF 20	Attorney Docket No.	NBUS.004C1

U.S. PATENT DOCUMENTS

Examiner Initials	Cite No.	Document Number *Number - Kind Code (if known)* Example: 1,234,567 B1	Publication Date MM-DD-YYYY	Name of Patentee or Applicant	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear
	309.	7,828,796	11-09-2010	Wong et al.	
	310.	7,874,986	01-25-2011	Deckman et al.	
	311.	7,875,025	01-25-2011	Cockburn et al.	
	312.	7,892,231	02-22-2011	Elliott	
	313.	7,896,874	03-01-2011	Young et al.	
	314.	2002/0026185	02-28-2002	Gough	
	315.	2002/0029037	03-07-2002	Kim	
	316.	2002/0188275	12-12-2002	McGuckin, Jr.	
	317.	2003/0018332	01-23-2003	Schmaltz et al.	
	318.	2003/0078595	04-24-2003	Cosman	
	319.	2004/0006336	01-08-2004	Swanson	
	320.	2004/0015176	01-22-2004	Cosman	
	321.	2004/0015218	01-22-2004	Finch et al.	
	322.	2004/0100376	05-27-2004	Lye et al.	
	323.	2004/0122482	06-24-2004	Tung et al.	
	324.	2004/0143262	07-22-2004	Visram et al.	
	325.	2004/0176759	09-09-2004	Krishnamurthy et al.	
	326.	2004/0230187	11-18-2004	Lee et al.	
	327.	2004/0260282	12-23-2004	Gough et al.	
	328.	2005/0033279	02-10-2005	Edwards et al.	
	329.	2005/0059964	03-17-2005	Fitz	
	330.	2005/0101944	05-12-2005	Williams	
	331.	2005/0101950	05-12-2005	Gough et al.	
	332.	2005/0165391	07-28-2005	Maguire et al.	
	333.	2005/0171522	08-04-2005	Christopherson	
	334.	2005/0177209	08-11-2005	Leung et al.	
	335.	2005/0177211	08-11-2005	Leung et al.	
	336.	2005/0203503	09-15-2005	Edwards et al.	

Examiner Signature	Date Considered

*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

[1] - Place a check mark in this area when an English language Translation is attached.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

INFORMATION DISCLOSURE STATEMENT BY APPLICANT		
	Application No.	15/092,945
	Filing Date	April 7, 2016
	First Named Inventor	Robert E. Wright
	Art Unit	3794
(Multiple sheets used when necessary)	Examiner	Christine A. Dedoulis
SHEET 13 OF 20	Attorney Docket No.	NBUS.004C1

U.S. PATENT DOCUMENTS

Examiner Initials	Cite No.	Document Number *Number - Kind Code (if known)* Example: 1,234,567 B1	Publication Date MM-DD-YYYY	Name of Patentee or Applicant	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear
	337.	2005/0234445	10-20-2005	Conquergood et al.	
	338.	2005/0240174	10-27-2005	Pearson et al.	
	339.	2005/0267552	12-01-2005	Conquergood et al.	
	340.	2005/0277918	12-15-2005	Shah et al.	
	341.	2006/0015161	01-19-2006	Longo et al.	
	342.	2006/0089635	04-27-2006	Young et al.	
	343.	2006/0095115	05-04-2006	Bladillah et al.	
	344.	2006/0111702	05-25-2006	Oral et al.	
	345.	2006/0122686	06-08-2006	Gilad et al.	
	346.	2006/0122692	06-08-2006	Gilad et al.	
	347.	2006/0142756	06-29-2006	Davies et al.	
	348.	2006/0173359	08-03-2006	Lin et al.	
	349.	2006/0189972	08-24-2006	Grossman	
	350.	2006/0200121	09-07-2006	Mowery	
	351.	2006/0206127	09-14-2006	Conquergood et al.	
	352.	2006/0206128	09-14-2006	Conquergood et al.	
	353.	2006/0206129	09-14-2006	Conquergood et al.	
	354.	2006/0206130	09-14-2006	Conquergood et al.	
	355.	2006/0206131	09-14-2006	Conquergood et al.	
	356.	2006/0206132	09-14-2006	Conquergood et al.	
	357.	2006/0206133	09-14-2006	Conquergood et al.	
	358.	2006/0206134	09-14-2006	Conquergood et al.	
	359.	2006/0217705	09-28-2006	Godara et al.	
	360.	2006/0247616	11-02-2006	Edwards et al.	
	361.	2006/0259026	11-16-2006	Godara et al.	
	362.	2006/0259027	11-16-2006	Kwan et al.	
	363.	2006/0271036	11-30-2006	Garabedian et al.	
	364.	2007/0006215	01-04-2007	Epstein et al.	

Examiner Signature	Date Considered

*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

[1] - Place a check mark in this area when an English language Translation is attached.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

INFORMATION DISCLOSURE STATEMENT BY APPLICANT	Application No.	15/092,945
	Filing Date	April 7, 2016
	First Named Inventor	Robert E. Wright
	Art Unit	3794
(Multiple sheets used when necessary)	Examiner	Christine A. Dedoulis
SHEET 14 OF 20	Attorney Docket No.	NBUS.004C1

U.S. PATENT DOCUMENTS

Examiner Initials	Cite No.	Document Number *Number - Kind Code (if known)* Example: 1,234,567 B1	Publication Date MM-DD-YYYY	Name of Patentee or Applicant	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear
	365.	2007/0016183	01-18-2007	Lee et al.	
	366.	2007/0027449	02-01-2007	Godara et al.	
	367.	2007/0060921	03-15-2007	Janssen et al.	
	368.	2007/0112342	05-17-2007	Pearson et al.	
	369.	2007/0118191	05-24-2007	Godara	
	370.	2007/0123964	05-31-2007	Davies et al.	
	371.	2007/0156136	07-05-2007	Godara et al.	
	372.	2007/0161905	07-12-2007	Munrow	
	373.	2007/0167943	07-19-2007	Janssen et al.	
	374.	2007/0179380	08-02-2007	Grossman	
	375.	2007/0179491	08-02-2007	Kratoska et al.	
	376.	2007/0185522	08-09-2007	Davies et al.	
	377.	2007/0203402	08-30-2007	Godara et al.	
	378.	2007/0203486	08-30-2007	Young	
	379.	2007/0260234	11-08-2007	Mccullagh et al.	
	380.	2007/0282321	12-06-2007	Shah et al.	
	381.	2008/0015569	01-17-2008	Saadat et al.	
	382.	2008/0033493	02-07-2008	Deckman et al.	
	383.	2008/0045939	02-21-2008	Lee	
	384.	2008/0045940	02-21-2008	Lee	
	385.	2008/0048786	02-28-2008	Feldkamp et al.	
	386.	2008/0065062	03-13-2008	Leung et al.	
	387.	2008/0154259	06-26-2008	Gough et al.	
	388.	2008/0167646	07-10-2008	Godara et al.	
	389.	2008/0167649	07-10-2008	Edwards et al.	
	390.	2008/0208121	08-28-2008	Youssef et al.	
	391.	2008/0228180	09-18-2008	Epstein	
	392.	2008/0228181	09-18-2008	Godara et al.	

Examiner Signature	Date Considered

*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

[1] - Place a check mark in this area when an English language Translation is attached.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

INFORMATION DISCLOSURE STATEMENT BY APPLICANT		
	Application No.	15/092,945
	Filing Date	April 7, 2016
	First Named Inventor	Robert E. Wright
	Art Unit	3794
(Multiple sheets used when necessary)	Examiner	Christine A. Dedoulis
SHEET 15 OF 20	Attorney Docket No.	NBUS.004C1

U.S. PATENT DOCUMENTS

Examiner Initials	Cite No.	Document Number *Number - Kind Code (if known)* Example: 1,234,567 B1	Publication Date MM-DD-YYYY	Name of Patentee or Applicant	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear
	393.	2008/0269739	10-30-2008	Young et al.	
	394.	2008/0275443	11-06-2008	Oral et al.	
	395.	2009/0024124	01-22-2009	Lefler et al.	
	396.	2009/0054962	02-26-2009	Lefler et al.	
	397.	2009/0099544	04-16-2009	Munrow et al.	
	398.	2009/0131790	05-21-2009	Munrow et al.	
	399.	2009/0138011	05-28-2009	Epstein	
	400.	2009/0187177	07-23-2009	Epstein	
	401.	2009/0187182	07-23-2009	Epstein et al.	
	402.	2009/0187183	07-23-2009	Epstein	
	403.	2009/0198232	08-06-2009	Young et al.	
	404.	2009/0221998	09-03-2009	Epstein et al.	
	405.	2009/0228001	09-10-2009	Pacey	
	406.	2009/0287081	11-19-2009	Grossman et al.	
	407.	2009/0299358	12-03-2009	Lafontaine	
	408.	2010/0004651	01-07-2010	Biyani	
	409.	2010/0042098	02-18-2010	Cross et al.	
	410.	2010/0056926	03-04-2010	Deckman et al.	
	411.	2010/0076303	03-25-2010	McKinley	
	412.	2010/0099980	04-22-2010	Godara et al.	
	413.	2010/0114095	05-06-2010	Janssen et al.	
	414.	2010/0130974	05-27-2010	Young et al.	
	415.	2010/0185082	07-22-2010	Chandran et al.	
	416.	2010/0222677	09-02-2010	Placek et al.	
	417.	5,507,802	04-16-1996	Imran	
	418.	7,270,661	09-18-2007	Dahla et al.	
	419.	2007/0287996	12-13-2007	Rioux	

Examiner Signature	Date Considered

*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

[1] - Place a check mark in this area when an English language Translation is attached.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

INFORMATION DISCLOSURE STATEMENT BY APPLICANT	Application No.	15/092,945
	Filing Date	April 7, 2016
	First Named Inventor	Robert E. Wright
	Art Unit	3794
(Multiple sheets used when necessary)	Examiner	Christine A. Dedoulis
SHEET 16 OF 20	Attorney Docket No.	NBUS.004C1

U.S. PATENT DOCUMENTS					
Examiner Initials	Cite No.	Document Number *Number - Kind Code (if known)* Example: 1,234,567 B1	Publication Date MM-DD-YYYY	Name of Patentee or Applicant	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear
	420.	2001/0012956	08-09-2001	Behl et al.	
	421.	2004/0059328	03-25-2004	Daniel et al.	
	422.	2004/0158239	08-12-2004	Behl et al.	
	423.	2006/0084965	04-20-2006	Young	
	424.	2007/0112340	05-17-2007	Thomas et al.	
	425.	2008/0161804	07-03-2008	Rioux et al.	
	426.	2008/0249392	10-09-2008	Mest	
	427.	2008/0269558	10-30-2008	Yahagi et al.	
	428.	2011/0213356	09-01-2011	Wright et al.	
	429.	2006/0229645	10-12-2006	Bonnette	
	430.	2002/0143302	10-03-2002	Hinchliffe et al.	
	431.	2004/0199179	10-07-2004	Elliott	
	432.	2005/0085804	04-21-2005	McGaffigan	
	433.	5,749,846	05-12-1998	Edwards et al.	

Examiner Signature	Date Considered

*__Examiner:__ Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

[1] - Place a check mark in this area when an English language Translation is attached.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

INFORMATION DISCLOSURE STATEMENT BY APPLICANT		
	Application No.	15/092,945
	Filing Date	April 7, 2016
	First Named Inventor	Robert E. Wright
	Art Unit	3794
(Multiple sheets used when necessary)	Examiner	Christine A. Dedoulis
SHEET 17 OF 20	Attorney Docket No.	NBUS.004C1

FOREIGN PATENT DOCUMENTS

Examiner Initials	Cite No.	Foreign Patent Document *Country Code-Number-Kind Code* Example: JP 1234567 A1	Publication Date MM-DD-YYYY	Name of Patentee or Applicant	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear	T[1]
	434.	DE 2124684	11-30-1972	Stadelmayr		
	435.	GB 2423024	08-16-2006	Instrumedical Ltd		
	436.	WO 96/29946	10-03-1996	Board of Regents of the University of Nebraska		
	437.	WO 2011/057157	05-12-2011	Wright		
	438.	JP2000-507844	06-27-2000	RITA MEDICAL SYSTEMS, INC.		X - Abs
	439.	JP2003-527888	09-24-2003	NEOTHERMIA CORPORATION		X - Abs
	440.	WO 97/06739	02-27-1997	ZOMET INT INC.		

Examiner Signature	Date Considered

*__Examiner:__ Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

[1] - Place a check mark in this area when an English language Translation is attached.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

INFORMATION DISCLOSURE STATEMENT BY APPLICANT		
	Application No.	15/092,945
	Filing Date	April 7, 2016
	First Named Inventor	Robert E. Wright
	Art Unit	3794
(Multiple sheets used when necessary)	Examiner	Christine A. Dedoulis
SHEET 18 OF 20	Attorney Docket No.	NBUS.004C1

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T[1]
	441.	BARAUSKAS et al., Investigation of radiofrequency ablation process in liver tissue by finite element modeling and experiment, *Medicina (Kaunas)*, Vol. 43(4), pp. 310-325, 2007.	
	442.	BERJANO, Theoretical modeling for radiofrequency ablation: state-of-the-art and challenges for the future, *BioMedical Engineering OnLine*, Vol. 5(24), 17 pages, April 18, 2006.	
	443.	BURDIO et al., Bipolar Saline-enhanced Electrode for Radiofrequency Ablation: Results of Experimental Study of in Vivo Porcine Liver, *Radiology*, Vol. 229(2), pp. 447-456, November 2003.	
	444.	CHOI et al., Overlapping Ablation Using a Coaxial Radiofrequency Electrode and Multiple Cannulae System: Experimental Study in ex-Vivo Bovine Liver, *Korean Journal of Radiology*, Vol. 4(2), pp. 117-123, June 2003.	
	445.	CHUA, Clinical Anatomy of the Thoracic Dorsal Rami, Thesis at the University of Newcastle, New South Wales, Australia, 220 pages, 1994.	
	446.	DERBY et al., The Efficacy of a Two Needle Electrode Technique in Percutaneous Radiofrequency Rhizotomy: An Investigational Laboratory Study in an Animal Model, *Pain Physician*, Vol. 9, pp. 207-214, 2006.	
	447.	GOVIND et al., Radiofrequency neurotomy for the treatment of third occipital headache, *Journal of Neurology, Neurosurgery & Psychiatry*, Vol. 74(1), pp. 88-93, January 2003.	
	448.	LIU et al., Abstract, Computer modeling of factors that affect the minimum safety distance required for radiofrequency ablation near adjacent nontarget structures, *Journal of Vascular and Interventional Radiology*, Vol. 19(7), pp. 1079-1086, July 2008, Epub. May 27, 2008.	
	449.	LORD et al., Percutaneous Radio-Frequency Neurotomy for Chronic Cervical Zygapophyseal-Joint Pain, *New England Journal of Medicine*, Vol. 335(23), pp. 1721-1726, December 5, 2006.	
	450.	MULIER et al., Electrodes and multiple electrode systems for radiofrequency ablation: a proposal for updated terminology, *European Radiology*, Vol. 15, pp. 798-808, 2005, Epub February 12, 2005.	
	451.	O'ROURKE et al., Current status of liver tumor ablation devices, *Expert Rev. Med. Devices*, Vol. 4(4), pp. 523-537, 2007.	
	452.	AngioDynamics® Incorporated, RITA® StarBurst® Model 75; StarBurst® SOE Electrosurgical Device, StarBurst® XL Electrosurgical Device, MRI Compatible StarBurst® XL Device, MRI Compatible StarBurst® SEMI-FLEX Electrosurgical Device; Instructions for Use, (no date) in 5 pages.	
	453.	AngioDynamics®, StarBurst® XL RFA Device; StarBurst® Semi-Flex RFA Device, http://www.angiodynamics.com/products/starburst-semiflex, 2011, in 2 pages.	

Examiner Signature	Date Considered

***Examiner:** Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

[1] - Place a check mark in this area when an English language Translation is attached.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

INFORMATION DISCLOSURE STATEMENT BY APPLICANT		
	Application No.	15/092,945
	Filing Date	April 7, 2016
	First Named Inventor	Robert E. Wright
	Art Unit	3794
(Multiple sheets used when necessary)	Examiner	Christine A. Dedoulis
SHEET 19 OF 20	Attorney Docket No.	NBUS.004C1

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T[1]
	454.	Baylis Medical Company, Inc., Pain Management; Sinergy™ System, April 2008, in 6 pages.	
	455.	Baylis Medical Company, Inc., Pain Management; RF Generator V3 Platform, May 2008, in 6 pages.	
	456.	Baylis Medical Company, Inc., For Thoracic Medial Branch Neurotomy; ThoraCool™ Pain Management System, 2009, in 3 pages.	
	457.	Boston Scientific, LeVeen® Needle Electrodes; The Choice for Open, Laparoscopic or Percutaneous Radiofrequency Ablation, 2006, in 2 pages.	
	458.	Boston Scientific, LeVeen® CoAccess™ Electrode System; Coaxial Radiofrequency Ablation Device, 2006, in 2 pages.	
	459.	Diros Technology Inc., OWL Pain Management Sets, http://www.dirostech.com/22.php, (no date), in 3 pages.	
	460.	Diros Technology Inc., OWL Sterile Single Use (Disposable) RF Probes, http://www.dirostech.com/productdetail.php?a=16&b+3, 2007, in 1 page.	
	461.	Diros Technology Inc., OWL Re-Usable RF Probes, http://www.dirostech.com/productdetail.php?a=17&b=3, 2007, in 1 page.	
	462.	FDA, Design Control Guidance for Medical Device Manufacturers, March 11, 1997, in 53 pages.	
	463.	Leibinger®, Electrodes for Neurosurgical Applications, pp. 4-10, 12 (no date).	
	464.	Leibinger®, Accessories for RF-Electrosurgery; Bipolar and Monoplar Electrodes; Active and Inactive Cannulas; User Manual, February 2000, in 24 pages.	
	465.	NeuroTherm®, http://www.neurotherm.com/interventional_pain_prod_electrodes.htm, 2007, in 2 pages.	
	466.	NeuroTherm®, One System, Multiple Applications, March 2007, in 2 pages.	
	467.	NeuroTherm®, RF for Pain Management; Disposable RF Electrode, (no date) in 2 pages.	
	468.	NeuroTherm®, RF for Pain Management; Simplicity, (no date) in 2 pages.	
	469.	Rex Medical, Quadra-Fuse; Multi-pronged Injection Needle, http://www.rexmedical.com/quadra-fuse.html, 2010, in 2 pages.	
	470.	Smith & Nephew Endoscopy, Electrothermal 20S Spine System, http://endo.smith-nephew.com/fr/node.asp?NodeId=3592, (no date) in 2 pages.	
	471.	Stryker Instruments, "MultiGen™ One Machine; Four Lesions; Multiple Options," July 2008, in 8 pages.	

Examiner Signature	Date Considered
*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	

[1] - Place a check mark in this area when an English language Translation is attached.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

INFORMATION DISCLOSURE STATEMENT BY APPLICANT		
	Application No.	15/092,945
	Filing Date	April 7, 2016
	First Named Inventor	Robert E. Wright
	Art Unit	3794
(Multiple sheets used when necessary)	Examiner	Christine A. Dedoulis
SHEET 20 OF 20	Attorney Docket No.	NBUS.004C1

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T[1]
	472.	International Search Report and Written Opinion of the International Searching Authority for International Application No. PCT/US2010/055744, mailed on March 1, 2011, in 34 pages.	
	473.	International Search Report and Written Opinion of the International Searching Authority for International Application No. PCT/US2011/035253 mailed on August 18, 2011.	
	474.	International Preliminary Report on Patentability issued in PCT/US2011/035253, dated November 27, 2012.	
	475.	Patent Examination Report issued in Australian Application No. 2011256709, dated March 22, 2013.	
	476.	Patent Examination Report issued in Australian Application No. 2010314930, dated July 26, 2013.	
	477.	Notice of Acceptance issued in Australian Application No. 2010314930, dated October 14, 2013.	
	478.	Notice of Acceptance issued in Australian Application No. 2011256709, dated October 10, 2013.	
	479.	Office Action issued in U.S. Application No. 12/940,974, dated February 28, 2014.	
	480.	Office Action issued in Japanese Application No. 2012-538056, dated May 19, 2014.	
	481.	Office Action issued in U.S. Application No. 12/940,974, dated July 7, 2014.	
	482.	Office Action issued in Japanese Application No. 2013-511205, dated August 4, 2014.	X
	483.	Office Action issued in Chinese Application No. 201180035655.7, dated August 25, 2014.	X
	484.	Office Action issued in U.S. Application No. 12/940,974, dated November 13, 2014.	
	485.	Office Action issued in Korean Application No. 10-2012-7033363, dated December 23, 2014.	X
	486.	Patent Examination Report issued in Australian Application No. 2014200132, dated December 1, 2014.	
	487.	Supplemental European Search Report and Search Opinion issued in EP Application No. 10829203.8, mailed May 9, 2014.	
	488.	Supplemental European Search Report and Search Opinion issued in EP Application No. 11783944, dated June 23, 2014.	

Examiner Signature	Date Considered
*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	

[1] - Place a check mark in this area when an English language Translation is attached.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Electronic Acknowledgement Receipt

EFS ID:	37236285
Application Number:	15092945
International Application Number:	
Confirmation Number:	5930
Title of Invention:	SYSTEMS AND METHODS FOR TISSUE ABLATION
First Named Inventor/Applicant Name:	Robert E. Wright
Customer Number:	148468
Filer:	Daniel Christopher Higgs
Filer Authorized By:	
Attorney Docket Number:	NBUS.004C1
Receipt Date:	23-SEP-2019
Filing Date:	07-APR-2016
Time Stamp:	06:58:07
Application Type:	Utility under 35 USC 111(a)

Payment information:

Submitted with Payment	no

File Listing:

Document Number	Document Description	File Name	File Size(Bytes)/ Message Digest	Multi Part /.zip	Pages (if appl.)
1	Information Disclosure Statement (IDS) Form (SB08)	IDS_NBUS004C1_Parent_Resubmission.pdf	17182244 015c6cb685c9615b8483951681 4d2b2fac10b4d1	no	23

Warnings:

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Information:	
This is not an USPTO supplied IDS fillable form	
Total Files Size (in bytes):	17182244

This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.

New Applications Under 35 U.S.C. 111

If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

National Stage of an International Application under 35 U.S.C. 371

If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

New International Application Filed with the USPTO as a Receiving Office

If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

PTO/SB/08a (02-18)
Approved for use through 11/30/2020. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Not for submission under 37 CFR 1.99)

Application Number	15092945
Filing Date	2016-04-07
First Named Inventor	Robert E. Wright
Art Unit	3794
Examiner Name	Christine A. Dedoulis
Attorney Docket Number	NBUS.004C1

U.S.PATENTS Remove

Examiner Initial*	Cite No	Patent Number	Kind Code[1]	Issue Date	Name of Patentee or Applicant of cited Document	Pages,Columns,Lines where Relevant Passages or Relevant Figures Appear
	1					

If you wish to add additional U.S. Patent citation information please click the Add button. Add

U.S.PATENT APPLICATION PUBLICATIONS Remove

Examiner Initial*	Cite No	Publication Number	Kind Code[1]	Publication Date	Name of Patentee or Applicant of cited Document	Pages,Columns,Lines where Relevant Passages or Relevant Figures Appear
	1					

If you wish to add additional U.S. Published Application citation information please click the Add button. Add

FOREIGN PATENT DOCUMENTS Remove

Examiner Initial*	Cite No	Foreign Document Number[3]	Country Code[2] i	Kind Code[4]	Publication Date	Name of Patentee or Applicant of cited Document	Pages,Columns,Lines where Relevant Passages or Relevant Figures Appear	T[5]
	1	2008-516667	JP		2008-05-22	BOSTON SCIENTIFIC SCIMED, INC.		X

If you wish to add additional Foreign Patent Document citation information please click the Add button Add

NON-PATENT LITERATURE DOCUMENTS Remove

Examiner Initials*	Cite No	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc), date, pages(s), volume-issue number(s), publisher, city and/or country where published.	T[5]

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)		
	Application Number	15092945
	Filing Date	2016-04-07
	First Named Inventor	Robert E. Wright
	Art Unit	3794
	Examiner Name	Christine A. Dedoulis
	Attorney Docket Number	NBUS.004C1

	1	Office Action issued in Japanese Application No. 2012-538056, dated February 2, 2015.	X

If you wish to add additional non-patent literature document citation information please click the Add button Add

EXAMINER SIGNATURE

Examiner Signature		Date Considered	

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through a citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

[1] See Kind Codes of USPTO Patent Documents at www.USPTO.GOV or MPEP 901.04. [2] Enter office that issued the document, by the two-letter code (WIPO Standard ST.3). [3] For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. [4] Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. [5] Applicant is to place a check mark here if English language translation is attached.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)		
	Application Number	15092945
	Filing Date	2016-04-07
	First Named Inventor	Robert E. Wright
	Art Unit	3794
	Examiner Name	Christine A. Dedoulis
	Attorney Docket Number	NBUS.004C1

CERTIFICATION STATEMENT

Please see 37 CFR 1.97 and 1.98 to make the appropriate selection(s):

That each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(1).

OR

☐ That no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(2).

See attached certification statement.

The fee set forth in 37 CFR 1.17 (p) has been submitted herewith.

☒ A certification statement is not submitted herewith.

SIGNATURE

A signature of the applicant or representative is required in accordance with CFR 1.33, 10.18. Please see CFR 1.4(d) for the form of the signature.

Signature	/Daniel C. Higgs/	Date (YYYY-MM-DD)	2019-09-26
Name/Print	Daniel C. Higgs	Registration Number	55265

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1 hour to complete, including gathering, preparing and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

Privacy Act Statement

The Privacy Act of 1974 (P.L. 93-579) requires that you be given certain information in connection with your submission of the attached form related to a patent application or patent. Accordingly, pursuant to the requirements of the Act, please be advised that: (1) the general authority for the collection of this information is 35 U.S.C. 2(b)(2); (2) furnishing of the information solicited is voluntary; and (3) the principal purpose for which the information is used by the U.S. Patent and Trademark Office is to process and/or examine your submission related to a patent application or patent. If you do not furnish the requested information, the U.S. Patent and Trademark Office may not be able to process and/or examine your submission, which may result in termination of proceedings or abandonment of the application or expiration of the patent.

The information provided by you in this form will be subject to the following routine uses:

1. The information on this form will be treated confidentially to the extent allowed under the Freedom of Information Act (5 U.S.C. 552) and the Privacy Act (5 U.S.C. 552a). Records from this system of records may be disclosed to the Department of Justice to determine whether the Freedom of Information Act requires disclosure of these record s.

2. A record from this system of records may be disclosed, as a routine use, in the course of presenting evidence to a court, magistrate, or administrative tribunal, including disclosures to opposing counsel in the course of settlement negotiations.

3. A record in this system of records may be disclosed, as a routine use, to a Member of Congress submitting a request involving an individual, to whom the record pertains, when the individual has requested assistance from the Member with respect to the subject matter of the record.

4. A record in this system of records may be disclosed, as a routine use, to a contractor of the Agency having need for the information in order to perform a contract. Recipients of information shall be required to comply with the requirements of the Privacy Act of 1974, as amended, pursuant to 5 U.S.C. 552a(m).

5. A record related to an International Application filed under the Patent Cooperation Treaty in this system of records may be disclosed, as a routine use, to the International Bureau of the World Intellectual Property Organization, pursuant to the Patent Cooperation Treaty.

6. A record in this system of records may be disclosed, as a routine use, to another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to the Atomic Energy Act (42 U.S.C. 218(c)).

7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or his/her designee, during an inspection of records conducted by GSA as part of that agency's responsibility to recommend improvements in records management practices and programs, under authority of 44 U.S.C. 2904 and 2906. Such disclosure shall be made in accordance with the GSA regulations governing inspection of records for this purpose, and any other relevant (i.e., GSA or Commerce) directive. Such disclosure shall not be used to make determinations about individuals.

8. A record from this system of records may be disclosed, as a routine use, to the public after either publication of the application pursuant to 35 U.S.C. 122(b) or issuance of a patent pursuant to 35 U.S.C. 151. Further, a record may be disclosed, subject to the limitations of 37 CFR 1.14, as a routine use, to the public if the record was filed in an application which became abandoned or in which the proceedings were terminated and which application is referenced by either a published application, an application open to public inspections or an issued patent.

9. A record from this system of records may be disclosed, as a routine use, to a Federal, State, or local law enforcement agency, if the USPTO becomes aware of a violation or potential violation of law or regulation.

Electronic Acknowledgement Receipt

EFS ID:	37283325
Application Number:	15092945
International Application Number:	
Confirmation Number:	5930
Title of Invention:	SYSTEMS AND METHODS FOR TISSUE ABLATION
First Named Inventor/Applicant Name:	Robert E. Wright
Customer Number:	148468
Filer:	Daniel Christopher Higgs
Filer Authorized By:	
Attorney Docket Number:	NBUS.004C1
Receipt Date:	26-SEP-2019
Filing Date:	07-APR-2016
Time Stamp:	11:59:50
Application Type:	Utility under 35 USC 111(a)

Payment information:

Submitted with Payment	no

File Listing:

Document Number	Document Description	File Name	File Size(Bytes)/ Message Digest	Multi Part /.zip	Pages (if appl.)
1	Information Disclosure Statement (IDS) Form (SB08)	IDS_NBUS004C1_3.pdf	1034396 e5e89d3027f720d7f4ef4f29fc284069ba96d394	no	4

Warnings:

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Information:					
A U.S. Patent Number Citation or a U.S. Publication Number Citation is required in the Information Disclosure Statement (IDS) form for autoloading of data into USPTO systems. You may remove the form to add the required data in order to correct the Informational Message if you are citing U.S. References. If you chose not to include U.S. References, the image of the form will be processed and be made available within the Image File Wrapper (IFW) system. However, no data will be extracted from this form. Any additional data such as Foreign Patent Documents or Non Patent Literature will be manually reviewed and keyed into USPTO systems.					
2	Foreign Reference	JP2008_516667.pdf	4818128 2591c70022b813eeb9840d3a6e239b79f5b473f3	no	26
Warnings:					
Information:					
3	Non Patent Literature	Office_Action_02_02_2015.pdf	274863 9c331cf218ace12f04cae5cfe491f639688114bd	no	7
Warnings:					
Information:					
			Total Files Size (in bytes):	6127387	

This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.

New Applications Under 35 U.S.C. 111

If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

National Stage of an International Application under 35 U.S.C. 371

If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

New International Application Filed with the USPTO as a Receiving Office

If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

PTO/SB/08a (02-18)
Approved for use through 11/30/2020. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Not for submission under 37 CFR 1.99)

Application Number	15092945
Filing Date	2016-04-07
First Named Inventor	Robert E. Wright
Art Unit	3794
Examiner Name	Joseph A. Stoklosa
Attorney Docket Number	NBUS.004C1

U.S.PATENTS Remove

Examiner Initial*	Cite No	Patent Number	Kind Code[1]	Issue Date	Name of Patentee or Applicant of cited Document	Pages,Columns,Lines where Relevant Passages or Relevant Figures Appear
	1					

If you wish to add additional U.S. Patent citation information please click the Add button. Add

U.S.PATENT APPLICATION PUBLICATIONS Remove

Examiner Initial*	Cite No	Publication Number	Kind Code[1]	Publication Date	Name of Patentee or Applicant of cited Document	Pages,Columns,Lines where Relevant Passages or Relevant Figures Appear
	1	20040158239		2004-08-12	Behl et al.	
	2	20070112340		2007-05-17	Thomas et al.	
	3	20080161804		2008-07-03	Rioux et al.	
	4	20080249392		2008-10-09	Mest	
	5	20080269558		2008-10-30	Yahagi et al.	

If you wish to add additional U.S. Published Application citation information please click the Add button. Add

FOREIGN PATENT DOCUMENTS Remove

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)		
	Application Number	15092945
	Filing Date	2016-04-07
	First Named Inventor	Robert E. Wright
	Art Unit	3794
	Examiner Name	Joseph A. Stoklosa
	Attorney Docket Number	NBUS.004C1

Examiner Initial*	Cite No	Foreign Document Number[3]	Country Code[2] i	Kind Code[4]	Publication Date	Name of Patentee or Applicant of cited Document	Pages,Columns,Lines where Relevant Passages or Relevant Figures Appear	T[5]
	1							

If you wish to add additional Foreign Patent Document citation information please click the Add button Add

NON-PATENT LITERATURE DOCUMENTS Remove

Examiner Initials*	Cite No	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc), date, pages(s), volume-issue number(s), publisher, city and/or country where published.	T[5]
	1	EUROPEAN PATENT OFFICE, European Search Report and EPO Form 1703 01.91 TRI for European Patent Application No. EP 18215729.7, September 6, 2019, 5 pages.	

If you wish to add additional non-patent literature document citation information please click the Add button Add

EXAMINER SIGNATURE

Examiner Signature		Date Considered	

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through a citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

[1] See Kind Codes of USPTO Patent Documents at www.USPTO.GOV or MPEP 901.04. [2] Enter office that issued the document, by the two-letter code (WIPO Standard ST.3). [3] For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. [4] Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. [5] Applicant is to place a check mark here if English language translation is attached.

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)		
	Application Number	15092945
	Filing Date	2016-04-07
	First Named Inventor	Robert E. Wright
	Art Unit	3794
	Examiner Name	Joseph A. Stoklosa
	Attorney Docket Number	NBUS.004C1

CERTIFICATION STATEMENT

Please see 37 CFR 1.97 and 1.98 to make the appropriate selection(s):

That each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(1).

OR

☐ That no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(2).

See attached certification statement.

The fee set forth in 37 CFR 1.17 (p) has been submitted herewith.

☒ A certification statement is not submitted herewith.

SIGNATURE

A signature of the applicant or representative is required in accordance with CFR 1.33, 10.18. Please see CFR 1.4(d) for the form of the signature.

Signature	/Daniel C. Higgs/	Date (YYYY-MM-DD)	2019-12-06
Name/Print	Daniel C. Higgs	Registration Number	55265

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1 hour to complete, including gathering, preparing and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

Privacy Act Statement

The Privacy Act of 1974 (P.L. 93-579) requires that you be given certain information in connection with your submission of the attached form related to a patent application or patent. Accordingly, pursuant to the requirements of the Act, please be advised that: (1) the general authority for the collection of this information is 35 U.S.C. 2(b)(2); (2) furnishing of the information solicited is voluntary; and (3) the principal purpose for which the information is used by the U.S. Patent and Trademark Office is to process and/or examine your submission related to a patent application or patent. If you do not furnish the requested information, the U.S. Patent and Trademark Office may not be able to process and/or examine your submission, which may result in termination of proceedings or abandonment of the application or expiration of the patent.

The information provided by you in this form will be subject to the following routine uses:

1. The information on this form will be treated confidentially to the extent allowed under the Freedom of Information Act (5 U.S.C. 552) and the Privacy Act (5 U.S.C. 552a). Records from this system of records may be disclosed to the Department of Justice to determine whether the Freedom of Information Act requires disclosure of these record s.

2. A record from this system of records may be disclosed, as a routine use, in the course of presenting evidence to a court, magistrate, or administrative tribunal, including disclosures to opposing counsel in the course of settlement negotiations.

3. A record in this system of records may be disclosed, as a routine use, to a Member of Congress submitting a request involving an individual, to whom the record pertains, when the individual has requested assistance from the Member with respect to the subject matter of the record.

4. A record in this system of records may be disclosed, as a routine use, to a contractor of the Agency having need for the information in order to perform a contract. Recipients of information shall be required to comply with the requirements of the Privacy Act of 1974, as amended, pursuant to 5 U.S.C. 552a(m).

5. A record related to an International Application filed under the Patent Cooperation Treaty in this system of records may be disclosed, as a routine use, to the International Bureau of the World Intellectual Property Organization, pursuant to the Patent Cooperation Treaty.

6. A record in this system of records may be disclosed, as a routine use, to another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to the Atomic Energy Act (42 U.S.C. 218(c)).

7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or his/her designee, during an inspection of records conducted by GSA as part of that agency's responsibility to recommend improvements in records management practices and programs, under authority of 44 U.S.C. 2904 and 2906. Such disclosure shall be made in accordance with the GSA regulations governing inspection of records for this purpose, and any other relevant (i.e., GSA or Commerce) directive. Such disclosure shall not be used to make determinations about individuals.

8. A record from this system of records may be disclosed, as a routine use, to the public after either publication of the application pursuant to 35 U.S.C. 122(b) or issuance of a patent pursuant to 35 U.S.C. 151. Further, a record may be disclosed, subject to the limitations of 37 CFR 1.14, as a routine use, to the public if the record was filed in an application which became abandoned or in which the proceedings were terminated and which application is referenced by either a published application, an application open to public inspections or an issued patent.

9. A record from this system of records may be disclosed, as a routine use, to a Federal, State, or local law enforcement agency, if the USPTO becomes aware of a violation or potential violation of law or regulation.

Electronic Acknowledgement Receipt

EFS ID:	37960271
Application Number:	15092945
International Application Number:	
Confirmation Number:	5930
Title of Invention:	SYSTEMS AND METHODS FOR TISSUE ABLATION
First Named Inventor/Applicant Name:	Robert E. Wright
Customer Number:	148468
Filer:	Daniel Christopher Higgs
Filer Authorized By:	
Attorney Docket Number:	NBUS.004C1
Receipt Date:	06-DEC-2019
Filing Date:	07-APR-2016
Time Stamp:	18:36:45
Application Type:	Utility under 35 USC 111(a)

Payment information:

Submitted with Payment	no

File Listing:

Document Number	Document Description	File Name	File Size(Bytes)/ Message Digest	Multi Part /.zip	Pages (if appl.)
1	Information Disclosure Statement (IDS) Form (SB08)	IDS_NBUS004C1_4.pdf	1034591 1f61ab6d2fefd766b86adae7901c87320a411844	no	4

Warnings:

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Information:					
2	Non Patent Literature	NBUS001EUD1_OA1.pdf	184618 e2040ed58e25f1fe622b09c081363d0681c59ba2	no	5
Warnings:					
Information:					
		Total Files Size (in bytes):	1219209		

This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.

New Applications Under 35 U.S.C. 111

If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

National Stage of an International Application under 35 U.S.C. 371

If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

New International Application Filed with the USPTO as a Receiving Office

If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
15/092,945	04/07/2016	Robert E. Wright	NBUS.004C1	5930

148468 7590 02/18/2020

Med Venture Management, LLC
6030 W. Harold Gatty Dr.
Salt Lake City, UT 84116

EXAMINER
DEDOULIS, CHRISTINE A

ART UNIT	PAPER NUMBER
3794	

MAIL DATE	DELIVERY MODE
02/18/2020	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Applicant-Initiated Interview Summary	**Application No.** 15/092,945	**Applicant(s)** Wright et al.	
	Examiner CHRISTINE A DEDOULIS	**Art Unit** 3794	**AIA (FITF) Status** No

All participants (applicant, applicants representative, PTO personnel):

(1) CHRISTINE A. DEDOULIS.

(2) Dan Higgs.

(3) Eunhwa Kim.

(4) _____.

Date of Interview: 11 February 2020.

Type: ☑ Telephonic ☐ Video Conference
☐ Personal [copy given to: ☐ applicant ☐ applicant's representative]

Exhibit shown or demonstration conducted: ☐ Yes ☑ No.
If Yes, brief description: _____.

Issues Discussed ☐101 ☐112 ☐102 ☐103 ☑Others
(For each of the checked box(es) above, please describe below the issue and detailed description of the discussion)

Claim(s) discussed: 1 and 19-20.

Identification of prior art discussed: _____.

Substance of Interview
(For each issue discussed, provide a detailed description and indicate if agreement was reached. Some topics may include: identification or clarification of a reference or a portion thereof, claim interpretation, proposed amendments, arguments of any applied references etc...)

See Continuation Sheet.

Applicant recordation instructions: The formal written reply to the last Office action must include the substance of the interview. (See MPEP section 713.04). If a reply to the last Office action has already been filed, applicant is given a non-extendable period of the longer of one month or thirty days from this interview date, or the mailing date of this interview summary form, whichever is later, to file a statement of the substance of the interview.

Examiner recordation instructions: Examiners must summarize the substance of any interview of record. A complete and proper recordation of the substance of an interview should include the items listed in MPEP 713.04 for complete and proper recordation including the identification of the general thrust of each argument or issue discussed, a general indication of any other pertinent matters discussed regarding patentability and the general results or outcome of the interview, to include an indication as to whether or not agreement was reached on the issues raised.

☐ Attachment

/C.A.D./ Examiner, Art Unit 3794	/EUN HWA KIM/ Primary Examiner, Art Unit 3794

Summary of Record of Interview Requirements

Manual of Patent Examining Procedure (MPEP), Section 713.04, Substance of Interview Must be Made of Record
A complete written statement as to the substance of any face-to-face, video conference, or telephone interview with regard to an application must be made of record in the application whether or not an agreement with the examiner was reached at the interview.

Title 37 Code of Federal Regulations (CFR) 1.133 Interviews
Paragraph (b)

In every instance where reconsideration is requested in view of an interview with an examiner, a complete written statement of the reasons presented at the interview as warranting favorable action must be filed by the applicant. An interview does not remove the necessity for reply to Office action as specified in §§ 1.111, 1.135. (35 U.S.C. 132)

37 CFR §1.2 Business to be transacted in writing.
All business with the Patent or Trademark Office should be transacted in writing. The personal attendance of applicants or their attorneys or agents at the Patent and Trademark Office is unnecessary. The action of the Patent and Trademark Office will be based exclusively on the written record in the Office. No attention will be paid to any alleged oral promise, stipulation, or understanding in relation to which there is disagreement or doubt.

The action of the Patent and Trademark Office cannot be based exclusively on the written record in the Office if that record is itself incomplete through the failure to record the substance of interviews.

It is the responsibility of the applicant or the attorney or agent to make the substance of an interview of record in the application file, unless the examiner indicates he or she will do so. It is the examiners responsibility to see that such a record is made and to correct material inaccuracies which bear directly on the question of patentability.

Examiners must complete an Interview Summary Form for each interview held where a matter of substance has been discussed during the interview by checking the appropriate boxes and filling in the blanks. Discussions regarding only procedural matters, directed solely to restriction requirements for which interview recordation is otherwise provided for in Section 812.01 of the Manual of Patent Examining Procedure, or pointing out typographical errors or unreadable script in Office actions or the like, are excluded from the interview recordation procedures below. Where the substance of an interview is completely recorded in an Examiners Amendment, no separate Interview Summary Record is required.

The Interview Summary Form shall be given an appropriate Paper No., placed in the right hand portion of the file, and listed on the "Contents" section of the file wrapper. In a personal interview, a duplicate of the Form is given to the applicant (or attorney or agent) at the conclusion of the interview. In the case of a telephone or video-conference interview, the copy is mailed to the applicants correspondence address either with or prior to the next official communication. If additional correspondence from the examiner is not likely before an allowance or if other circumstances dictate, the Form should be mailed promptly after the interview rather than with the next official communication.

The Form provides for recordation of the following information:
- Application Number (Series Code and Serial Number)
- Name of applicant
- Name of examiner
- Date of interview
- Type of interview (telephonic, video-conference, or personal)
- Name of participant(s) (applicant, attorney or agent, examiner, other PTO personnel, etc.)
- An indication whether or not an exhibit was shown or a demonstration conducted
- An identification of the specific prior art discussed
- An indication whether an agreement was reached and if so, a description of the general nature of the agreement (may be by attachment of a copy of amendments or claims agreed as being allowable). Note: Agreement as to allowability is tentative and does not restrict further action by the examiner to the contrary.
- The signature of the examiner who conducted the interview (if Form is not an attachment to a signed Office action)

It is desirable that the examiner orally remind the applicant of his or her obligation to record the substance of the interview of each case. It should be noted, however, that the Interview Summary Form will not normally be considered a complete and proper recordation of the interview unless it includes, or is supplemented by the applicant or the examiner to include, all of the applicable items required below concerning the substance of the interview.

A complete and proper recordation of the substance of any interview should include at least the following applicable items:
1) A brief description of the nature of any exhibit shown or any demonstration conducted,-
2) an identification of the claims discussed,
3) an identification of the specific prior art discussed,
4) an identification of the principal proposed amendments of a substantive nature discussed, unless these are already described on the Interview Summary Form completed by the Examiner,
5) a brief identification of the general thrust of the principal arguments presented to the examiner,
(The identification of arguments need not be lengthy or elaborate. A verbatim or highly detailed description of the arguments is not required. The identification of the arguments is sufficient if the general nature or thrust of the principal arguments made to the examiner can be understood in the context of the application file. Of course, the applicant may desire to emphasize and fully describe those arguments which he or she feels were or might be persuasive to the examiner.)
6) a general indication of any other pertinent matters discussed, and
7) if appropriate, the general results or outcome of the interview unless already described in the Interview Summary Form completed by the examiner.

Examiners are expected to carefully review the applicants record of the substance of an interview. If the record is not complete and accurate, the examiner will give the applicant an extendable one month time period to correct the record.

Examiner to Check for Accuracy

If the claims are allowable for other reasons of record, the examiner should send a letter setting forth the examiners version of the statement attributed to him or her. If the record is complete and accurate, the examiner should place the indication, Interview Record OK on the paper recording the substance of the interview along with the date and the examiners initials.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Continuation of Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments:

There was a discussion regarding applicant's amendments submitted in the RCE filed September 16th, 2019. The Examiner explained that as currently recited, the radiofrequency probe is not positively recited in the claims. The claim language only requires that the needle apparatus is capable of receiving a probe. The probe needs to be recited as a part of the apparatus in order for all of the limitations to be fully considered. The applicant expressed the intent to positively recite the probe as discussed.

Further, there was a discussion regarding the language "establish an electrically conductive path". It is unclear how this path is being established. The Examiner suggested amending the claims to incorporate language that recites how the components (needle, filaments, lumen, probe) are electrically and mechanically coupled. The applicant expressed the intent to incorporate language that establishes how the components are both electrically and mechanically coupled.

It was agreed upon that the applicant will submit a supplemental amendment in order to incorporate these features into the independent claims. It appears that if these amendments are properly incorporated into the independent claims, the claims should be in condition for allowance. Further search and consideration is required upon submission of the supplemental amendment.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

PTO/SB/08a (02-18)
Approved for use through 11/30/2020. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Not for submission under 37 CFR 1.99)

Application Number	15092945
Filing Date	2016-04-07
First Named Inventor	Robert E. Wright
Art Unit	3794
Examiner Name	Christine A. Dedoulis
Attorney Docket Number	NBUS.004C1

U.S.PATENTS Remove

Examiner Initial*	Cite No	Patent Number	Kind Code[1]	Issue Date	Name of Patentee or Applicant of cited Document	Pages,Columns,Lines where Relevant Passages or Relevant Figures Appear
	1					

If you wish to add additional U.S. Patent citation information please click the Add button. Add

U.S.PATENT APPLICATION PUBLICATIONS Remove

Examiner Initial*	Cite No	Publication Number	Kind Code[1]	Publication Date	Name of Patentee or Applicant of cited Document	Pages,Columns,Lines where Relevant Passages or Relevant Figures Appear
	1					

If you wish to add additional U.S. Published Application citation information please click the Add button. Add

FOREIGN PATENT DOCUMENTS Remove

Examiner Initial*	Cite No	Foreign Document Number[3]	Country Code[2] i	Kind Code[4]	Publication Date	Name of Patentee or Applicant of cited Document	Pages,Columns,Lines where Relevant Passages or Relevant Figures Appear	T[5]
	1							

If you wish to add additional Foreign Patent Document citation information please click the Add button Add

NON-PATENT LITERATURE DOCUMENTS Remove

Examiner Initials*	Cite No	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc), date, pages(s), volume-issue number(s), publisher, city and/or country where published.	T[5]

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)		
	Application Number	15092945
	Filing Date	2016-04-07
	First Named Inventor	Robert E. Wright
	Art Unit	3794
	Examiner Name	Christine A. Dedoulis
	Attorney Docket Number	NBUS.004C1

	1	EUROPEAN PATENT OFFICE, Communication Under Rule 71(3) EPC for European Patent Application No. EP 11783944.9, December 18, 2019, 125 pages.	
	2	INSTITUTO NACIONAL DA PROPRIEDADE INDUSTRIAL, Search Report for Brazilian Patent Application No. BR112012029263-3, December 6, 2019, 8 pages.	X
	3	UNITED STATES PATENT AND TRADEMARK OFFICE, Applicant-Initiated Interview Summary for U.S. Patent Application No. 15/098,673, February 14, 2020, 3 pages.	☐
	4	UNITED STATES PATENT AND TRADEMARK OFFICE, Form PTO/AIA/25, Terminal Disclaimer to Obviate a Provisional Double Patenting Rejection over a Pending "Reference" Application for U.S. Patent Application No. 15/098,673, February 20, 2020, 2 pages.	☐

If you wish to add additional non-patent literature document citation information please click the Add button [Add]

EXAMINER SIGNATURE

Examiner Signature		Date Considered	

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through a citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

[1] See Kind Codes of USPTO Patent Documents at www.USPTO.GOV or MPEP 901.04. [2] Enter office that issued the document, by the two-letter code (WIPO Standard ST.3). [3] For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. [4] Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. [5] Applicant is to place a check mark here if English language translation is attached.

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)		
	Application Number	15092945
	Filing Date	2016-04-07
	First Named Inventor	Robert E. Wright
	Art Unit	3794
	Examiner Name	Christine A. Dedoulis
	Attorney Docket Number	NBUS.004C1

CERTIFICATION STATEMENT

Please see 37 CFR 1.97 and 1.98 to make the appropriate selection(s):

That each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(1).

OR

☐ That no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(2).

See attached certification statement.

The fee set forth in 37 CFR 1.17 (p) has been submitted herewith.

☒ A certification statement is not submitted herewith.

SIGNATURE

A signature of the applicant or representative is required in accordance with CFR 1.33, 10.18. Please see CFR 1.4(d) for the form of the signature.

Signature	/Daniel C. Higgs/	Date (YYYY-MM-DD)	2020-02-23
Name/Print	Daniel C. Higgs	Registration Number	55265

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1 hour to complete, including gathering, preparing and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

Privacy Act Statement

The Privacy Act of 1974 (P.L. 93-579) requires that you be given certain information in connection with your submission of the attached form related to a patent application or patent. Accordingly, pursuant to the requirements of the Act, please be advised that: (1) the general authority for the collection of this information is 35 U.S.C. 2(b)(2); (2) furnishing of the information solicited is voluntary; and (3) the principal purpose for which the information is used by the U.S. Patent and Trademark Office is to process and/or examine your submission related to a patent application or patent. If you do not furnish the requested information, the U.S. Patent and Trademark Office may not be able to process and/or examine your submission, which may result in termination of proceedings or abandonment of the application or expiration of the patent.

The information provided by you in this form will be subject to the following routine uses:

1. The information on this form will be treated confidentially to the extent allowed under the Freedom of Information Act (5 U.S.C. 552) and the Privacy Act (5 U.S.C. 552a). Records from this system of records may be disclosed to the Department of Justice to determine whether the Freedom of Information Act requires disclosure of these record s.

2. A record from this system of records may be disclosed, as a routine use, in the course of presenting evidence to a court, magistrate, or administrative tribunal, including disclosures to opposing counsel in the course of settlement negotiations.

3. A record in this system of records may be disclosed, as a routine use, to a Member of Congress submitting a request involving an individual, to whom the record pertains, when the individual has requested assistance from the Member with respect to the subject matter of the record.

4. A record in this system of records may be disclosed, as a routine use, to a contractor of the Agency having need for the information in order to perform a contract. Recipients of information shall be required to comply with the requirements of the Privacy Act of 1974, as amended, pursuant to 5 U.S.C. 552a(m).

5. A record related to an International Application filed under the Patent Cooperation Treaty in this system of records may be disclosed, as a routine use, to the International Bureau of the World Intellectual Property Organization, pursuant to the Patent Cooperation Treaty.

6. A record in this system of records may be disclosed, as a routine use, to another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to the Atomic Energy Act (42 U.S.C. 218(c)).

7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or his/her designee, during an inspection of records conducted by GSA as part of that agency's responsibility to recommend improvements in records management practices and programs, under authority of 44 U.S.C. 2904 and 2906. Such disclosure shall be made in accordance with the GSA regulations governing inspection of records for this purpose, and any other relevant (i.e., GSA or Commerce) directive. Such disclosure shall not be used to make determinations about individuals.

8. A record from this system of records may be disclosed, as a routine use, to the public after either publication of the application pursuant to 35 U.S.C. 122(b) or issuance of a patent pursuant to 35 U.S.C. 151. Further, a record may be disclosed, subject to the limitations of 37 CFR 1.14, as a routine use, to the public if the record was filed in an application which became abandoned or in which the proceedings were terminated and which application is referenced by either a published application, an application open to public inspections or an issued patent.

9. A record from this system of records may be disclosed, as a routine use, to a Federal, State, or local law enforcement agency, if the USPTO becomes aware of a violation or potential violation of law or regulation.

Electronic Acknowledgement Receipt

EFS ID:	38664016
Application Number:	15092945
International Application Number:	
Confirmation Number:	5930
Title of Invention:	SYSTEMS AND METHODS FOR TISSUE ABLATION
First Named Inventor/Applicant Name:	Robert E. Wright
Customer Number:	148468
Filer:	Daniel Christopher Higgs
Filer Authorized By:	
Attorney Docket Number:	NBUS.004C1
Receipt Date:	23-FEB-2020
Filing Date:	07-APR-2016
Time Stamp:	17:24:52
Application Type:	Utility under 35 USC 111(a)

Payment information:

Submitted with Payment	no

File Listing:

Document Number	Document Description	File Name	File Size(Bytes)/ Message Digest	Multi Part /.zip	Pages (if appl.)
1	Information Disclosure Statement (IDS) Form (SB08)	IDS_NBUS004C1_5.pdf	1034723 bbf9a478f8ce8a21ff847c261dbbb262a33ffc08	no	4

Warnings:

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Information:					
A U.S. Patent Number Citation or a U.S. Publication Number Citation is required in the Information Disclosure Statement (IDS) form for autoloading of data into USPTO systems. You may remove the form to add the required data in order to correct the Informational Message if you are citing U.S. References. If you chose not to include U.S. References, the image of the form will be processed and be made available within the Image File Wrapper (IFW) system. However, no data will be extracted from this form. Any additional data such as Foreign Patent Documents or Non Patent Literature will be manually reviewed and keyed into USPTO systems.					
2	Non Patent Literature	NBUS004EU_Intention_to_Grant.pdf	5647595 70322cc58b2071fcab1e8f65e2d04b621fe5e945	no	125
Warnings:					
Information:					
3	Non Patent Literature	NBUS004BR_OA.pdf	993007 d176afad6e108cbfaacf3b1160c82f769bf7c716	no	8
Warnings:					
Information:					
4	Non Patent Literature	NBUS001USC1_OA3_Ex_Int_2.pdf	160047 2edf49ee4f5da702984adcaf98597167638cf73b	no	3
Warnings:					
Information:					
5	Non Patent Literature	NBUS001USC1_Terminal_Disclaimer.pdf	3334794 3b1306c4df2ee41742827167 4f66aec47401f86f	no	2
Warnings:					
Information:					
		Total Files Size (in bytes):	11170166		

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.

New Applications Under 35 U.S.C. 111

If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

National Stage of an International Application under 35 U.S.C. 371

If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

New International Application Filed with the USPTO as a Receiving Office

If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

PTO/AIA/80 (07-17)
Approved for use through 03/31/2021. OMB 0651-0035
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no person is required to respond to a collection of information unless it displays a valid OMB control number

POWER OF ATTORNEY TO PROSECUTE APPLICATIONS BEFORE THE USPTO

I hereby revoke all previous powers of attorney given in the application identified in the attached statement under 37 CFR 3.73(c).

I hereby appoint:

[X] Practitioners associated with Customer Number: 148468

OR

[ ] Practitioner(s) named below (if more than ten patent practitioners are to be named, then a customer number must be used):

Name	Registration Number

Name	Registration Number

As attorney(s) or agent(s) to represent the undersigned before the United States Patent and Trademark Office (USPTO) in connection with any and all patent applications assigned only to the undersigned according to the USPTO assignment records or assignment documents attached to this form in accordance with 37 CFR 3.73(c).

Please change the correspondence address for the application identified in the attached statement under 37 CFR 3.73(c) to:

[X] The address associated with Customer Number: 148468

OR

[ ]

Firm or individual name		
Address		
City	State	Zip
Country		
Telephone	Email	

Assignee name and address:
Stratus Medical, LLC
8030 W. Harold Gatty Drive, Salt Lake City, Utah 84116

A copy of this form, together with a statement under 37 CFR 3.73(c) (Form PTO/AIA/96 or equivalent) is required to be filed in each application in which this form is used. The statement under 37 CFR 3.73(c) may be completed by one of the practitioners appointed in this form, and must identify the application in which this Power of Attorney is to be filed.

SIGNATURE of Assignee of Record

The individual whose signature and title is supplied below is authorized to act on behalf of the assignee

Signature	Date 2/20/2020
Name Bret Boudousquie	Telephone 801-355-3044
Title Chief Executive Officer	

This collection of information is required by 37 CFR 1.31, 1.32, and 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) the file of a patent or reexamination proceeding. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.
If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Privacy Act Statement

The **Privacy Act of 1974 (P.L. 93-579)** requires that you be given certain information in connection with your submission of the attached form related to a patent application or patent. Accordingly, pursuant to the requirements of the Act, please be advised that: (1) the general authority for the collection of this information is 35 U.S.C. 2(b)(2); (2) furnishing of the information solicited is voluntary; and (3) the principal purpose for which the information is used by the U.S. Patent and Trademark Office is to process and/or examine your submission related to a patent application or patent. If you do not furnish the requested information, the U.S. Patent and Trademark Office may not be able to process and/or examine your submission, which may result in termination of proceedings or abandonment of the application or expiration of the patent.

The information provided by you in this form will be subject to the following routine uses:

1. The information on this form will be treated confidentially to the extent allowed under the Freedom of Information Act (5 U.S.C. 552) and the Privacy Act (5 U.S.C 552a). Records from this system of records may be disclosed to the Department of Justice to determine whether disclosure of these records is required by the Freedom of Information Act.
2. A record from this system of records may be disclosed, as a routine use, in the course of presenting evidence to a court, magistrate, or administrative tribunal, including disclosures to opposing counsel in the course of settlement negotiations.
3. A record in this system of records may be disclosed, as a routine use, to a Member of Congress submitting a request involving an individual, to whom the record pertains, when the individual has requested assistance from the Member with respect to the subject matter of the record.
4. A record in this system of records may be disclosed, as a routine use, to a contractor of the Agency having need for the information in order to perform a contract. Recipients of information shall be required to comply with the requirements of the Privacy Act of 1974, as amended, pursuant to 5 U.S.C. 552a(m).
5. A record related to an International Application filed under the Patent Cooperation Treaty in this system of records may be disclosed, as a routine use, to the International Bureau of the World Intellectual Property Organization, pursuant to the Patent Cooperation Treaty.
6. A record in this system of records may be disclosed, as a routine use, to another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to the Atomic Energy Act (42 U.S.C. 218(c)).
7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or his/her designee, during an inspection of records conducted by GSA as part of that agency's responsibility to recommend improvements in records management practices and programs, under authority of 44 U.S.C. 2904 and 2906. Such disclosure shall be made in accordance with the GSA regulations governing inspection of records for this purpose, and any other relevant (i.e., GSA or Commerce) directive. Such disclosure shall not be used to make determinations about individuals.
8. A record from this system of records may be disclosed, as a routine use, to the public after either publication of the application pursuant to 35 U.S.C. 122(b) or issuance of a patent pursuant to 35 U.S.C. 151. Further, a record may be disclosed, subject to the limitations of 37 C.F.R. § 1.14, as a routine use, to the public if the record was filed in an application which became abandoned or in which the proceedings were terminated and which application is referenced by either a published application, an application open to public inspection or an issued patent.
9. A record from this system of records may be disclosed, as a routine use, to a Federal, State, or local law enforcement agency, if the USPTO becomes aware of a violation or potential violation of law or regulation.

IFW Scan & Index
Version 7.3.0.1
Effective: 01-2012

PTO/AIA/01 (08-12)
Approved for use through 11/30/2020. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

DECLARATION (37 CFR 1.63) FOR UTILITY OR DESIGN APPLICATION USING AN APPLICATION DATA SHEET (37 CFR 1.76)

Title of Invention	SYSTEMS AND METHODS FOR TISSUE ABLATION

As the below named inventor, I hereby declare that:

This declaration is directed to:

☐ The attached application, or

☒ United States application or PCT international application number 15/092,945

filed on April 7, 2016.

The above-identified application was made or authorized to be made by me.

I believe that I am the original inventor or an original joint inventor of a claimed invention in the application.

I hereby acknowledge that any willful false statement made in this declaration is punishable under 18 U.S.C. 1001 by fine or imprisonment of not more than five (5) years, or both.

WARNING:

Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identity theft. Personal information such as social security numbers, bank account numbers, or credit card numbers (other than a check or credit card authorization form PTO-2038 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO, petitioners/applicants should consider redacting such personal information from the documents before submitting them to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application) or issuance of a patent. Furthermore, the record from an abandoned application may also be available to the public if the application is referenced in a published application or an issued patent (see 37 CFR 1.14). Checks and credit card authorization forms PTO-2038 submitted for payment purposes are not retained in the application file and therefore are not publicly available.

LEGAL NAME OF INVENTOR

Inventor: Scott A. Brandt Date (Optional): 2/18/20

Signature: _____

Note: An application data sheet (PTO/SB/14 or equivalent), including naming the entire inventive entity, must accompany this form or must have been previously filed. Use an additional PTO/AIA/01 form for each additional inventor.

This collection of information is required by 35 U.S.C. 115 and 37 CFR 1.63. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1 minute to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Privacy Act Statement

The **Privacy Act of 1974 (P.L. 93-579)** requires that you be given certain information in connection with your submission of the attached form related to a patent application or patent. Accordingly, pursuant to the requirements of the Act, please be advised that: (1) the general authority for the collection of this information is 35 U.S.C. 2(b)(2); (2) furnishing of the information solicited is voluntary; and (3) the principal purpose for which the information is used by the U.S. Patent and Trademark Office is to process and/or examine your submission related to a patent application or patent. If you do not furnish the requested information, the U.S. Patent and Trademark Office may not be able to process and/or examine your submission, which may result in termination of proceedings or abandonment of the application or expiration of the patent.

The information provided by you in this form will be subject to the following routine uses:

1. The information on this form will be treated confidentially to the extent allowed under the Freedom of Information Act (5 U.S.C. 552) and the Privacy Act (5 U.S.C 552a). Records from this system of records may be disclosed to the Department of Justice to determine whether disclosure of these records is required by the Freedom of Information Act.
2. A record from this system of records may be disclosed, as a routine use, in the course of presenting evidence to a court, magistrate, or administrative tribunal, including disclosures to opposing counsel in the course of settlement negotiations.
3. A record in this system of records may be disclosed, as a routine use, to a Member of Congress submitting a request involving an individual, to whom the record pertains, when the individual has requested assistance from the Member with respect to the subject matter of the record.
4. A record in this system of records may be disclosed, as a routine use, to a contractor of the Agency having need for the information in order to perform a contract. Recipients of information shall be required to comply with the requirements of the Privacy Act of 1974, as amended, pursuant to 5 U.S.C. 552a(m).
5. A record related to an International Application filed under the Patent Cooperation Treaty in this system of records may be disclosed, as a routine use, to the International Bureau of the World Intellectual Property Organization, pursuant to the Patent Cooperation Treaty.
6. A record in this system of records may be disclosed, as a routine use, to another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to the Atomic Energy Act (42 U.S.C. 218(c)).
7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or his/her designee, during an inspection of records conducted by GSA as part of that agency's responsibility to recommend improvements in records management practices and programs, under authority of 44 U.S.C. 2904 and 2906. Such disclosure shall be made in accordance with the GSA regulations governing inspection of records for this purpose, and any other relevant (*i.e.*, GSA or Commerce) directive. Such disclosure shall not be used to make determinations about individuals.
8. A record from this system of records may be disclosed, as a routine use, to the public after either publication of the application pursuant to 35 U.S.C. 122(b) or issuance of a patent pursuant to 35 U.S.C. 151. Further, a record may be disclosed, subject to the limitations of 37 CFR 1.14, as a routine use, to the public if the record was filed in an application which became abandoned or in which the proceedings were terminated and which application is referenced by either a published application, an application open to public inspection or an issued patent.
9. A record from this system of records may be disclosed, as a routine use, to a Federal, State, or local law enforcement agency, if the USPTO becomes aware of a violation or potential violation of law or regulation.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Electronic Acknowledgement Receipt

EFS ID:	38664064
Application Number:	15092945
International Application Number:	
Confirmation Number:	5930
Title of Invention:	SYSTEMS AND METHODS FOR TISSUE ABLATION
First Named Inventor/Applicant Name:	Robert E. Wright
Customer Number:	148468
Filer:	Daniel Christopher Higgs
Filer Authorized By:	
Attorney Docket Number:	NBUS.004C1
Receipt Date:	23-FEB-2020
Filing Date:	07-APR-2016
Time Stamp:	18:03:16
Application Type:	Utility under 35 USC 111(a)

Payment information:

Submitted with Payment	no

File Listing:

Document Number	Document Description	File Name	File Size(Bytes)/ Message Digest	Multi Part /.zip	Pages (if appl.)
1	Assignee showing of ownership per 37 CFR 3.73	NBUS_004US1C1_3_73_Statement.pdf	120922 a8ab0d019ade8bfbcf3f8acf5d8359138a3651f6	no	3

Warnings:

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Information:					
2	Power of Attorney	General_POA_Stratus_Executed.pdf	3310950 0f6994c6c0f46d94bb07ea56e2b378faa1c20d00	no	2
Warnings:					
Information:					
3	Oath or Declaration filed	15_092945_Declaration_Scott_Brandt.pdf	513031 cf775fbc0f48c6e23dbb2eb7555a0c7da358bc6b	no	2
Warnings:					
Information:					
			Total Files Size (in bytes):	3944903	

This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.

New Applications Under 35 U.S.C. 111

If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

National Stage of an International Application under 35 U.S.C. 371

If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

New International Application Filed with the USPTO as a Receiving Office

If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.

PTO/AIA/96 (08-12)
Approved for use through 01/31/2013. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

STATEMENT UNDER 37 CFR 3.73(c)

Applicant/Patent Owner: Robert E. Wright et al.

Application No./Patent No.: 15/092,945 Filed/Issue Date: April 7, 2016

Titled: SYSTEMS AND METHODS FOR TISSUE ABLATION

Stratus Medical, LLC, a limited liability company

(Name of Assignee) (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that, for the patent application/patent identified above, it is (choose **one** of options 1, 2, 3 or 4 below):

1. ☑ The assignee of the entire right, title, and interest.

2. ☐ An assignee of less than the entire right, title, and interest (check applicable box):

   ☐ The extent (by percentage) of its ownership interest is _____%. Additional Statement(s) by the owners holding the balance of the interest must be submitted to account for 100% of the ownership interest.

   ☐ There are unspecified percentages of ownership. The other parties, including inventors, who together own the entire right, title and interest are:

   Additional Statement(s) by the owner(s) holding the balance of the interest must be submitted to account for the entire right, title, and interest.

3. ☐ The assignee of an undivided interest in the entirety (a complete assignment from one of the joint inventors was made). The other parties, including inventors, who together own the entire right, title, and interest are:

   Additional Statement(s) by the owner(s) holding the balance of the interest must be submitted to account for the entire right, title, and interest.

4. ☐ The recipient, via a court proceeding or the like (*e.g.*, bankruptcy, probate), of an undivided interest in the entirety (a complete transfer of ownership interest was made). The certified document(s) showing the transfer is attached.

The interest identified in option 1, 2 or 3 above (not option 4) is evidenced by either (choose **one** of options A or B below):

A. ☐ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

B. ☑ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as follows:

1. From: Robert E. Wright and Scott A. Brandt To: Nimbus Concepts, LLC

   The document was recorded in the United States Patent and Trademark Office at
   Reel 039717, Frame 0093, or for which a copy thereof is attached.

2. From: Nimbus Concepts, LLC To: Biomerics, LLC

   The document was recorded in the United States Patent and Trademark Office at
   Reel 051813, Frame 0965, or for which a copy thereof is attached.

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

STATEMENT UNDER 37 CFR 3.73(c)

3. From: Biomerics, LLC To: Stratus Medical, LLC

The document was recorded in the United States Patent and Trademark Office at
Reel 051814, Frame 0258, or for which a copy thereof is attached.

4. From: _____ To: _____

The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.

5. From: _____ To: _____

The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.

6. From: _____ To: _____

The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet(s).

☑ As required by 37 CFR 3.73(c)(1)(i), the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, to record the assignment in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

/Daniel C. Higgs/	February 23, 2020
Signature	Date
Daniel C. Higgs	55,265
Printed or Typed Name	Title or Registration Number

[Page 2 of 2]

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Privacy Act Statement

The **Privacy Act of 1974 (P.L. 93-579)** requires that you be given certain information in connection with your submission of the attached form related to a patent application or patent. Accordingly, pursuant to the requirements of the Act, please be advised that: (1) the general authority for the collection of this information is 35 U.S.C. 2(b)(2); (2) furnishing of the information solicited is voluntary; and (3) the principal purpose for which the information is used by the U.S. Patent and Trademark Office is to process and/or examine your submission related to a patent application or patent. If you do not furnish the requested information, the U.S. Patent and Trademark Office may not be able to process and/or examine your submission, which may result in termination of proceedings or abandonment of the application or expiration of the patent.

The information provided by you in this form will be subject to the following routine uses:

1. The information on this form will be treated confidentially to the extent allowed under the Freedom of Information Act (5 U.S.C. 552) and the Privacy Act (5 U.S.C 552a). Records from this system of records may be disclosed to the Department of Justice to determine whether disclosure of these records is required by the Freedom of Information Act.
2. A record from this system of records may be disclosed, as a routine use, in the course of presenting evidence to a court, magistrate, or administrative tribunal, including disclosures to opposing counsel in the course of settlement negotiations.
3. A record in this system of records may be disclosed, as a routine use, to a Member of Congress submitting a request involving an individual, to whom the record pertains, when the individual has requested assistance from the Member with respect to the subject matter of the record.
4. A record in this system of records may be disclosed, as a routine use, to a contractor of the Agency having need for the information in order to perform a contract. Recipients of information shall be required to comply with the requirements of the Privacy Act of 1974, as amended, pursuant to 5 U.S.C. 552a(m).
5. A record related to an International Application filed under the Patent Cooperation Treaty in this system of records may be disclosed, as a routine use, to the International Bureau of the World Intellectual Property Organization, pursuant to the Patent Cooperation Treaty.
6. A record in this system of records may be disclosed, as a routine use, to another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to the Atomic Energy Act (42 U.S.C. 218(c)).
7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or his/her designee, during an inspection of records conducted by GSA as part of that agency's responsibility to recommend improvements in records management practices and programs, under authority of 44 U.S.C. 2904 and 2906. Such disclosure shall be made in accordance with the GSA regulations governing inspection of records for this purpose, and any other relevant (*i.e.*, GSA or Commerce) directive. Such disclosure shall not be used to make determinations about individuals.
8. A record from this system of records may be disclosed, as a routine use, to the public after either publication of the application pursuant to 35 U.S.C. 122(b) or issuance of a patent pursuant to 35 U.S.C. 151. Further, a record may be disclosed, subject to the limitations of 37 CFR 1.14, as a routine use, to the public if the record was filed in an application which became abandoned or in which the proceedings were terminated and which application is referenced by either a published application, an application open to public inspection or an issued patent.
9. A record from this system of records may be disclosed, as a routine use, to a Federal, State, or local law enforcement agency, if the USPTO becomes aware of a violation or potential violation of law or regulation.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Inventor:	Robert E. Wright	)	
Application No.:	15/092,945	)	Art Unit: 3794
Filing Date:	April 7, 2016	)	
Title:	SYSTEMS AND METHODS FOR TISSUE ABLATION	)	
Examiner:	Christine A. Dedoulis	)	
Confirmation No.:	5930	)	
Customer No.:	148468	)	

SUPPLEMENTAL AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Commissioner:

Subsequent to entry of the Amendment filed with a Request for Continued Examination on September 16, 2019 in the above-identified matter, and prior to issuance of an action on the merits relative thereto, the Applicant respectfully requests entry of the present Supplemental Amendment.

Amendments to the Claims are reflected in the listing of claims which begins on page 2.

Summary of the Interview begins on page 18.

Remarks begin on page 20.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Amendments to the Claims

This listing of claims will replace all prior versions, and listings, of claims in the application:

1. (Currently amended) A ~~needle apparatus~~ system comprising:

a radiofrequency probe; and

a needle apparatus that comprises:

a first hub;

an elongate member having a proximal end and a distal end, the proximal end being fixedly attached to the first hub, the elongate member comprising a lumen at an interior thereof, the lumen being configured to receive a distal end of [[a]] the radiofrequency probe, the radiofrequency probe being separate from the needle apparatus;

a tip positioned at the distal end of the elongate member, the tip being configured to pierce body tissue;

a plurality of filaments movable between a retracted position at least partially in the elongate member and a deployed position at least partially out of the elongate member;

a second hub coupled to the plurality of filaments; and

an actuator coupled to the second hub and rotatable relative to the first hub, wherein rotation of the actuator in a first direction relative to the first hub moves the second hub axially relative to the first hub to advance the plurality of filaments to the deployed position, and wherein rotation of the actuator in a second direction relative to the first hub that is opposite the first direction moves the second hub axially relative to the first hub to retract the plurality of filaments to the retracted position,

wherein, when the radiofrequency probe is fully separated from the needle apparatus in a non-inserted state, such that the lumen and the first and second hubs

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

are devoid of the radiofrequency probe, the plurality of filaments are movable via the actuator from the retracted position to the deployed position, and

wherein, after the plurality of filaments have been moved to the deployed position, the first and second hubs are each configured permit insertion therethrough of the radiofrequency probe and the lumen is configured to accept the radiofrequency probe therein to physically contact a conductive portion of the needle apparatus and thereby establish an electrically conductive path from the radiofrequency probe to the plurality of filaments, the plurality of filaments and the tip being configured to transmit radiofrequency energy from the radiofrequency probe to operate as a monopolar electrode, when the radiofrequency probe is inserted into the lumen.

2. (Currently amended) The ~~needle apparatus~~ system of claim 1, wherein the first hub defines a lumen, wherein the second hub defines a lumen, and wherein the lumens of the first and second hubs are configured to permit the radiofrequency probe to be inserted therethrough and into the lumen at the interior of the elongate member.

3. (Currently amended) The ~~needle apparatus~~ system of claim 2, wherein the actuator defines a lumen within which a portion of the second hub is positioned.

4. (Currently amended) The ~~needle apparatus~~ system of claim 2, wherein the second hub comprises a longitudinal protrusion that is positioned in the lumen of the first hub.

5. (Currently amended) The ~~needle apparatus~~ system of claim 2, further comprising a fitting configured to be attached to a fluid delivery device to permit fluid to be delivered through each of the lumens of the first and second hubs and through the lumen at the interior of the elongate member.

6. (Currently amended) The ~~needle apparatus~~ system of claim 1, wherein the elongate member defines the lumen that is at the interior thereof.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

7. (Currently amended) The ~~needle apparatus~~ system of claim 1, further comprising a tube positioned within the elongate member, wherein the tube defines the lumen at the interior of the elongate member.

8. (Currently amended) The ~~needle apparatus~~ system of claim 1, wherein a single unitary structure defines the plurality of filaments, and wherein the single unitary structure is fixedly attached to the second hub.

9. (Currently amended) The ~~needle apparatus~~ system of claim 8, wherein the single unitary structure comprises a wire.

10. (Currently amended) The ~~needle apparatus~~ system of claim 1, wherein a single unitary structure defines the elongate member and the tip.

11. (Currently amended) The ~~needle apparatus~~ system of claim 1, wherein the tip comprises a lumen, and wherein the lumen at the interior of the elongate member is configured to permit fluid to pass therethrough and then into the lumen of the tip.

12. (Currently amended) The ~~needle apparatus~~ system of claim 1, wherein an inner surface of the actuator includes a helical track or a helical thread, the helical track or the helical thread causing axial movement of the second hub as the actuator is rotated.

13. (Currently amended) The ~~needle apparatus~~ system of claim 1, wherein rotation of the actuator relative to the first hub creates linear motion of the second hub relative to the first hub without transmitting rotational motion to the second hub.

14. (Currently amended) The ~~needle apparatus~~ system of claim 1, further comprising a key slot and a mating key that act together to limit the second hub to a

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

linear motion along a central longitudinal axis of the needle apparatus as the actuator is rotated.

15. (Currently amended) The ~~needle apparatus~~ system of claim 1, further comprising a projection, wherein the actuator comprises a helical track sized to accommodate the projection, and wherein, when the actuator is rotated relative to the first hub, the actuator interacts with the projection to transmit linear motion to the second hub while the rotational motion of the actuator is not transmitted to the second hub.

16. (Currently amended) The ~~needle apparatus~~ system of claim 1, wherein the first hub includes a cavity sized to house a protrusion of the second hub, and wherein the second hub is limited to a linear motion relative to the first hub.

17. (Currently amended) The ~~needle apparatus~~ system of claim 1, wherein the plurality of filaments comprises three filaments, and wherein an angle between each pair of adjacent filaments is about 120 degrees when the plurality of filaments are in the deployed position.

18. (Canceled)

19. (Currently amended) A system ~~needle apparatus operable with a separate radiofrequency probe that is insertable into the needle apparatus, the needle apparatus~~ comprising:

a radiofrequency probe; and

a needle apparatus that comprises:

a first hub;

an elongate member having a proximal end and a distal end, the proximal end being fixedly attached to the first hub, the elongate member comprising a lumen at an interior thereof;

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

a tip positioned at the distal end of the elongate member, the tip being configured to pierce body tissue;

a plurality of filaments movable between a retracted position at least partially in the elongate member and a deployed position at least partially out of the elongate member;

a second hub coupled to the plurality of filaments; and

an actuator coupled to the second hub and rotatable relative to the first hub, wherein rotation of the actuator in a first direction relative to the first hub moves the second hub axially relative to the first hub to advance the plurality of filaments to the deployed position, and wherein rotation of the actuator in a second direction relative to the first hub that is opposite the first direction moves the second hub axially relative to the first hub to retract the plurality of filaments to the retracted position,

the first and second hubs being configured to permit insertion therethrough of a distal end of the radiofrequency probe, such that upon insertion of the radiofrequency probe through the first and second hubs, the distal end of the radiofrequency probe extends into the lumen at the interior of the elongate member to physically contact a conductive portion of the needle apparatus and thereby establish an electrically conductive path from the radiofrequency probe to the plurality of filaments, the plurality of filaments and the tip being configured to transmit radiofrequency energy from the radiofrequency probe to operate as a monopolar electrode, when the radiofrequency probe is inserted into the lumen at the interior of the elongate member.

20. (Currently amended) A system ~~needle apparatus operable with a separate radiofrequency probe that is insertable into the needle apparatus, the needle apparatus~~ comprising:

a radiofrequency probe; and

a needle apparatus that comprises:

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

a first hub;

an elongate member having a proximal end and a distal end, the proximal end being fixedly attached to the first hub;

a tip positioned at the distal end of the elongate member, the tip being configured to pierce body tissue;

a plurality of filaments that are movable between a retracted position at least partially in the elongate member and a deployed position at least partially out of the elongate member;

a second hub coupled to the plurality of filaments;

an actuator coupled to the second hub and rotatable relative to the first hub, wherein rotation of the actuator in a first direction relative to the first hub moves the second hub axially relative to the first hub to advance the plurality of filaments to the deployed position, and wherein rotation of the actuator in a second direction relative to the first hub that is opposite the first direction moves the second hub axially relative to the first hub to retract the plurality of filaments to the retracted position, the actuator being operable to move the plurality of filaments to at least the deployed position prior to insertion of the radiofrequency probe into the needle apparatus;

a first lumen that extends to a proximal end of the needle apparatus; and

a second lumen at an interior of the elongate member that is in fluid communication with the first lumen,

the first lumen being configured to permit insertion of the radiofrequency probe therethrough and into the second lumen,

the second lumen being configured to receive the radiofrequency probe therein such that the radiofrequency probe physically contacts a conductive portion of the needle apparatus and thereby establishes ~~to establish~~ an electrically conductive path from the radiofrequency probe to the plurality of filaments, and

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

the plurality of filaments and the tip being configured to transmit radiofrequency energy from the radiofrequency probe to operate as a monopolar electrode, when the radiofrequency probe is inserted into the second lumen.

21. (Currently amended) The ~~needle apparatus~~ system of claim 20, wherein a fitting at a proximal end of the needle apparatus defines the first lumen, the fitting being configured to provide a connection to a fluid source for injection of fluid through the first and second lumens.

22. (Currently amended) The ~~needle apparatus~~ system of claim 21, wherein, the ~~needle apparatus~~ system is operable in a first state in which the radiofrequency probe is fully separated from the needle apparatus in a non-inserted state and in which the fitting is connected to the fluid source for injection of fluid through the first and second lumens, and wherein the ~~needle apparatus~~ system is operable in a second state in which the fitting is disconnected from the fluid source and in which the radiofrequency probe is inserted through the fitting into the second lumen for delivery of radiofrequency energy along the electrically conductive path.

23. (Currently amended) The ~~needle apparatus~~ system of claim 22, further comprising a tube that is a separate member relative to the elongate member, the tube defining the second lumen at the interior of the elongate member.

24. (Currently amended) The ~~needle apparatus~~ system of claim 21, wherein the fitting comprises a Luer fitting.

25. (Currently amended) The ~~needle apparatus~~ system of claim 20, further comprising a tube that is a separate member relative to the elongate member, the tube defining the second lumen at the interior of the elongate member.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

26. (Currently amended) The ~~needle apparatus~~ system of claim 20, wherein a single unitary structure defines the plurality of filaments, and wherein a proximal end of the single unitary structure is fixedly attached to the second hub.

27. (Currently amended) The ~~needle apparatus~~ system of claim 20, wherein the second lumen that is configured to receive the radiofrequency probe therein is devoid of an opening at a distal end thereof, such that a distal end of the radiofrequency probe remains in the second lumen during delivery of radiofrequency energy.

28. (Currently amended) The ~~needle apparatus~~ system of claim 27, wherein the plurality of filaments extend distally beyond the distal end of the radiofrequency probe when the radiofrequency probe is fully inserted into the needle apparatus and when the plurality of filaments are in the deployed position, such that when radiofrequency energy is delivered to the radiofrequency probe, the plurality of filaments conduct radiofrequency energy that emanates from the radiofrequency probe beyond the distal end of the radiofrequency probe.

29. (Currently amended) The ~~needle apparatus~~ system of claim 20, wherein the tip at least partially defines the second lumen, and wherein the second lumen is devoid of an opening at a distal end thereof.

30. (Currently amended) The ~~needle apparatus~~ system of claim 29, wherein the plurality of filaments extend distally beyond a distal end of the radiofrequency probe when the radiofrequency probe is fully inserted into the needle apparatus and when the plurality of filaments are in the deployed position, such that when radiofrequency energy is delivered to the radiofrequency probe, the plurality of filaments conduct radiofrequency energy that emanates from the radiofrequency probe beyond the distal end of the radiofrequency probe.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

31. (Currently amended) The ~~needle apparatus~~ system of claim 20, wherein the needle apparatus is configured to maintain a distal end of the radiofrequency probe within the tip.

32. (Currently amended) The ~~needle apparatus~~ system of claim 31, wherein the plurality of filaments extend distally beyond the distal end of the radiofrequency probe when the radiofrequency probe is fully inserted into the needle apparatus and when the plurality of filaments are in the deployed position, such that when radiofrequency energy is delivered to the radiofrequency probe, the plurality of filaments conduct radiofrequency energy that emanates from the radiofrequency probe beyond the distal end of the radiofrequency probe.

33. (Currently amended) The ~~needle apparatus~~ system of claim 20, wherein the plurality of filaments extend distally beyond a distal end of the radiofrequency probe when the radiofrequency probe is fully inserted into the needle apparatus and when the plurality of filaments are in the deployed position, such that when radiofrequency energy is delivered to the radiofrequency probe, the plurality of filaments conduct radiofrequency energy that emanates from the radiofrequency probe beyond the distal end of the radiofrequency probe.

34. (Currently amended) The ~~needle apparatus~~ system of claim 20, wherein ~~an electrically conductive portion of the needle contacts~~ a distal end of the radiofrequency probe contacts the conductive portion of the needle apparatus, when the radiofrequency probe is fully inserted into the second lumen, to thereby establish the electrically conductive path from the radiofrequency probe to the plurality of filaments.

35. (Currently amended) The ~~needle apparatus~~ system of claim 20[[34]], wherein the electrically conductive portion of the needle apparatus is positioned at the distal end of the needle apparatus.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

36. (Currently amended) The ~~needle apparatus~~ system of claim 20[[34]], further comprising a tube that comprises a conductive material, the tube being a separate member relative to the elongate member, wherein the ~~electrically~~ conductive portion of the needle apparatus that is physically contacted by the ~~distal end of the~~ radiofrequency probe comprises the conductive material of the tube.

37. (Currently amended) The ~~needle apparatus~~ system of claim 1, further comprising a fitting at a proximal end of the needle apparatus, the fitting being configured to provide a connection to a fluid source for injection of fluid through the lumen.

38. (Currently amended) The ~~needle apparatus~~ system of claim 37, wherein, the ~~needle apparatus~~ system is operable in a first state in which the radiofrequency probe is fully separated from the needle apparatus in a non-inserted state and in which the fitting is connected to the fluid source for injection of fluid through the lumen, and wherein the ~~needle apparatus~~ system is operable in a second state in which the fitting is disconnected from the fluid source and in which the radiofrequency probe is inserted through the fitting into the lumen for delivery of radiofrequency energy along the electrically conductive path.

39. (Currently amended) The ~~needle apparatus~~ system of claim 38, further comprising a tube that is a separate member relative to the elongate member, the tube defining the lumen at the interior of the elongate member.

40. (Currently amended) The ~~needle apparatus~~ system of claim 37, wherein the fitting comprises a Luer fitting.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

41. (Currently amended) The ~~needle apparatus~~ system of claim 1, further comprising a tube that is a separate member relative to the elongate member, the tube defining the lumen at the interior of the elongate member.

42. (Currently amended) The ~~needle apparatus~~ system of claim 1, wherein a single unitary structure defines the plurality of filaments, and wherein a proximal end of the single unitary structure is fixedly attached to the second hub.

43. (Currently amended) The ~~needle apparatus~~ system of claim 1, wherein the lumen that is configured to receive the distal end of the radiofrequency probe therein is devoid of an opening at a distal end thereof, such that the distal end of the radiofrequency probe remains in the lumen during delivery of radiofrequency energy.

44. (Currently amended) The ~~needle apparatus~~ system of claim 43, wherein the plurality of filaments extend distally beyond the distal end of the radiofrequency probe when the radiofrequency probe is fully inserted into the needle apparatus and when the plurality of filaments are in the deployed position, such that when radiofrequency energy is delivered to the radiofrequency probe, the plurality of filaments conduct radiofrequency energy that emanates from the radiofrequency probe beyond the distal end of the radiofrequency probe.

45. (Currently amended) The ~~needle apparatus~~ system of claim 1, wherein the tip at least partially defines the lumen, and wherein the lumen is devoid of an opening at a distal end thereof.

46. (Currently amended) The ~~needle apparatus~~ system of claim 45, wherein the plurality of filaments extend distally beyond the distal end of the radiofrequency probe when the radiofrequency probe is fully inserted into the needle apparatus and when the plurality of filaments are in the deployed position, such that when radiofrequency energy is delivered to the radiofrequency probe, the plurality of filaments

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

conduct radiofrequency energy that emanates from the radiofrequency probe beyond the distal end of the radiofrequency probe.

47. (Currently amended) The ~~needle apparatus~~ system of claim 1, wherein the needle apparatus is configured to maintain the distal end of the radiofrequency probe within the tip.

48. (Currently amended) The ~~needle apparatus~~ system of claim 47, wherein the plurality of filaments extend distally beyond the distal end of the radiofrequency probe when the radiofrequency probe is fully inserted into the needle apparatus and when the plurality of filaments are in the deployed position, such that when radiofrequency energy is delivered to the radiofrequency probe, the plurality of filaments conduct radiofrequency energy that emanates from the radiofrequency probe beyond the distal end of the radiofrequency probe.

49. (Currently amended) The ~~needle apparatus~~ system of claim 1, wherein the plurality of filaments extend distally beyond the distal end of the radiofrequency probe when the radiofrequency probe is fully inserted into the needle apparatus and when the plurality of filaments are in the deployed position, such that when radiofrequency energy is delivered to the radiofrequency probe, the plurality of filaments conduct radiofrequency energy that emanates from the radiofrequency probe beyond the distal end of the radiofrequency probe.

50. (Currently amended) The ~~needle apparatus~~ system of claim 1, wherein ~~an electrically conductive portion of the needle contacts~~ the distal end of the radiofrequency probe contacts the conductive portion of the needle apparatus, when the radiofrequency probe is fully inserted into the lumen, to thereby establish the electrically conductive path from the radiofrequency probe to the plurality of filaments.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

51. (Currently amended) The ~~needle apparatus~~ system of claim 1[[50]], wherein the electrically conductive portion of the needle apparatus is positioned at the distal end of the needle apparatus.

52. (Currently amended) The ~~needle apparatus~~ system of claim 1[[50]], further comprising a tube that comprises a conductive material, the tube being a separate member relative to the elongate member, wherein the ~~electrically~~ conductive portion of the needle apparatus that is physically contacted by the ~~distal end of the~~ radiofrequency probe comprises the conductive material of the tube.

53. (Currently amended) The ~~needle apparatus~~ system of claim 19, wherein a fitting at a proximal end of the needle apparatus defines the lumen, the fitting being configured to provide a connection to a fluid source for injection of fluid through the lumen.

54. (Currently amended) The ~~needle apparatus~~ system of claim 53, wherein, the ~~needle apparatus~~ system is operable in a first state in which the radiofrequency probe is fully separated from the needle apparatus in a non-inserted state and in which the fitting is connected to the fluid source for injection of fluid through the lumen, and wherein the ~~needle apparatus~~ system is operable in a second state in which the fitting is disconnected from the fluid source and in which the radiofrequency probe is inserted through the fitting into the lumen for delivery of radiofrequency energy along the electrically conductive path.

55. (Currently amended) The ~~needle apparatus~~ system of claim 54, further comprising a tube that is a separate member relative to the elongate member, the tube defining the lumen at the interior of the elongate member.

56. (Currently amended) The ~~needle apparatus~~ system of claim 53, wherein the fitting comprises a Luer fitting.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

57. (Currently amended) The ~~needle apparatus~~ system of claim 19, further comprising a tube that is a separate member relative to the elongate member, the tube defining the lumen at the interior of the elongate member.

58. (Currently amended) The ~~needle apparatus~~ system of claim 19, wherein a single unitary structure defines the plurality of filaments, and wherein a proximal end of the single unitary structure is fixedly attached to the second hub.

59. (Currently amended) The ~~needle apparatus~~ system of claim 19, wherein the lumen that is configured to receive the radiofrequency probe therein is devoid of an opening at a distal end thereof, such that the distal end of the radiofrequency probe remains in the lumen during delivery of radiofrequency energy.

60. (Currently amended) The ~~needle apparatus~~ system of claim 59, wherein the plurality of filaments extend distally beyond the distal end of the radiofrequency probe when the radiofrequency probe is fully inserted into the needle apparatus and when the plurality of filaments are in the deployed position, such that when radiofrequency energy is delivered to the radiofrequency probe, the plurality of filaments conduct radiofrequency energy that emanates from the radiofrequency probe beyond the distal end of the radiofrequency probe.

61. (Currently amended) The ~~needle apparatus~~ system of claim 19, wherein the tip at least partially defines the lumen, and wherein the lumen is devoid of an opening at a distal end thereof.

62. (Currently amended) The ~~needle apparatus~~ system of claim 61, wherein the plurality of filaments extend distally beyond the distal end of the radiofrequency probe when the radiofrequency probe is fully inserted into the needle apparatus and when the plurality of filaments are in the deployed position, such that when

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

radiofrequency energy is delivered to the radiofrequency probe, the plurality of filaments conduct radiofrequency energy that emanates from the radiofrequency probe beyond the distal end of the radiofrequency probe.

63. (Currently amended) The ~~needle apparatus~~ system of claim 19, wherein the needle apparatus is configured to maintain the distal end of the radiofrequency probe within the tip.

64. (Currently amended) The ~~needle apparatus~~ system of claim 63, wherein the plurality of filaments extend distally beyond the distal end of the radiofrequency probe when the radiofrequency probe is fully inserted into the needle apparatus and when the plurality of filaments are in the deployed position, such that when radiofrequency energy is delivered to the radiofrequency probe, the plurality of filaments conduct radiofrequency energy that emanates from the radiofrequency probe beyond the distal end of the radiofrequency probe.

65. (Currently amended) The ~~needle apparatus~~ system of claim 19, wherein the plurality of filaments extend distally beyond the distal end of the radiofrequency probe when the radiofrequency probe is fully inserted into the needle apparatus and when the plurality of filaments are in the deployed position, such that when radiofrequency energy is delivered to the radiofrequency probe, the plurality of filaments conduct radiofrequency energy that emanates from the radiofrequency probe beyond the distal end of the radiofrequency probe.

66. (Currently amended) The ~~needle apparatus~~ system of claim 19, wherein ~~an electrically conductive portion of the needle contacts~~ the distal end of the radiofrequency probe contacts the conductive portion of the needle apparatus, when the radiofrequency probe is fully inserted into the lumen, to thereby establish the electrically conductive path from the radiofrequency probe to the plurality of filaments.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

67. (Currently amended) The ~~needle apparatus~~ system of claim 19[[66]], wherein the electrically conductive portion of the needle apparatus is positioned at the distal end of the needle apparatus.

68. (Currently amended) The ~~needle apparatus~~ system of claim 19[[66]], further comprising a tube that comprises a conductive material, the tube being a separate member relative to the elongate member, wherein the ~~electrically~~ conductive portion of the needle apparatus that is physically contacted by the distal end of the radiofrequency probe comprises the conductive material of the tube.

69. (New) The system of claim 52, wherein when radiofrequency energy is emitted from the radiofrequency probe, the radiofrequency energy is conducted through the tube and into and through the plurality of filaments.

70. (New) The system of claim 69, wherein the radiofrequency energy is further conducted into and through the tip.

71. (New) The system of claim 1, wherein the tip comprises a conductive material, and wherein the conductive portion of the needle apparatus that is physically contacted by the radiofrequency probe comprises the conductive material of the tip.

72. (New) The system of claim 71, wherein the tip is in physical and electrical contact with the plurality of filaments.

73. (New) The system of claim 1, wherein the elongate member comprises a conductive material, and wherein the conductive portion of the needle apparatus that is physically contacted by the radiofrequency probe comprise the conductive material of the elongate member.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Summary of the Interview

The Applicant thanks Examiner Christine A. Dedoulis and Examiner Eun Hwa Kim for the courtesy they extended to Bret Boudousquie and Daniel C. Higgs in the WebEx/video conference interview conducted on February 11, 2020. The Applicant agrees with the Applicant-Initiated Interview Summary dated February 18, 2020 ("the Summary"), to the extent the Summary is consistent with the clarifications noted below.

Exhibit/Demonstration

None.

Claims Discussed

Claims 1, 19, and 20 were discussed.

Prior Art Discussed

Reference was made generally to "the prior art," without identifying specific documents. Applicant notes that the patent documents discussed in a prior interview and cited in the previous Office Action are U.S. Patent Application Publication No. 2007/0203486 of Young, U.S. Patent Application Publication No. 2010/0076340 of Eckstein et al., and U.S. Patent No. 7,108,696 of Daniel et al.

Principal Proposed Amendments/Arguments

In advance of the interview, the examiners considered the previously filed amendment. During the interview, amendments such as those set forth in amended claims 1, 19, and 20 herein were proposed. To the extent the language in the Summary that pertains to proposed amendments deviates from the actual language of the amended claims herein, the Applicant respectfully submits that the language presented herein supersedes any discussion thereof set forth in the Summary. That is, the Applicant respectfully submits that the meaning and scope of the amended claims

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

depends on the actual language of the claims; no limitations are implied or should otherwise be read into the claims based on the language in the Summary.

The Applicant also proposed adding several new dependent claims to the application, which the examiners agreed would be acceptable.

Other Pertinent Matters Discussed

None.

Results

The Applicant thanks Examiner Dedoulis and Examiner Kim for the productive discussion of the Application. Agreement was reached that with amendments to claims 1, 19, and 20, such as those proposed herein, the Application will be in condition for allowance, pending review of any newly added dependent claims with respect to 35 U.S.C. § 112.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Remarks

The present Amendment is being filed subsequent to entry of the Amendment that was filed with a Request for Continued Examination on September 16, 2019 ("the Prior Amendment"). Claims 1-68 were pending in the Application. By this paper, claims 1-17 and 19-68 are amended and claim 18 is cancelled without prejudice or disclaimer. New claims 69-73 are added. The Applicant respectfully submits that the amendments to the claims are fully supported by the Application, as originally filed, and do not add new matter to the Application. For example, with respect to new claims 69 and 70, illustrative examples of support for these claims can be found in at least paragraphs [0120]-[0122] of the written description (corresponding to paragraphs [0122]-[0124] of the published version of the Application: U.S. Patent Application Publication No. 2017/0065334). As a further example, with respect to new claims 71-73, illustrative examples of support for these claims can be found in at least paragraph [0099] of the written description (corresponding to paragraph [0101] of U.S. Patent Application Publication No. 2017/0065334).

The Applicant maintains the arguments presented in the Prior Amendment, and respectfully submits that the claims as amended herein are patentable over the art of record. Pursuant to the Examiner Interview conducted on February 11, 2020, discussed above, the Applicant has proposed various amendments to independent claims 1, 19, and 20. Agreement was reached that such limitations would place the Application in condition for allowance, pending review of the newly added dependent claims (i.e., claims 69-73) with respect to 35 U.S.C. § 112.

Terminal Disclaimer

The Applicant respectfully notes that it has previously filed, on February 23, 2020, a Terminal Disclaimer to Obviate a Provisional Double Patenting Rejection over a Pending "Reference" Application in U.S. Patent Application No. 15/098,673. The

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Terminal Disclaimer was filed in response to an Office Action dated September 3, 2019 that issued in that application (i.e., U.S. Patent Application No. 15/098,673), and the "Reference" Application therein is the present application (i.e., U.S. Patent Application No. 15/092,945).

Conclusion

In view of the foregoing amendments and remarks, the Applicant respectfully submits that the Application is in condition for allowance and thus requests the issuance of a Notice of Allowance. Please contact the undersigned attorney in the event that any remaining impediment to the prompt allowance of this application is found that could be clarified by a telephonic interview or may be overcome by an Examiner's Amendment.

DATED this 24th day of February, 2020.

Respectfully submitted,

/Daniel C. Higgs/

Daniel C. Higgs
Attorney for Applicant
Registration No. 55,265

MED VENTURE HOLDINGS, LLC
6030 W. Harold Gatty Drive
Salt Lake City, Utah 84116
(801) 703-1961

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Electronic Patent Application Fee Transmittal

Application Number:	15092945
Filing Date:	07-Apr-2016
Title of Invention:	SYSTEMS AND METHODS FOR TISSUE ABLATION
First Named Inventor/Applicant Name:	Robert E. Wright
Filer:	Daniel Christopher Higgs
Attorney Docket Number:	NBUS.004C1

Filed as Small Entity

Filing Fees for Utility under 35 USC 111(a)

Description	Fee Code	Quantity	Amount	Sub-Total in USD($)
Basic Filing:				
Pages:				
Claims:				
CLAIMS IN EXCESS OF 20	2202	4	50	200
Miscellaneous-Filing:				
Petition:				
Patent-Appeals-and-Interference:				
Post-Allowance-and-Post-Issuance:				

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Description	Fee Code	Quantity	Amount	Sub-Total in USD($)
Extension-of-Time:				
Miscellaneous:				
			Total in USD ($)	**200**

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Electronic Acknowledgement Receipt

EFS ID:	38664704
Application Number:	15092945
International Application Number:	
Confirmation Number:	5930
Title of Invention:	SYSTEMS AND METHODS FOR TISSUE ABLATION
First Named Inventor/Applicant Name:	Robert E. Wright
Customer Number:	148468
Filer:	Daniel Christopher Higgs
Filer Authorized By:	
Attorney Docket Number:	NBUS.004C1
Receipt Date:	24-FEB-2020
Filing Date:	07-APR-2016
Time Stamp:	06:32:47
Application Type:	Utility under 35 USC 111(a)

Payment information:

Submitted with Payment	yes
Payment Type	CARD
Payment was successfully received in RAM	$200
RAM confirmation Number	E20202N733469279
Deposit Account	602176
Authorized User	Daniel Higgs

The Director of the USPTO is hereby authorized to charge indicated fees and credit any overpayment as follows:

37 CFR 1.16 (National application filing, search, and examination fees)

37 CFR 1.17 (Patent application and reexamination processing fees)

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

37 CFR 1.19 (Document supply fees)

37 CFR 1.20 (Post Issuance fees)

37 CFR 1.21 (Miscellaneous fees and charges)

File Listing:

Document Number	Document Description	File Name	File Size(Bytes)/ Message Digest	Multi Part /.zip	Pages (if appl.)
1		NBUS004C1_Supp_Amend.pdf	141113 7ee7165219d015daa081c6b6cacbc1fa815ade6a	yes	21
	Multipart Description/PDF files in .zip description				
	Document Description		**Start**	**End**	
	Supplemental Response or Supplemental Amendment		1	1	
	Claims		2	17	
	Applicant summary of interview with examiner		18	19	
	Applicant Arguments/Remarks Made in an Amendment		20	21	
Warnings:					
Information:					
2	Fee Worksheet (SB06)	fee-info.pdf	30272 f99d36a590fb025c31597a2a68b44b710b592d35	no	2
Warnings:					
Information:					
		Total Files Size (in bytes):	171385		

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.

New Applications Under 35 U.S.C. 111

If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

National Stage of an International Application under 35 U.S.C. 371

If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

New International Application Filed with the USPTO as a Receiving Office

If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

PTO/SB/06 (09-11)
Approved for use through 1/31/2014. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PATENT APPLICATION FEE DETERMINATION RECORD Substitute for Form PTO-875	Application or Docket Number 15/092,945	Filing Date 04/07/2016	☐ To be Mailed

ENTITY: ☐ LARGE ☑ SMALL ☐ MICRO

APPLICATION AS FILED - PART I

FOR	(Column 1) NUMBER FILED	(Column 2) NUMBER EXTRA		RATE ($)	FEE ($)
☐ BASIC FEE (37 CFR 1.16(a), (b), or (c))	N/A	N/A		N/A	
☐ SEARCH FEE (37 CFR 1.16(k), (i), or (m))	N/A	N/A		N/A	
☐ EXAMINATION FEE (37 CFR 1.16(o), (p), or (q))	N/A	N/A		N/A	
TOTAL CLAIMS (37 CFR 1.16(i))	minus 20 =	*		x $40 =	
INDEPENDENT CLAIMS (37 CFR 1.16(h))	minus 3 =	*		x $210 =	
☐ APPLICATION SIZE FEE (37 CFR 1.16(s))	If the specification and drawings exceed 100 sheets of paper, the application size fee due is $310 ($155 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).				
☐ MULTIPLE DEPENDENT CLAIM PRESENT (37 CFR 1.16(j))					
* If the difference in column 1 is less than zero, enter "0" in column 2.				TOTAL	

APPLICATION AS AMENDED - PART II

		(Column 1)		(Column 2)	(Column 3)			
AMENDMENT	02/24/2020	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA		RATE ($)	ADDITIONAL FEE ($)
	Total (37 CFR 1.16(i))	* 72	Minus	** 68	= 4		x $50 =	200
	Independent (37 CFR 1.16(h))	* 3	Minus	*** 3	= 0		x $230 =	0
	☐ Application Size Fee (37 CFR 1.16(s))							
	☐ FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(j))							
							TOTAL ADD'L FEE	200

		(Column 1)		(Column 2)	(Column 3)			
AMENDMENT		CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA		RATE ($)	ADDITIONAL FEE ($)
	Total (37 CFR 1.16(i))	*	Minus	**	=		x $0 =	
	Independent (37 CFR 1.16(h))	*	Minus	***	=		x $0 =	
	☐ Application Size Fee (37 CFR 1.16(s))							
	☐ FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(j))							
							TOTAL ADD'L FEE	

* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.	SLIE
** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20".	/SHARON M WEST/
*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3".	
The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.	

This collection of information is required by 37 CFR 1.16. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NUMBER	FILING OR 371(C) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
15/092,945	04/07/2016	Robert E. Wright	NBUS.004C1

CONFIRMATION NO. 5930

148468
Med Venture Management, LLC
6030 W. Harold Gatty Dr.
Salt Lake City, UT 84116

IMPROPER CPOA LETTER

OC000000114987854

Date Mailed: 02/26/2020

NOTICE REGARDING POWER OF ATTORNEY

This is in response to the power of attorney filed 02/23/2020. The power of attorney in this application is not accepted for the reason(s) listed below:

- The power of attorney has not been accepted because the party who is giving power has not been identified. Power of attorney may only be signed by the applicant for patent (37 CFR 1.42) or the patent owner. A party who is not the applicant must become the applicant in accordance with 37 CFR 1.46(c) and appoint any power of attorney in compliance with 37 CFR 3.71 and 3.73. For a reissue application, reexamination proceeding, or supplemental examination proceeding, a patent owner who was not the applicant under 37 CFR 1.46 must appoint any power of attorney in compliance with 37 CFR 3.71 and 3.73. See 37 CFR 1.32(b)(4).

/vnguyen/

Office of Data Management, Application Assistance Unit (571) 272-4000, or (571) 272-4200, or 1-888-786-0101

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NUMBER	FILING OR 371(C) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
15/092,945	04/07/2016	Robert E. Wright	NBUS.004C1

CONFIRMATION NO. 5930

148468
Med Venture Management, LLC
6030 W. Harold Gatty Dr.
Salt Lake City, UT 84116

IMPROPER CFR REQUEST

OC000000114987892

Date Mailed: 02/26/2020

RESPONSE TO REQUEST FOR CORRECTED FILING RECEIPT

Power of Attorney, Claims, Fees, System Limitations, and Miscellaneous

In response to your request for a corrected Filing Receipt, the Office is unable to comply with your request because:

- Any request to correct or update the name of the applicant must include an application data sheet (ADS) in compliance with 37 CFR 1.76 specifying the correct or updated name of the applicant in the applicant information section. Any request to change the applicant after an original applicant has been specified under 37 CFR 1.46(b) must include a new ADS in compliance with 37 CFR 1.76 specifying the applicant in the applicant information section and comply with 37 CFR 3.71 and 3.73. See 37 CFR 1.46(c).

Questions about the contents of this notice and the requirements it sets forth should be directed to the Office of Data Management, Application Assistance Unit, at **(571) 272-4000** or **(571) 272-4200** or **1-888-786-0101**.

/vnguyen/

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

CORRECTED ADS FORM

Application Number	15092945
Title of Invention	SYSTEMS AND METHODS FOR TISSUE ABLATION

Inventor Information

****If no data is shown, no data has been corrected****

	Data of Record	Updated Data
Order Number		
Name		
Residence Information		
Residency		
City		
State		
Country of Residence		
Mailing Address of Inventor		
Address 1		
Address 2		
City,State/Province, Postal Code		
Country		

Application Information

	Data of Record	Updated Data
Title of Invention	SYSTEMS AND METHODS FOR TISSUE ABLATION	
Attorney Docket Number	NBUS.004C1	
Entity Type	Small	

Domestic Benefit/National Stage Information

****If no data is shown, no data has been corrected****

This section allows for the applicant to either claim benefit under 35 U.S.C. 119(e), 120, 121,365(c), or 386(c) or indicate National Stage entry from a PCT application. Providing this information in the application data sheet constitutes the specific reference required by 35 U.S. C. 119(e) or 120, and 37 CFR 1.78(a).

		Data of Record	Updated Data
	Prior Application Status		
	Application Number		
	Continuity Type		
	Prior Application Number		
	Filing Date (YYYY-MM-DD)		
	Patent Number		
	Issue Date (YYYY-MM-DD)		

Foreign Priority Information

****If no data is shown, no data has been corrected****

This section allows for the applicant to claim priority to a foreign application. Providing this information in the application data sheet constitutes the claim for priority as required by 35 U.S.C. 119(b) and 37 CFR 1.55. When priority is claimed to a foreign application that is eligible for retrieval under the priority document exchange program (PDX) the information will be used by the Office to automatically attempt retrieval pursuant to 37 CFR 1.55(i)(1) and (2). Under the PDX program, applicant bears the ultimate responsibility for ensuring that a copy of the foreign application is received by the Office from the participating foreign intellectual property office, or a certified copy of the foreign priority application is filed, within the time period specified in 37 CFR 1.55(g)(1).

		Data of Record	Updated Data
	Application Number		
	Country		
	Filing Date		
	Access Code		

Applicant Information

****If no data is shown, no data has been corrected****
Providing assignment information in this section does not substitute for compliance with any requirement of part 3 of Title 37 of CFR to have an assignment recorded by the Office.

	Data of Record	Updated Data
Applicant Type	ASG	
If applicant is the legal representative, indicate the authority to file the patent application, the inventor is		
Name of the Deceased or Legally Incapacitated Inventor		
Applicant is an Organization	Yes	
Name		
Organization Name	~~Nimbus Concepts, LLC~~	Stratus Medical, LLC
Address 1		595 S. Riverwoods Parkway
Address 2		Suite 400

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

City,State/Province,Postal Code	~~Denver CO~~	Logan UT 84321
Country		US
Phone Number		
Fax Number		
Email Address		dhiggs@medventureholdings.com

Assignee Information including Non-Applicant Assignee Information

****If no data is shown, no data has been corrected****
Providing this information in the application data sheet does not substitute for compliance with any requirement of part 3 of Title 37 of the CFR to have an assignment recorded in the Office

	Data of Record	Updated Data
Order		1
Applicant is an Organization		Yes
Name		
Organization Name		Stratus Medical, LLC
Mailing Address		
Address 1		595 S. Riverwoods Parkway
Address 2		
City,State/Province,Postal Code		Logan UT 84321
Country		US
Phone Number		
Fax Number		
Email Address		dhiggs@medventureholdings.com

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Signature

NOTE: This Application Data Sheet must be signed in accordance with 37 CFR 1.33(b).

This Application Data Sheet **must** be signed by a patent practitioner if one or more of the applicants is a **juristic entity** (e.g., corporation or association). If the applicant is two or more joint inventors, this form must be signed by a patent practitioner, **all** joint inventors who are the applicant, or one or more joint inventor-applicants who have been given power of attorney (e.g., see USPTO Form PTO/AIA/81) on behalf of **all** joint inventor-applicants.

See 37 CFR 1.4(d) for the manner of making signatures and certifications.

Signature	/Daniel C. Higgs/	Registration Number	55265
First Name	Daniel	Last Name	Higgs

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

PTO/AIA/96 (08-12)
Approved for use through 01/31/2013. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

STATEMENT UNDER 37 CFR 3.73(c)

Applicant/Patent Owner: Stratus Medical, LLC

Application No./Patent No.: 15/092,945 Filed/Issue Date: April 7, 2016

Titled: SYSTEMS AND METHODS FOR TISSUE ABLATION

Stratus Medical, LLC, a limited liability company

(Name of Assignee) (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that, for the patent application/patent identified above, it is (choose **one** of options 1, 2, 3 or 4 below):

1. ☑ The assignee of the entire right, title, and interest.

2. ☐ An assignee of less than the entire right, title, and interest (check applicable box):

   ☐ The extent (by percentage) of its ownership interest is _____%. Additional Statement(s) by the owners holding the balance of the interest must be submitted to account for 100% of the ownership interest.

   ☐ There are unspecified percentages of ownership. The other parties, including inventors, who together own the entire right, title and interest are:

   Additional Statement(s) by the owner(s) holding the balance of the interest must be submitted to account for the entire right, title, and interest.

3. ☐ The assignee of an undivided interest in the entirety (a complete assignment from one of the joint inventors was made). The other parties, including inventors, who together own the entire right, title, and interest are:

   Additional Statement(s) by the owner(s) holding the balance of the interest must be submitted to account for the entire right, title, and interest.

4. ☐ The recipient, via a court proceeding or the like (*e.g.*, bankruptcy, probate), of an undivided interest in the entirety (a complete transfer of ownership interest was made). The certified document(s) showing the transfer is attached.

The interest identified in option 1, 2 or 3 above (not option 4) is evidenced by either (choose **one** of options A or B below):

A. ☐ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

B. ☑ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as follows:

1. From: Robert E. Wright and Scott A. Brandt To: Nimbus Concepts, LLC

   The document was recorded in the United States Patent and Trademark Office at
   Reel 039717, Frame 0093, or for which a copy thereof is attached.

2. From: Nimbus Concepts, LLC To: Biomerics, LLC

   The document was recorded in the United States Patent and Trademark Office at
   Reel 051813, Frame 0965, or for which a copy thereof is attached.

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

STATEMENT UNDER 37 CFR 3.73(c)

3. From: Biomerics, LLC To: Stratus Medical, LLC

The document was recorded in the United States Patent and Trademark Office at
Reel 051814, Frame 0258, or for which a copy thereof is attached.

4. From: _____ To: _____

The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.

5. From: _____ To: _____

The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.

6. From: _____ To: _____

The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet(s).

☑ As required by 37 CFR 3.73(c)(1)(i), the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, to record the assignment in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

/Daniel C. Higgs/	February 28, 2020
Signature	Date
Daniel C. Higgs	55,265
Printed or Typed Name	Title or Registration Number

[Page 2 of 2]

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Privacy Act Statement

The **Privacy Act of 1974 (P.L. 93-579)** requires that you be given certain information in connection with your submission of the attached form related to a patent application or patent. Accordingly, pursuant to the requirements of the Act, please be advised that: (1) the general authority for the collection of this information is 35 U.S.C. 2(b)(2); (2) furnishing of the information solicited is voluntary; and (3) the principal purpose for which the information is used by the U.S. Patent and Trademark Office is to process and/or examine your submission related to a patent application or patent. If you do not furnish the requested information, the U.S. Patent and Trademark Office may not be able to process and/or examine your submission, which may result in termination of proceedings or abandonment of the application or expiration of the patent.

The information provided by you in this form will be subject to the following routine uses:

1. The information on this form will be treated confidentially to the extent allowed under the Freedom of Information Act (5 U.S.C. 552) and the Privacy Act (5 U.S.C 552a). Records from this system of records may be disclosed to the Department of Justice to determine whether disclosure of these records is required by the Freedom of Information Act.
2. A record from this system of records may be disclosed, as a routine use, in the course of presenting evidence to a court, magistrate, or administrative tribunal, including disclosures to opposing counsel in the course of settlement negotiations.
3. A record in this system of records may be disclosed, as a routine use, to a Member of Congress submitting a request involving an individual, to whom the record pertains, when the individual has requested assistance from the Member with respect to the subject matter of the record.
4. A record in this system of records may be disclosed, as a routine use, to a contractor of the Agency having need for the information in order to perform a contract. Recipients of information shall be required to comply with the requirements of the Privacy Act of 1974, as amended, pursuant to 5 U.S.C. 552a(m).
5. A record related to an International Application filed under the Patent Cooperation Treaty in this system of records may be disclosed, as a routine use, to the International Bureau of the World Intellectual Property Organization, pursuant to the Patent Cooperation Treaty.
6. A record in this system of records may be disclosed, as a routine use, to another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to the Atomic Energy Act (42 U.S.C. 218(c)).
7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or his/her designee, during an inspection of records conducted by GSA as part of that agency's responsibility to recommend improvements in records management practices and programs, under authority of 44 U.S.C. 2904 and 2906. Such disclosure shall be made in accordance with the GSA regulations governing inspection of records for this purpose, and any other relevant (*i.e.*, GSA or Commerce) directive. Such disclosure shall not be used to make determinations about individuals.
8. A record from this system of records may be disclosed, as a routine use, to the public after either publication of the application pursuant to 35 U.S.C. 122(b) or issuance of a patent pursuant to 35 U.S.C. 151. Further, a record may be disclosed, subject to the limitations of 37 CFR 1.14, as a routine use, to the public if the record was filed in an application which became abandoned or in which the proceedings were terminated and which application is referenced by either a published application, an application open to public inspection or an issued patent.
9. A record from this system of records may be disclosed, as a routine use, to a Federal, State, or local law enforcement agency, if the USPTO becomes aware of a violation or potential violation of law or regulation.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Electronic Acknowledgement Receipt

EFS ID:	38724071
Application Number:	15092945
International Application Number:	
Confirmation Number:	5930
Title of Invention:	SYSTEMS AND METHODS FOR TISSUE ABLATION
First Named Inventor/Applicant Name:	
Customer Number:	148468
Filer:	Daniel Christopher Higgs
Filer Authorized By:	
Attorney Docket Number:	NBUS.004C1
Receipt Date:	28-FEB-2020
Filing Date:	07-APR-2016
Time Stamp:	13:52:45
Application Type:	Utility under 35 USC 111(a)

Payment information:

Submitted with Payment	no

File Listing:

Document Number	Document Description	File Name	File Size(Bytes)/ Message Digest	Multi Part /.zip	Pages (if appl.)
1	Application Data Sheet to update/ correct info	CorrectedADS.pdf	66772 f7c56ed05bed0b9617b9250b9c34b6f75940b8c9	no	5

Warnings:

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Information:					
2	Assignee showing of ownership per 37 CFR 3.73	NBUS_004US1C1_3_73_Statement.pdf	120916 583e36889d68ed98bea3561085f538b0bfea37f3	no	3
Warnings:					
Information:					
			Total Files Size (in bytes):	187688	

This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.

New Applications Under 35 U.S.C. 111

If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

National Stage of an International Application under 35 U.S.C. 371

If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

New International Application Filed with the USPTO as a Receiving Office

If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

PTO/AIA/80 (07-17)
Approved for use through 03/31/2021. OMB 0651-0035
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no person is required to respond to a collection of information unless it displays a valid OMB control number

POWER OF ATTORNEY TO PROSECUTE APPLICATIONS BEFORE THE USPTO

I hereby revoke all previous powers of attorney given in the application identified in the attached statement under 37 CFR 3.73(c).

I hereby appoint:

[X] Practitioners associated with Customer Number: 148468

OR

[ ] Practitioner(s) named below (if more than ten patent practitioners are to be named, then a customer number must be used):

Name	Registration Number

Name	Registration Number

As attorney(s) or agent(s) to represent the undersigned before the United States Patent and Trademark Office (USPTO) in connection with any and all patent applications assigned only to the undersigned according to the USPTO assignment records or assignment documents attached to this form in accordance with 37 CFR 3.73(c).

Please change the correspondence address for the application identified in the attached statement under 37 CFR 3.73(c) to:

[X] The address associated with Customer Number: 148468

OR

[ ]

Firm or individual name		
Address		
City	State	Zip
Country		
Telephone	Email	

Assignee name and address:
Stratus Medical, LLC
8030 W. Harold Gatty Drive, Salt Lake City, Utah 84116

A copy of this form, together with a statement under 37 CFR 3.73(c) (Form PTO/AIA/96 or equivalent) is required to be filed in each application in which this form is used. The statement under 37 CFR 3.73(c) may be completed by one of the practitioners appointed in this form, and must identify the application in which this Power of Attorney is to be filed.

SIGNATURE of Assignee of Record

The individual whose signature and title is supplied below is authorized to act on behalf of the assignee

Signature	Date 2/20/2020
Name Bret Boudousquie	Telephone 801-355-3015
Title Chief Executive Officer	

This collection of information is required by 37 CFR 1.31, 1.32, and 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) the file of a patent or reexamination proceeding. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.
If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Privacy Act Statement

The **Privacy Act of 1974 (P.L. 93-579)** requires that you be given certain information in connection with your submission of the attached form related to a patent application or patent. Accordingly, pursuant to the requirements of the Act, please be advised that: (1) the general authority for the collection of this information is 35 U.S.C. 2(b)(2); (2) furnishing of the information solicited is voluntary; and (3) the principal purpose for which the information is used by the U.S. Patent and Trademark Office is to process and/or examine your submission related to a patent application or patent. If you do not furnish the requested information, the U.S. Patent and Trademark Office may not be able to process and/or examine your submission, which may result in termination of proceedings or abandonment of the application or expiration of the patent.

The information provided by you in this form will be subject to the following routine uses:

1. The information on this form will be treated confidentially to the extent allowed under the Freedom of Information Act (5 U.S.C. 552) and the Privacy Act (5 U.S.C 552a). Records from this system of records may be disclosed to the Department of Justice to determine whether disclosure of these records is required by the Freedom of Information Act.
2. A record from this system of records may be disclosed, as a routine use, in the course of presenting evidence to a court, magistrate, or administrative tribunal, including disclosures to opposing counsel in the course of settlement negotiations.
3. A record in this system of records may be disclosed, as a routine use, to a Member of Congress submitting a request involving an individual, to whom the record pertains, when the individual has requested assistance from the Member with respect to the subject matter of the record.
4. A record in this system of records may be disclosed, as a routine use, to a contractor of the Agency having need for the information in order to perform a contract. Recipients of information shall be required to comply with the requirements of the Privacy Act of 1974, as amended, pursuant to 5 U.S.C. 552a(m).
5. A record related to an International Application filed under the Patent Cooperation Treaty in this system of records may be disclosed, as a routine use, to the International Bureau of the World Intellectual Property Organization, pursuant to the Patent Cooperation Treaty.
6. A record in this system of records may be disclosed, as a routine use, to another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to the Atomic Energy Act (42 U.S.C. 218(c)).
7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or his/her designee, during an inspection of records conducted by GSA as part of that agency's responsibility to recommend improvements in records management practices and programs, under authority of 44 U.S.C. 2904 and 2906. Such disclosure shall be made in accordance with the GSA regulations governing inspection of records for this purpose, and any other relevant (i.e., GSA or Commerce) directive. Such disclosure shall not be used to make determinations about individuals.
8. A record from this system of records may be disclosed, as a routine use, to the public after either publication of the application pursuant to 35 U.S.C. 122(b) or issuance of a patent pursuant to 35 U.S.C. 151. Further, a record may be disclosed, subject to the limitations of 37 C.F.R. § 1.14, as a routine use, to the public if the record was filed in an application which became abandoned or in which the proceedings were terminated and which application is referenced by either a published application, an application open to public inspection or an issued patent.
9. A record from this system of records may be disclosed, as a routine use, to a Federal, State, or local law enforcement agency, if the USPTO becomes aware of a violation or potential violation of law or regulation.

Electronic Acknowledgement Receipt

EFS ID:	38724486
Application Number:	15092945
International Application Number:	
Confirmation Number:	5930
Title of Invention:	SYSTEMS AND METHODS FOR TISSUE ABLATION
First Named Inventor/Applicant Name:	Robert E. Wright
Customer Number:	148468
Filer:	Daniel Christopher Higgs
Filer Authorized By:	
Attorney Docket Number:	NBUS.004C1
Receipt Date:	28-FEB-2020
Filing Date:	07-APR-2016
Time Stamp:	14:01:27
Application Type:	Utility under 35 USC 111(a)

Payment information:

Submitted with Payment	no

File Listing:

Document Number	Document Description	File Name	File Size(Bytes)/ Message Digest	Multi Part /.zip	Pages (if appl.)
1	Req to correct/update/change appl name until pay issue fee	Request_to_Update_Applicant.pdf	238262 89f5911fb5cd381cfe246037d397768b66b3046b	no	2

Warnings:

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Information:					
2	Power of Attorney	General_POA_Stratus_Executed.pdf	3310950 0f6994c6c0f46d94bb07ea56e2b378faa1c20d00	no	2
Warnings:					
Information:					
			Total Files Size (in bytes):	3549212	

This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.

New Applications Under 35 U.S.C. 111

If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

National Stage of an International Application under 35 U.S.C. 371

If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

New International Application Filed with the USPTO as a Receiving Office

If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Doc Code: R46C.REQ
Document Description: Request under 37 CFR 1.46(c) to correct, update or change the applicant.

PTO/AIA/41 (04-15)
Approved for use through 11/30/2020. OMB 0651-0031
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

REQUEST TO CORRECT OR UPDATE THE NAME OF THE APPLICANT UNDER 37 CFR 1.46(c)(1), OR CHANGE THE APPLICANT UNDER 37 CFR 1.46(c)(2)
(FOR USE ONLY IN APPLICATIONS FILED ON OR AFTER SEPTEMBER 16, 2012)

Application Number	15/092,945
Filing Date	April 7, 2016
First Named Inventor	Robert E. Wright
Art Unit	3794
Examiner Name	Christine A. Dedoulis
Practitioner Docket Number	NBUS.004C1

To: Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Applicant hereby **requests that the name of the applicant be corrected or updated under 37 CFR 1.46(c)(1), or that the applicant be changed under 37 CFR 1.46(c)(2),** in the above-identified application. **Requests under 37 CFR 1.46(c)(1) or (c)(2) cannot be submitted after payment of the issue fee or if the application has been patented.**

Please check the applicable box(es) below.

☐ 1. This request is to **correct or update the name of the applicant** (**under 37 CFR 1.46(c)(1)**) and includes:

☐ An application data sheet (ADS) in accordance with 37 CFR 1.76(c) with the corrected or updated information shown with markings (*e.g.*, underlining for insertions, strikethrough for deletions). A Corrected Web-based ADS may be used.

Note: Requests under 37 CFR 1.46(c)(1) may be filed to correct typographical errors in the name of the § 1.46 applicant, or for updating the name of the § 1.46 applicant (*i.e.*, where there is no change in the applicant itself but just in the applicant's name). See the Manual of Patent Examining Procedure (MPEP) section 605.01.

■ 2. This request is to **change the applicant** (**under 37 CFR 1.46(c)(2)**) and includes:

■ An application data sheet (ADS) in accordance with 37 CFR 1.76(c) that identifies the changes with proper markings (underlining for insertions and strikethrough for deletions). A Corrected Web-based ADS may be used.

■ A Statement Under 37 CFR 3.73(c) (Form PTO/AIA/96 or equivalent). See MPEP 325.

I am the

☐ applicant* ☐ attorney or agent of record Registration number _____ ■ attorney or agent acting under 37 CFR 1.34 Registration number 55,265

Signature /Daniel C. Higgs/
Typed or printed name Daniel C. Higgs
Date February 28, 2020

NOTE: This form must be signed in accordance with 37 CFR 1.33. See 37 CFR 1.4 for signature requirements and certifications. *Juristic entities must be represented by a patent practitioner (See 37 CFR 1.31, applicable to any paper filed on or after September 16, 2012 that is presented on behalf of a juristic entity, regardless of application filing date). Submit multiple forms if more than one signature is required, see below**.

☐ ** Total of _____ forms are submitted.

This collection of information is required by 37 CFR 1.36. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Privacy Act Statement

The **Privacy Act of 1974 (P.L. 93-579)** requires that you be given certain information in connection with your submission of the attached form related to a patent application or patent. Accordingly, pursuant to the requirements of the Act, please be advised that: (1) the general authority for the collection of this information is 35 U.S.C. 2(b)(2); (2) furnishing of the information solicited is voluntary; and (3) the principal purpose for which the information is used by the U.S. Patent and Trademark Office is to process and/or examine your submission related to a patent application or patent. If you do not furnish the requested information, the U.S. Patent and Trademark Office may not be able to process and/or examine your submission, which may result in termination of proceedings or abandonment of the application or expiration of the patent.

The information provided by you in this form will be subject to the following routine uses:

1. The information on this form will be treated confidentially to the extent allowed under the Freedom of Information Act (5 U.S.C. 552) and the Privacy Act (5 U.S.C 552a). Records from this system of records may be disclosed to the Department of Justice to determine whether disclosure of these records is required by the Freedom of Information Act.
2. A record from this system of records may be disclosed, as a routine use, in the course of presenting evidence to a court, magistrate, or administrative tribunal, including disclosures to opposing counsel in the course of settlement negotiations.
3. A record in this system of records may be disclosed, as a routine use, to a Member of Congress submitting a request involving an individual, to whom the record pertains, when the individual has requested assistance from the Member with respect to the subject matter of the record.
4. A record in this system of records may be disclosed, as a routine use, to a contractor of the Agency having need for the information in order to perform a contract. Recipients of information shall be required to comply with the requirements of the Privacy Act of 1974, as amended, pursuant to 5 U.S.C. 552a(m).
5. A record related to an International Application filed under the Patent Cooperation Treaty in this system of records may be disclosed, as a routine use, to the International Bureau of the World Intellectual Property Organization, pursuant to the Patent Cooperation Treaty.
6. A record in this system of records may be disclosed, as a routine use, to another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to the Atomic Energy Act (42 U.S.C. 218(c)).
7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or his/her designee, during an inspection of records conducted by GSA as part of that agency's responsibility to recommend improvements in records management practices and programs, under authority of 44 U.S.C. 2904 and 2906. Such disclosure shall be made in accordance with the GSA regulations governing inspection of records for this purpose, and any other relevant (*i.e.*, GSA or Commerce) directive. Such disclosure shall not be used to make determinations about individuals.
8. A record from this system of records may be disclosed, as a routine use, to the public after either publication of the application pursuant to 35 U.S.C. 122(b) or issuance of a patent pursuant to 35 U.S.C. 151. Further, a record may be disclosed, subject to the limitations of 37 CFR 1.14, as a routine use, to the public if the record was filed in an application which became abandoned or in which the proceedings were terminated and which application is referenced by either a published application, an application open to public inspection or an issued patent.
9. A record from this system of records may be disclosed, as a routine use, to a Federal, State, or local law enforcement agency, if the USPTO becomes aware of a violation or potential violation of law or regulation.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NUMBER	FILING OR 371(C) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
15/092,945	04/07/2016	Robert E. Wright	NBUS.004C1

CONFIRMATION NO. 5930

148468
Med Venture Management, LLC
6030 W. Harold Gatty Dr.
Salt Lake City, UT 84116

POA ACCEPTANCE LETTER

OC000000115114424

Date Mailed: 03/02/2020

NOTICE OF ACCEPTANCE OF POWER OF ATTORNEY

This is in response to the Power of Attorney filed 02/28/2020.

The Power of Attorney in this application is accepted. Correspondence in this application will be mailed to the above address as provided by 37 CFR 1.33.

Questions about the contents of this notice and the requirements it sets forth should be directed to the Office of Data Management, Application Assistance Unit, at **(571) 272-4000** or **(571) 272-4200** or **1-888-786-0101**.

/ttran/

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NUMBER	FILING or 371(c) DATE	GRP ART UNIT	FIL FEE REC'D	ATTY.DOCKET.NO	TOT CLAIMS	IND CLAIMS
15/092,945	04/07/2016	3794	3400	NBUS.004C1	1	1

CONFIRMATION NO. 5930

148468
Med Venture Management, LLC
6030 W. Harold Gatty Dr.
Salt Lake City, UT 84116

CORRECTED FILING RECEIPT

OC000000115114448

Date Mailed: 03/02/2020

Receipt is acknowledged of this non-provisional utility patent application. The application will be taken up for examination in due course. Applicant will be notified as to the results of the examination. Any correspondence concerning the application must include the following identification information: the U.S. APPLICATION NUMBER, FILING DATE, NAME OF FIRST INVENTOR, and TITLE OF INVENTION. Fees transmitted by check or draft are subject to collection.

Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please submit a written request for a corrected Filing Receipt, including a properly marked-up ADS showing the changes with strike-through for deletions and underlining for additions. If you received a "Notice to File Missing Parts" or other Notice requiring a response for this application, please submit any request for correction to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections provided that the request is grantable.

Inventor(s)

Robert E. Wright, Denver, CO;
Scott A. Brandt, Denver, CO;

Applicant(s)

Stratus Medical, LLC, Logan, UT;

Assignment For Published Patent Application

Stratus Medical, LLC, Logan, UT

Power of Attorney: The patent practitioners associated with Customer Number 148468

Domestic Priority data as claimed by applicant

This application is a CON of 13/101,009 05/04/2011 ABN
which claims benefit of 61/347,351 05/21/2010
and claims benefit of 61/357,886 06/23/2010
and claims benefit of 61/357,894 06/23/2010

Foreign Applications for which priority is claimed (You may be eligible to benefit from the **Patent Prosecution Highway** program at the USPTO. Please see http://www.uspto.gov for more information.) - None.
Foreign application information must be provided in an Application Data Sheet in order to constitute a claim to foreign priority. See 37 CFR 1.55 and 1.76.

Permission to Access Application via Priority Document Exchange: Yes

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

Permission to Access Search Results: Yes

Applicant may provide or rescind an authorization for access using Form PTO/SB/39 or Form PTO/SB/69 as appropriate.

If Required, Foreign Filing License Granted: 04/21/2016
The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is **US 15/092,945**
Projected Publication Date: Not Applicable
Non-Publication Request: No
Early Publication Request: No
**** SMALL ENTITY ****
Title

SYSTEMS AND METHODS FOR TISSUE ABLATION

Preliminary Class

606

Statement under 37 CFR 1.55 or 1.78 for AIA (First Inventor to File) Transition Applications: No

PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process **simplifies** the filing of patent applications on the same invention in member countries, but **does not result** in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at http://www.uspto.gov/web/offices/pac/doc/general/index.html.

For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, http://www.stopfakes.gov. Part of a Department of Commerce initiative,

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4258).

LICENSE FOR FOREIGN FILING UNDER

Title 35, United States Code, Section 184

Title 37, Code of Federal Regulations, 5.11 & 5.15

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Bureau of Industry and Security, Department of Commerce (15 CFR parts 730-774); the Office of Foreign AssetsControl, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

SelectUSA

The United States represents the largest, most dynamic marketplace in the world and is an unparalleled location for business investment, innovation, and commercialization of new technologies. The U.S. offers tremendous resources and advantages for those who invest and manufacture goods here. Through SelectUSA, our nation works to promote and facilitate business investment. SelectUSA provides information assistance to the international investor community; serves as an ombudsman for existing and potential investors; advocates on behalf of U.S. cities, states, and regions competing for global investment; and counsels U.S. economic development organizations on investment attraction best practices. To learn more about why the United States is the best country in the world to develop

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012

technology, manufacture products, deliver services, and grow your business, visit http://www.SelectUSA.gov or call +1-202-482-6800.

IPR2024-01209
Avanos v. Stratus
Stratus Ex. 2012