



US012390253B2

(12) **United States Patent**  
**Baker et al.**

(10) **Patent No.:** **US 12,390,253 B2**

(45) **Date of Patent:** **Aug. 19, 2025**

(54) **VARIABLE ANGLE LOCKING IMPLANT**

(56) **References Cited**

(71) Applicant: **Smith & Nephew, Inc.**, Memphis, TN (US)

U.S. PATENT DOCUMENTS

(72) Inventors: **Charles R. Baker**, Lakeland, TN (US);  
**Ryan Stevenson**, Southaven, MS (US);  
**Darin S. Gerlach**, Germantown, TN (US)

300,146 A 6/1884 Sinnett  
351,751 A 11/1886 Douglas  
382,670 A 5/1888 Trovillion  
544,606 A 8/1895 Balsley  
(Continued)

(73) Assignee: **Smith & Nephew, Inc.**, Memphis, TN (US)

FOREIGN PATENT DOCUMENTS

(\*) Notice: Subject to any disclaimer, the term of this patent is extended or adjusted under 35 U.S.C. 154(b) by 440 days.

CA 2047521 A1 1/1992  
CA 2408327 C 3/2001  
(Continued)

OTHER PUBLICATIONS

(21) Appl. No.: **17/734,002**

Decision of Rejection for Japanese Application No. 2014-516034, mailed Mar. 27, 2017.

(22) Filed: **Apr. 30, 2022**

(Continued)

(65) **Prior Publication Data**

US 2022/0265329 A1 Aug. 25, 2022

*Primary Examiner* — Amy R Sipp

(74) *Attorney, Agent, or Firm* — KDW Firm PLLC

**Related U.S. Application Data**

(63) Continuation of application No. 16/569,204, filed on Sep. 12, 2019, now abandoned, which is a continuation of application No. 15/970,747, filed on May 3, 2018, now Pat. No. 10,448,980, which is a continuation of application No. 13/524,506, filed on Jun. 15, 2012, now abandoned.

(60) Provisional application No. 61/497,180, filed on Jun. 15, 2011.

(51) **Int. Cl.**  
**A61B 17/80** (2006.01)

(52) **U.S. Cl.**  
CPC ..... **A61B 17/8052** (2013.01)

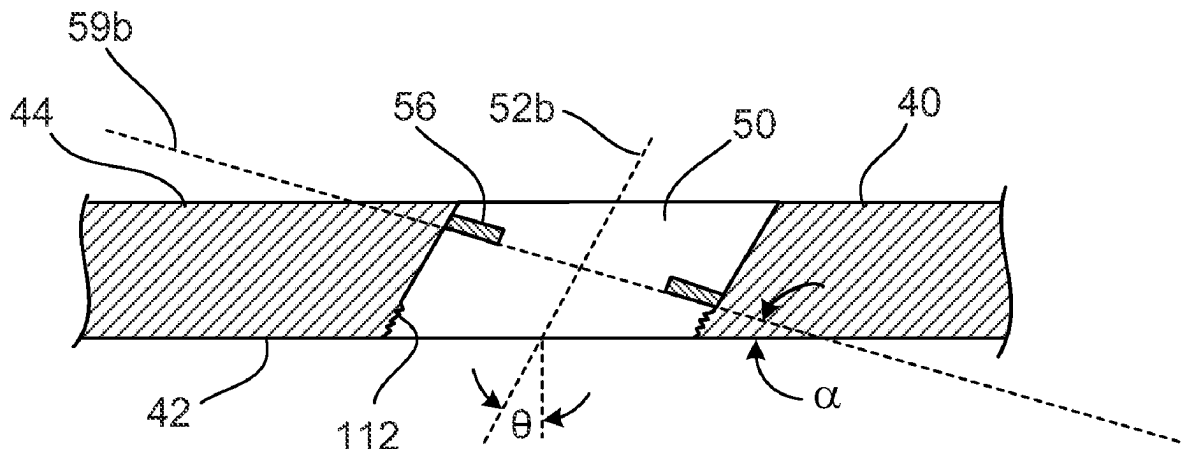
(58) **Field of Classification Search**  
None

See application file for complete search history.

(57) **ABSTRACT**

A variable angle locking implant includes a bone plate having a lower surface, an upper surface, and at least one opening extending from the lower surface to the upper surface along an axis. The opening has a plurality of fins oriented along a plane. The axis is non-perpendicular to a tangent of a projection of the lower surface across the opening, the tangent defined at the intersection between the axis and the projected lower surface, and/or the plane is non-parallel to the tangent. The implant includes at least one fastener, and the plurality of fins are deflectable relative to a head portion of the fastener such that the fastener can be inserted and retained at any one of a plurality of angles.

**18 Claims, 4 Drawing Sheets**



(56)

## References Cited

## U.S. PATENT DOCUMENTS

545,331 A	8/1895	Balsley	5,151,103 A	9/1992	Tepic et al.
565,808 A	8/1896	Staples	5,190,544 A	3/1993	Chapman et al.
575,631 A	1/1897	Brooks	5,192,281 A	3/1993	de la Caffiniere
583,158 A	5/1897	Upham	5,197,966 A	3/1993	Sommerkamp
637,990 A	11/1899	Hoepner	5,198,308 A	3/1993	Shelly et al.
651,949 A	6/1900	Lillie	5,237,893 A	8/1993	Ryder et al.
689,722 A	12/1901	Hoover	5,259,398 A	11/1993	Vrespa
766,270 A	8/1904	Lapham	5,269,784 A	12/1993	Mast
775,427 A	11/1904	Lusted, Sr.	5,275,601 A	1/1994	Gogolewski et al.
902,040 A	10/1908	Wyckoff	5,304,180 A	4/1994	Slocum
1,025,008 A	4/1912	Miner	5,312,410 A	5/1994	Miller et al.
1,105,105 A	7/1914	Sherman	5,324,290 A	6/1994	Zdeblick et al.
1,275,810 A	8/1918	White	5,324,291 A	6/1994	Ries et al.
1,575,149 A	3/1926	Craig et al.	5,356,410 A	10/1994	Pennig
1,755,588 A	4/1930	Bronk	5,360,452 A	11/1994	Engelhardt et al.
1,925,385 A	9/1933	Humes et al.	5,364,398 A	11/1994	Chapman et al.
2,010,913 A	8/1935	Bruce et al.	5,364,399 A	11/1994	Lowery et al.
2,133,859 A	10/1938	Hawley	5,395,374 A	3/1995	Miller et al.
2,152,977 A	4/1939	John	5,415,658 A	5/1995	Kilpela et al.
2,501,978 A	3/1950	Heins	5,423,820 A	6/1995	Miller et al.
2,524,167 A	10/1950	Frank	5,423,826 A	6/1995	Coates et al.
2,560,912 A	7/1951	George	5,429,641 A	7/1995	Golfried
2,667,194 A	1/1954	Fischer et al.	5,431,659 A	7/1995	Ross et al.
2,756,791 A	7/1956	Benjamin	5,470,333 A	11/1995	Ray
3,056,441 A	10/1962	Helms	5,474,553 A	12/1995	Baumgart
3,279,510 A	10/1966	Dreyer et al.	5,487,743 A	1/1996	Laurain et al.
3,347,293 A	10/1967	Clark	5,514,138 A	5/1996	McCarthy
3,409,058 A	11/1968	La	5,520,690 A	5/1996	Errico et al.
3,547,114 A	12/1970	Haboush	5,522,902 A	6/1996	Yuan et al.
3,552,389 A	1/1971	Allgower et al.	5,527,310 A	6/1996	Cole et al.
3,630,261 A	12/1971	Gley	5,531,143 A	7/1996	Habermehl et al.
3,662,797 A	5/1972	Healis	5,531,746 A	7/1996	Errico et al.
3,668,972 A	6/1972	Allgower et al.	5,531,748 A	7/1996	de la Caffiniere
3,716,050 A	2/1973	Johnston	5,534,932 A	7/1996	Van et al.
3,739,825 A	6/1973	Knox	5,536,127 A	7/1996	Pennig
3,741,205 A	6/1973	Markolf et al.	5,569,253 A	10/1996	Farris et al.
3,744,488 A	7/1973	Cox	5,578,034 A	11/1996	Estes
3,779,240 A	12/1973	Kondo	5,591,168 A	1/1997	Jude et al.
3,782,432 A	1/1974	Allen	5,601,553 A	2/1997	Trebing et al.
3,866,607 A	2/1975	Forsythe et al.	5,607,426 A	3/1997	Ralph et al.
3,906,550 A	9/1975	Rostoker et al.	5,607,428 A	3/1997	Lin
3,935,762 A	2/1976	Tudisco	5,643,265 A	7/1997	Errico et al.
RE28,841 E	6/1976	Allgower et al.	5,647,873 A	7/1997	Errico et al.
4,059,102 A	11/1977	Devas	5,665,088 A	9/1997	Gil et al.
4,060,114 A	11/1977	Matsushima	5,665,089 A	9/1997	Dall et al.
4,096,896 A	6/1978	Engel	5,676,667 A	10/1997	Hausman
4,219,015 A	8/1980	Steinemann	5,702,399 A	12/1997	Kilpela et al.
4,246,811 A	1/1981	Bondhus et al.	5,709,686 A	1/1998	Talos et al.
4,263,904 A	4/1981	Judet	5,713,900 A	2/1998	Benzel et al.
4,338,926 A	7/1982	Kummer et al.	5,725,588 A	3/1998	Errico et al.
4,364,382 A	12/1982	Mennen	5,733,287 A	3/1998	Tepic et al.
4,388,921 A	6/1983	Sutter et al.	5,735,853 A	4/1998	Olerud
4,408,601 A	10/1983	Wenk	5,741,258 A	4/1998	Klaue et al.
RE31,628 E	7/1984	Allgower et al.	5,749,872 A	5/1998	Kyle et al.
4,484,570 A	11/1984	Sutter et al.	5,769,850 A	6/1998	Chin
4,493,317 A	1/1985	Klaue	5,772,662 A	6/1998	Chapman et al.
4,513,744 A	4/1985	Klaue	5,776,196 A	7/1998	Matsuzaki et al.
4,535,658 A	8/1985	Molinari	5,788,697 A	8/1998	Kilpela et al.
4,564,007 A	1/1986	Coombs et al.	5,797,912 A	8/1998	Runciman et al.
4,565,193 A	1/1986	Streli	5,810,823 A	9/1998	Klaue et al.
4,573,458 A	3/1986	Lower	5,824,247 A	10/1998	Tunc
4,683,878 A	8/1987	Carter	5,876,402 A	3/1999	Errico et al.
4,704,929 A	11/1987	Osada	5,888,204 A	3/1999	Ralph et al.
4,791,918 A	12/1988	Von	5,893,856 A	4/1999	Jacob et al.
4,797,948 A	1/1989	Milliorn et al.	5,902,305 A	5/1999	Beger et al.
4,838,252 A	6/1989	Klaue	5,904,683 A	5/1999	Pohndorf et al.
4,927,421 A	5/1990	Goble et al.	5,904,684 A	5/1999	Rooks
4,978,349 A	12/1990	Frigg	5,925,047 A	7/1999	Errico et al.
4,988,350 A	1/1991	Herzberg	5,935,130 A	8/1999	Kilpela et al.
5,002,544 A	3/1991	Klaue et al.	5,935,133 A	8/1999	Wagner et al.
5,006,120 A	4/1991	Carter	5,938,664 A	8/1999	Winqvist et al.
5,041,114 A	8/1991	Chapman et al.	5,954,722 A	9/1999	Bono
5,053,036 A	10/1991	Perren et al.	5,960,681 A	10/1999	Anderson et al.
5,085,660 A	2/1992	Lin	5,961,524 A	10/1999	Crombie
5,129,901 A	7/1992	Decoste	5,964,769 A	10/1999	Wagner et al.
			5,968,046 A	10/1999	Castleman
			5,968,047 A	10/1999	Reed
			5,976,141 A	11/1999	Haag et al.
			6,016,727 A	1/2000	Morgan

(56)

## References Cited

## U.S. PATENT DOCUMENTS

6,019,762	A	2/2000	Cole	7,073,415	B2	7/2006	Casutt et al.
6,022,352	A	2/2000	Vandewalle	7,074,221	B2	7/2006	Michelson
6,053,921	A	4/2000	Wagner et al.	7,128,744	B2	10/2006	Weaver et al.
6,096,040	A	8/2000	Esser	7,172,593	B2	2/2007	Trieu et al.
6,102,951	A	8/2000	Sutter et al.	7,179,260	B2	2/2007	Gerlach et al.
6,129,730	A	10/2000	Bono et al.	7,230,039	B2	6/2007	Trieu et al.
6,176,861	B1	1/2001	Bernstein et al.	7,250,053	B2	7/2007	Orbay
6,183,475	B1	2/2001	Lester et al.	7,250,054	B2	7/2007	Allen et al.
6,193,721	B1	2/2001	Michelson	7,255,701	B2	8/2007	Allen et al.
6,206,881	B1	3/2001	Frigg et al.	7,282,053	B2	10/2007	Orbay
6,214,049	B1	4/2001	Gayer et al.	7,294,130	B2	11/2007	Orbay
6,228,085	B1	5/2001	Theken et al.	7,341,589	B2	3/2008	Weaver et al.
6,235,033	B1	5/2001	Brace et al.	7,419,714	B1	9/2008	Magerl et al.
RE37,249	E	6/2001	Leibinger et al.	7,637,928	B2	12/2009	Fernandez
6,258,092	B1	7/2001	Dall	7,695,472	B2	4/2010	Young
6,273,889	B1	8/2001	Richelsoph	7,722,653	B2	5/2010	Young et al.
6,302,001	B1	10/2001	Karle	7,766,948	B1	8/2010	Leung
6,302,883	B1	10/2001	Bono	8,105,367	B2	1/2012	Austin et al.
6,306,136	B1	10/2001	Baccelli	8,992,581	B2	3/2015	Austin et al.
6,306,140	B1	10/2001	Siddiqui	2001/0037112	A1	11/2001	Brace et al.
6,309,393	B1	10/2001	Tepic et al.	2001/0047174	A1	11/2001	Donno et al.
6,322,562	B1	11/2001	Wolter	2002/0013587	A1	1/2002	Winquist et al.
6,342,055	B1	1/2002	Eisermann et al.	2002/0045901	A1	4/2002	Wagner et al.
6,355,041	B1	3/2002	Martin	2002/0058940	A1	5/2002	Frigg et al.
6,355,043	B1	3/2002	Adam	2002/0058943	A1	5/2002	Kilpela et al.
6,358,250	B1	3/2002	Orbay	2002/0115742	A1	8/2002	Trieu et al.
6,361,537	B1	3/2002	Anderson	2002/0143338	A1	10/2002	Orbay et al.
6,364,885	B1	4/2002	Kilpela et al.	2002/0161370	A1	10/2002	Frigg et al.
6,370,091	B1	4/2002	Kuroda	2003/0040749	A1	2/2003	Grabowski et al.
6,379,359	B1	4/2002	Dahners	2003/0057590	A1	3/2003	Loher et al.
6,386,808	B2	5/2002	Fujii et al.	2003/0060827	A1	3/2003	Coughlin
6,391,030	B1	5/2002	Wagner et al.	2003/0105462	A1	6/2003	Haider
6,413,259	B1	7/2002	Lyons et al.	2003/0183335	A1	10/2003	Winniczek et al.
6,428,542	B1	8/2002	Michelson	2004/0010257	A1	1/2004	Cachia et al.
6,436,100	B1	8/2002	Berger	2004/0030342	A1	2/2004	Trieu et al.
6,440,135	B2	8/2002	Orbay et al.	2004/0044345	A1	3/2004	DeMoss et al.
6,454,769	B2	9/2002	Wagner et al.	2004/0059334	A1	3/2004	Weaver et al.
6,454,770	B1	9/2002	Klaue	2004/0059335	A1	3/2004	Weaver et al.
6,468,278	B1	10/2002	Muckter	2004/0073218	A1	4/2004	Dahners
6,475,218	B2	11/2002	Gournay et al.	2004/0087954	A1	5/2004	Allen et al.
6,506,191	B1	1/2003	Joos	2004/0097942	A1	5/2004	Allen et al.
6,520,965	B2	2/2003	Chervitz et al.	2004/0138666	A1	7/2004	Molz et al.
6,524,238	B2	2/2003	Velikaris et al.	2004/0181228	A1	9/2004	Wagner et al.
6,527,776	B1	3/2003	Michelson	2004/0186477	A1	9/2004	Winquist et al.
6,558,387	B2	5/2003	Errico et al.	2004/0199169	A1	10/2004	Koons et al.
6,575,975	B2	6/2003	Brace et al.	2004/0213645	A1	10/2004	Kovac
6,595,993	B2	7/2003	Donno et al.	2004/0215195	A1	10/2004	Shipp et al.
6,595,994	B2	7/2003	Kilpela et al.	2004/0220570	A1	11/2004	Frigg
6,605,090	B1	8/2003	Trieu et al.	2004/0236332	A1	11/2004	Frigg
6,623,486	B1	9/2003	Weaver et al.	2004/0254579	A1*	12/2004	Buhren ..... A61B 17/8033 606/71
6,669,700	B1	12/2003	Farris et al.	2004/0260306	A1	12/2004	Fallin et al.
6,669,701	B2	12/2003	Steiner et al.	2005/0010220	A1	1/2005	Casutt et al.
6,682,531	B2	1/2004	Winquist et al.	2005/0010226	A1	1/2005	Grady et al.
6,682,533	B1	1/2004	Dinsdale et al.	2005/0027298	A1	2/2005	Michelson
6,684,741	B2	2/2004	Blackston	2005/0043736	A1	2/2005	Mathieu et al.
6,689,133	B2	2/2004	Morrison et al.	2005/0049593	A1	3/2005	Duong et al.
6,692,498	B1	2/2004	Niiranen et al.	2005/0049594	A1	3/2005	Wack et al.
6,692,581	B2	2/2004	Tong et al.	2005/0070904	A1	3/2005	Gerlach et al.
6,719,759	B2	4/2004	Wagner et al.	2005/0080421	A1	4/2005	Weaver et al.
6,730,091	B1	5/2004	Pfefferle et al.	2005/0107796	A1	5/2005	Gerlach et al.
6,755,829	B1	6/2004	Bono et al.	2005/0137597	A1	6/2005	Butler et al.
6,767,351	B2	7/2004	Orbay et al.	2005/0149026	A1	7/2005	Buller et al.
6,780,186	B2	8/2004	Errico et al.	2005/0165400	A1	7/2005	Fernandez
6,821,278	B2	11/2004	Frigg et al.	2005/0192580	A1	9/2005	Dalton
6,866,665	B2	3/2005	Orbay	2005/0222570	A1	10/2005	Jackson
6,893,443	B2	5/2005	Frigg et al.	2005/0234457	A1	10/2005	James et al.
6,893,444	B2	5/2005	Orbay	2005/0261688	A1	11/2005	Grady et al.
6,916,320	B2	7/2005	Michelson	2005/0277937	A1	12/2005	Leung et al.
6,945,975	B2	9/2005	Dalton	2005/0283154	A1	12/2005	Orbay et al.
6,955,677	B2	10/2005	Dahners	2006/0004361	A1	1/2006	Hayeck et al.
6,960,213	B2	11/2005	Chervitz et al.	2006/0009770	A1	1/2006	Speirs et al.
6,969,390	B2	11/2005	Michelson	2006/0009771	A1	1/2006	Orbay et al.
6,973,860	B2	12/2005	Nish	2006/0095040	A1	5/2006	Schlienger et al.
6,974,461	B1	12/2005	Wolter	2006/0116678	A1	6/2006	Impellizzeri
6,979,334	B2	12/2005	Dalton	2006/0122602	A1	6/2006	Konieczynski et al.
				2006/0129148	A1	6/2006	Simmons et al.
				2006/0129151	A1	6/2006	Allen et al.
				2006/0149265	A1	7/2006	James et al.

(56)	<b>References Cited</b>			EP	0274713	A1	7/1988
	U.S. PATENT DOCUMENTS			EP	0355035	A2	2/1990
				EP	0468192	A3	4/1992
				EP	0486762	B1	5/1995
				EP	0530585	B1	12/1996
2006/0165400	A1	7/2006	Spencer	EP	0760632	A1	3/1997
2006/0167464	A1	7/2006	Allen et al.	EP	0799124	B1	8/2001
2006/0200147	A1	9/2006	Ensign et al.	EP	1813292	A1	8/2007
2006/0235400	A1	10/2006	Schneider	EP	1857073	A1	11/2007
2006/0235410	A1	10/2006	Ralph et al.	FR	2667913	A1	4/1992
2006/0259039	A1	11/2006	Pitkanen et al.	FR	2698261	B1	3/1995
2007/0010817	A1	1/2007	de Coninck	FR	2739151	B1	11/1997
2007/0043366	A1	2/2007	Pfefferle et al.	FR	2757370	A1	6/1998
2007/0093836	A1	4/2007	Derouet	FR	2963396	A1	2/2012
2007/0142921	A1	6/2007	Lewis et al.	GB	580571	A	9/1946
2007/0161995	A1	7/2007	Trautwein et al.	GB	2521346	A	6/2015
2007/0162016	A1	7/2007	Matityahu	JP	2003509107	A	3/2003
2007/0162020	A1	7/2007	Gerlach et al.	RU	2234878	C2	8/2004
2007/0185488	A1	8/2007	Pohjonen et al.	SU	1279626	A1	12/1986
2007/0213828	A1	9/2007	Trieu et al.	TW	477687	B	3/2002
2007/0233106	A1	10/2007	Horan et al.	WO	WO1989004150	A1	5/1989
2007/0260244	A1	11/2007	Wolter	WO	WO1990007304	A1	7/1990
2007/0270691	A1	11/2007	Bailey et al.	WO	WO1996009014	A1	3/1996
2007/0270832	A1	11/2007	Moore	WO	WO1996019336	A1	6/1996
2007/0270833	A1	11/2007	Bonutti et al.	WO	WO1996025892	A1	8/1996
2007/0276383	A1	11/2007	Rayhack	WO	WO1996029948	A1	10/1996
2008/0021474	A1	1/2008	Bonutti et al.	WO	WO1997009000	A1	3/1997
2008/0039845	A1	2/2008	Bonutti et al.	WO	WO1998034553	A1	8/1998
2008/0086129	A1	4/2008	Lindemann et al.	WO	WO1998034556	A1	8/1998
2008/0140130	A1	6/2008	Chan et al.	WO	WO1999005968	A1	2/1999
2008/0154367	A1	6/2008	Justis et al.	WO	WO1999025266	A1	5/1999
2008/0154368	A1	6/2008	Justis et al.	WO	WO1999061081	A1	12/1999
2008/0154373	A1	6/2008	Protopsaltis et al.	WO	WO2000018309	A1	4/2000
2008/0167717	A9	7/2008	Trieu et al.	WO	WO2000019264	A1	4/2000
2008/0200955	A1	8/2008	Tepic	WO	WO2000036984	A1	6/2000
2008/0208259	A1	8/2008	Gilbert et al.	WO	WO2000053110	A1	9/2000
2008/0234677	A1	9/2008	Dahners et al.	WO	WO2000053111	A1	9/2000
2008/0234748	A1	9/2008	Wallenstein et al.	WO	WO2000066012	A1	11/2000
2008/0234751	A1	9/2008	McClintock	WO	WO2001019267	A1	3/2001
2008/0300637	A1	12/2008	Austin et al.	WO	WO2001019268	A1	3/2001
2009/0024161	A1	1/2009	Bonutti et al.	WO	WO2001019264	A1	8/2001
2009/0076553	A1	3/2009	Wolter	WO	WO2001078615	A1	10/2001
2009/0088807	A1	4/2009	Castaneda et al.	WO	WO2001091660	A1	12/2001
2009/0143824	A1	6/2009	Austin et al.	WO	WO2002000127	A1	1/2002
2009/0149888	A1	6/2009	Abdelgany	WO	WO2002058574	A2	8/2002
2009/0192549	A1	7/2009	Sanders et al.	WO	WO2002068009	A2	9/2002
2009/0312803	A1 *	12/2009	Austin ..... A61B 17/8014 606/86 R	WO	WO2002034159	A3	11/2002
2010/0057138	A1 *	3/2010	Murner ..... A61B 17/1728 606/108	WO	WO2002096309	A1	12/2002
2010/0256686	A1	10/2010	Fisher et al.	WO	WO2003006210	A1	1/2003
2010/0312286	A1	12/2010	Dell'Oca	WO	WO2003106110	A1	12/2003
2011/0015681	A1	1/2011	Elsbury	WO	WO2004032726	A2	4/2004
2012/0059425	A1	3/2012	Biedermann	WO	WO2004032751	A3	5/2004
2012/0083847	A1	4/2012	Huebner et al.	WO	WO2004086990	A1	10/2004
2012/0136396	A1	5/2012	Baker et al.	WO	WO2004089233	A1	10/2004
2012/0143193	A1	6/2012	Hulliger	WO	2004/107957	A2	12/2004
2012/0265253	A1	10/2012	Conley et al.	WO	WO2005018471	A1	3/2005
2013/0165977	A1	6/2013	Biedermann et al.	WO	WO2005018472	A1	3/2005
				WO	WO2005032386	A1	4/2005
				WO	WO2005034722	A1	4/2005
				WO	WO2005079685	A1	9/2005
				WO	WO2005062902	A3	12/2005
CA	2536960	A1	3/2005	WO	WO2006007965	A1	1/2006
CH	611147	A5	5/1979	WO	WO2006039636	A2	4/2006
CN	1380043	A	11/2002	WO	WO2006068775	A2	6/2006
DE	2602900	C3	4/1979	WO	WO2007014279	A2	2/2007
DE	3513600	A1	10/1986	WO	WO2007025520	A1	3/2007
DE	3804749	A1	3/1989	WO	WO2007041686	A1	4/2007
DE	3832343	A1	3/1990	WO	WO2007014192	A3	5/2007
DE	4341980	A1	6/1995	WO	WO2007092869	A2	8/2007
DE	4343117	A1	6/1995	WO	WO2007130840	A1	11/2007
DE	4438261	C1	9/1995	WO	WO200802213	A1	1/2008
DE	4438264	C2	11/1996	WO	WO2008033742	A1	3/2008
DE	19629011	A1	1/1998	WO	WO2008077137	A1	6/2008
DE	102005015496	A1	11/2006	WO	WO2008079846	A1	7/2008
DE	102005042766	A1	1/2007	WO	WO2008079864	A1	7/2008
DE	19858889	B4	8/2008	WO	WO2008116203	A3	12/2008
EP	0201024	A1	11/1986				
EP	0207884	A2	1/1987				

## FOREIGN PATENT DOCUMENTS

(56)

**References Cited**

## FOREIGN PATENT DOCUMENTS

WO WO2009029908 A1 3/2009  
 WO WO2013/059090 A1 4/2013

## OTHER PUBLICATIONS

Office Action for U.S. Appl. No. 14/605,651, mailed Oct. 6, 2016.  
 Office Action for U.S. Appl. No. 14/535,573, mailed Oct. 24, 2016.  
 Patent Examination Report No. 2 for Australian Application No. 2012271441, issued Sep. 28, 2016.

Office Action for Russian Application No. 2013158111/14(090494), mailed May 17, 2016, with English-language synopsis.

Office Action for U.S. Appl. No. 14/671,499, mailed Jun. 2, 2016.

Office Action for U.S. Appl. No. 14/535,573, mailed Mar. 31, 2016.

Office Action for U.S. Appl. No. 14/605,651, mailed Mar. 14, 2016.

Notice of Reasons for Rejection for Japanese Application No. 2014-516034 mailed Jun. 6, 2016.

Office Action for Chinese Application No. 201280039748.1, mailed Mar. 17, 2016.

Office Action for U.S. Appl. No. 14/535,573, mailed Oct. 1, 2015.

Notice of Reasons for Rejection for Japanese Application No. 2013-037623, mailed Jan. 26, 2015.

Notice of Reasons for Rejection for Japanese Application No. 2013-037623, mailed Mar. 3, 2014.

Wolter, D., et al., "Universal Internal Titanium Fixation Device," Trauma Berufskrankh (1999) 1:307-309, Springer-Verlag 1999, Certified English Translation Thereof.

Bohmer, G., et al., "Ti Fix® Angularly Stable Condylar Plate," Trauma Berufskrankh (1999) 1:351-355, Springer-Verlag 1999, Certified English Translation Thereof.

Kranz, H.-W., et al., "Internal Titanium Fixation of Tibial Pseudarthrosis, Malalignment, and Fractures," Trauma Berufskrankh (1999) 1:356-360, Springer-Verlag 1999, Certified English Translation Thereof.

Fuchs, S., et al., "Clinical Experiences with a New Internal Titanium Fixator for Ventral Spondylolysis of the Cervical Spine," Trauma Berufskrankh (1999) 1:382-386, Springer-Verlag 1999, Certified English Translation Thereof.

Jurgens, C., et al., "Special Indications for the Application of the Fixed Angle Internal Fixation in Femur Fractures," Trauma Berufskrankh (1999) 1:387-391, Springer-Verlag 1999, Certified English Translation Thereof.

Wolter, D., et al., "Titanium Internal Fixator for the Tibia," Trauma Berufskrankh, Mar. 2001 (Suppl 2): S156-S161, Springer-Verlag 2001, Certified English Translation Thereof.

Fuchs, S., et al., "Titanium Fixative Plate System with Multidirectional Angular Stability in the Lower Leg and Foot," Trauma Berufskrankh, Mar. 2001 (Suppl 4): S447-S453, Springer-Verlag 2001, Certified English Translation Thereof.

Office Action for U.S. Appl. No. 13/774,721, mailed Aug. 22, 2013.  
 Australian Office Action in Application No. 2013202741, issued Feb. 3, 2014, 4 pages.

Examiner's First Report on Australian Application No. 2006272646, mailed Mar. 21, 2011, 4 pages.

Smith & Nephew Brochure entitled 'Surgical Technique PERI-LOC VLP Variable-Angle Locked Plating System,' pp. 1-32 (Nov. 2007).

Smith & Nephew Brochure entitled 'PERI-LOC VLP Variable-Angle Locked Plating System Distal Tibia Locking Plates,' 04 pages (Oct. 2007).

Smith & Nephew Brochure entitled 'PERI-LOC VLP Variable-Angle Locked Plating System Distal Fibula Locking Plates,' 04 pages (Oct. 2007).

Smith & Nephew Brochure entitled 'PERI-LOC VLP Variable-Angle Locked Plating System Proximal Tibia Locking Plates,' 04 pages (Oct. 2007).

Smith & Nephew Brochure entitled 'PERI-LOC VLP Variable-Angle Locked Plating System Proximal Tibia Variable-Angle Locking Plates,' 04 pages (Nov. 2007).

Smith & Nephew Brochure entitled 'PERI-LOC VLP Variable-Angle Locked Plating System Improved Torsional Fatigue Properties with Thin Locked Versus Non-Locked Plate Constructs for Fixation of Simulated Osteoporotic Distal Fibula Fractures,' 04 pages (Nov. 2007).

Winkelstabilität, litos Unidirectional locking screw technology, Jan. 15, 2008, 5 pages [http://www.litos.com/pages/winkelstabilitaet\\_e.html](http://www.litos.com/pages/winkelstabilitaet_e.html).

"SMARTLock Locking Screw Technology," [http://www.stryker.com/microimplants/products/cmf\\_smartlock.phn](http://www.stryker.com/microimplants/products/cmf_smartlock.phn), Mar. 14, 2004.

International Search Report for PCT /US2006/028778, dated Apr. 19, 2007.

"Fracture and Dislocation Compendium," Orthopaedic Trauma Association Committee for Coding and Classification, Journal of Orthopaedic Trauma, vol. 10, Suppl.jp, v=ix, 1996.

English Abstract of JP 2002532185, Published Oct. 2, 2002.

English Abstract of ZA 200200992, Published Dec. 18, 2002, Applicant: Synthes AG.

NCB® Proximal Humerus Plating System, Surgical Technique, Zimmer, Inc. 2005.

Zimmer® NCB® Plating System, Zimmer, Inc. 2006.

NCB® Distal Femoral Plating System, Surgical Technique, Zimmer, Inc. 2005.

Office Action for Japanese Application No. 2008-0524048 mailed Oct. 25, 2011, 6 pages.

Office Action for U.S. Appl. No. 12/069,331 mailed Aug. 23, 2011, 12 pages.

International Preliminary Report on Patentability for International Application No. PCT/US2006/028778, mailed Jan. 29, 2008, 9 pages.

Office Action for U.S. Appl. No. 12/484,527, mailed May 18, 2011, 10 pages.

Office Action for U.S. Appl. No. 12/484,527, mailed Jan. 20, 2011, 9 pages.

DePuy brochure entitled "Every Surgeon has His or Her Own View," Stryker Numelock II® Polyaxial Locking System, Operative Technique, Gtrauma Application, 6 pages (undated).

"Polyax Wide Angle Freedom Surgical Technique Distal Femoral Locked Playing System," DePuy International Ltd., [http://www/rcsed.ac.uk/fellows/Ivanrensburg/classification/surgicaltech/deputy\(2005\)](http://www/rcsed.ac.uk/fellows/Ivanrensburg/classification/surgicaltech/deputy(2005)).

DePuy Orthopaedics, Inc., "Surgical Technique Distal Femoral Locked Plating System," Polyax Wide Angle Freedom (2005).

Machine Translation of EP 1649819.

Final Office Action for U.S. Appl. No. 12/069,331, mailed Apr. 9, 2012.

Office Action for U.S. Appl. No. 11/996,795, mailed Mar. 23, 2012.

Decision of Rejection for Japanese Application No. 2008-0524048, mailed Oct. 30, 2011.

Office Action for U.S. Appl. No. 11/996,795, mailed Nov. 21, 2012.

Office Action for Canadian Patent Application No. 2,839,423, mailed Dec. 6, 2018.

Final Office Action for Japanese Application No. 2017-145326, mailed Jan. 28, 2019.

Office Action for Japanese Patent Application No. 2017-145326, mailed Nov. 5, 2019.

Examination Report for Indian Patent Application No. 10688/DELNP/2013, mailed Jan. 17, 2020.

\* cited by examiner

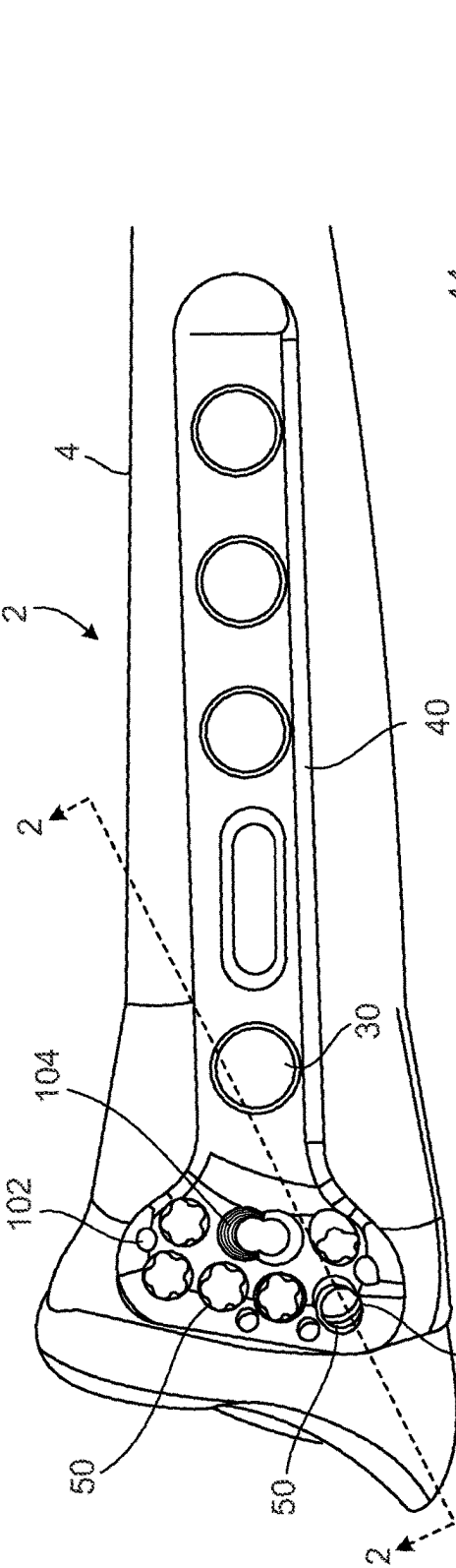


FIG. 1

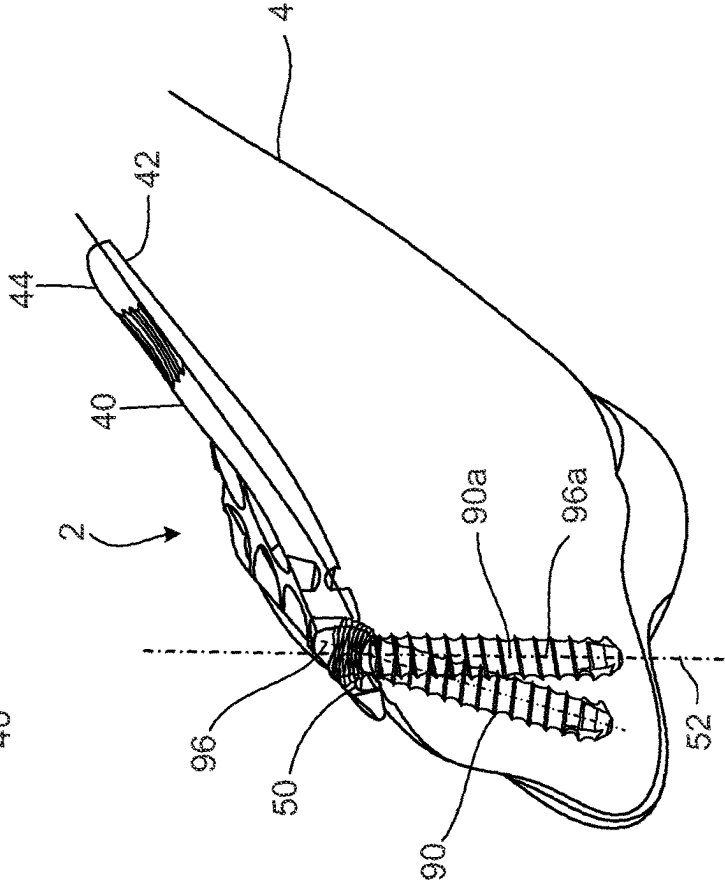


FIG. 2

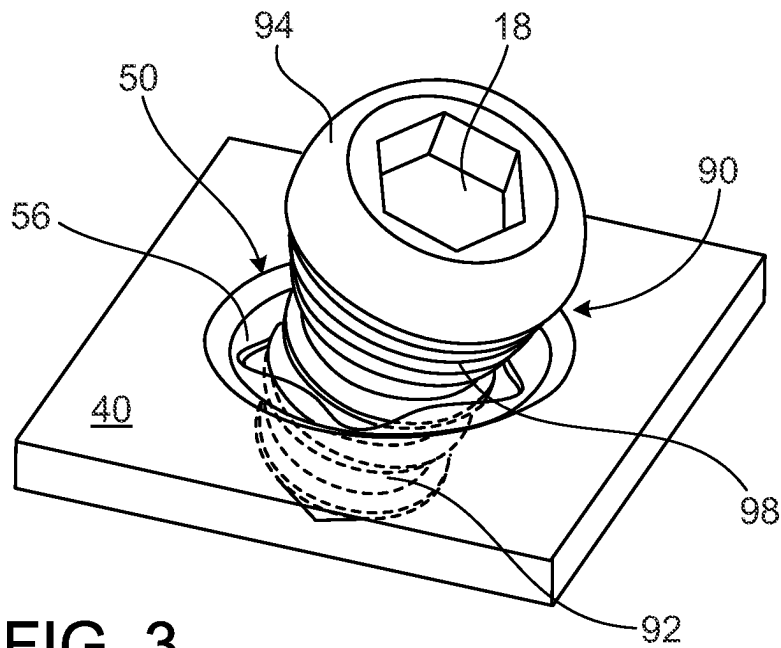


FIG. 3

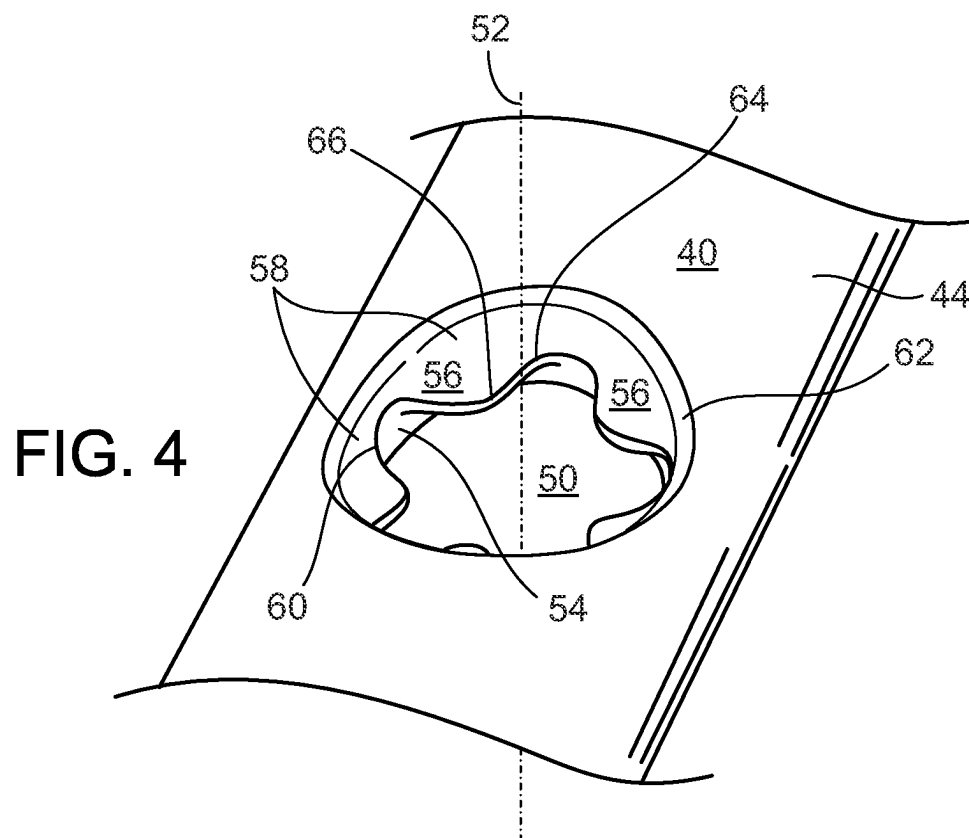


FIG. 4

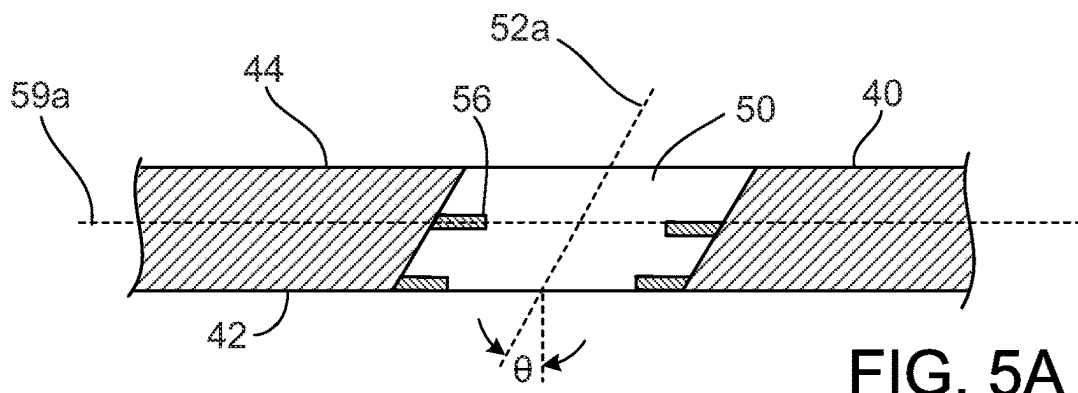


FIG. 5A

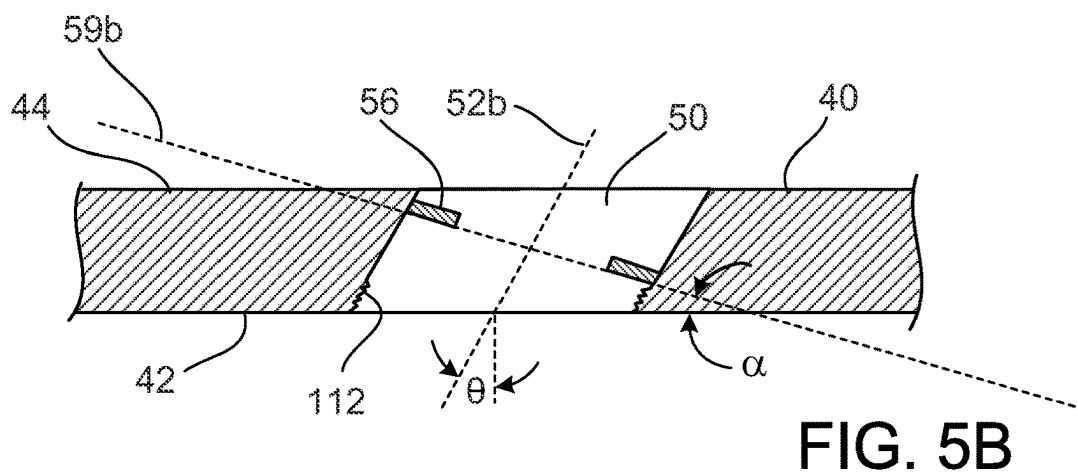


FIG. 5B

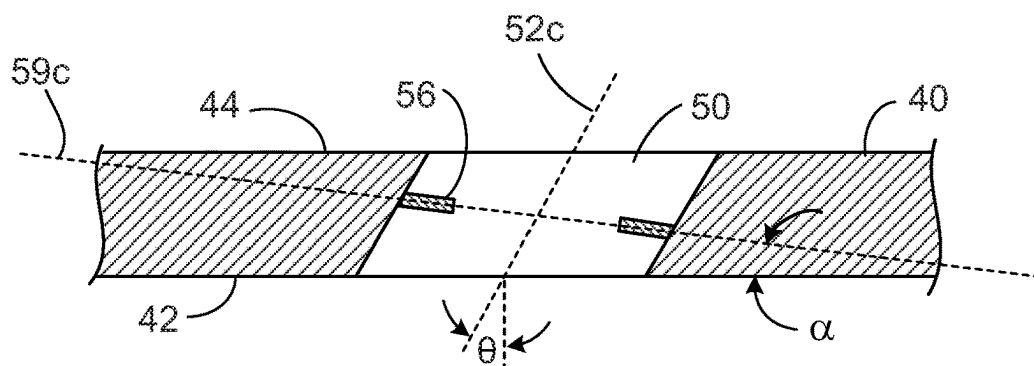


FIG. 5C

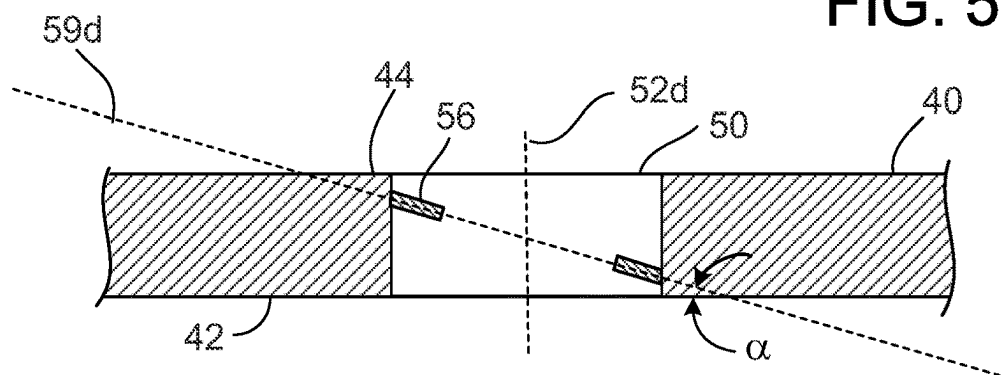
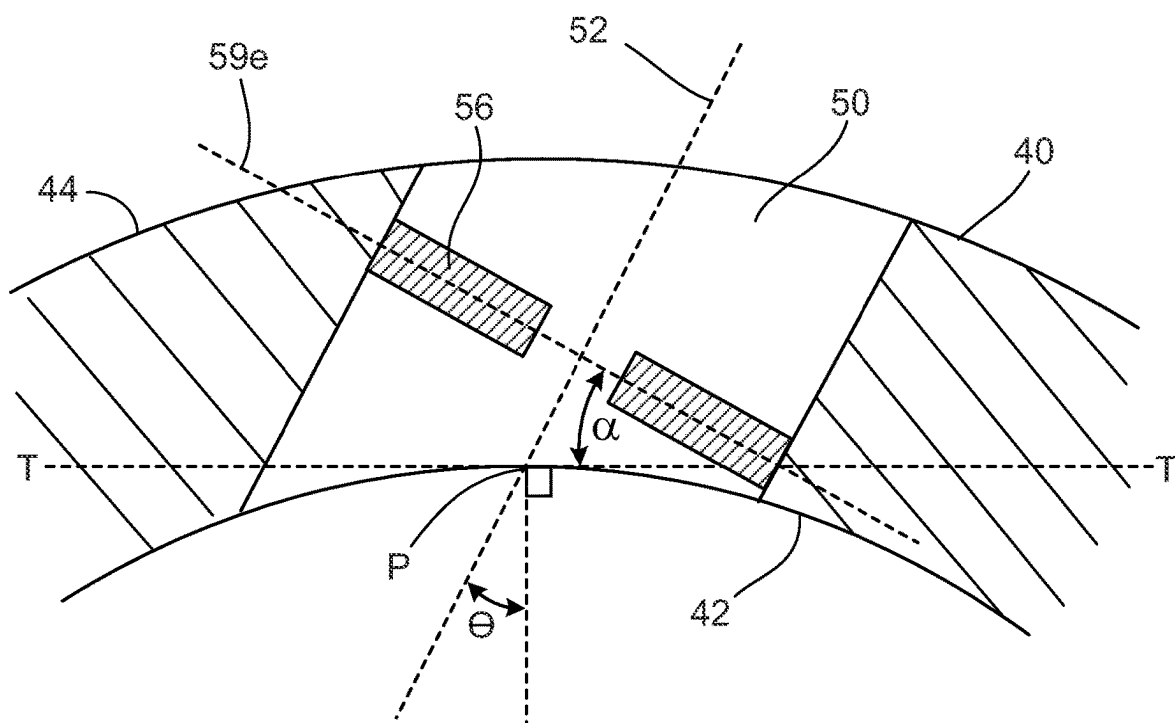


FIG. 5D





**FIG. 5E**

1

**VARIABLE ANGLE LOCKING IMPLANT****CROSS-REFERENCE TO RELATED APPLICATIONS**

This application is a continuation application of U.S. patent application Ser. No. 16/569,204, filed Sep. 12, 2019, entitled "Variable Angle Locking Implant", which is a continuation application of U.S. patent application Ser. No. 15/970,747, filed May 3, 2018, now U.S. Pat. No. 10,448,980, entitled "Variable Angle Locking Implant", which is a continuation application of U.S. patent application Ser. No. 13/524,506, filed Jun. 15, 2012, entitled "Variable Angle Locking Implant", which application claims priority to and the full benefit of U.S. Provisional Application Ser. No. 61/497,180 filed Jun. 15, 2011, and entitled "Variable Angle Locking Implant," the entire contents of each application incorporated herein by reference.

**TECHNICAL FIELD**

This invention relates to a variable angle locking implant.

**BACKGROUND**

Variable angle locking implants for repairing bone fractures have been described, for example, in U.S. patent application Ser. No. 12/484,527, filed Jun. 15, 2009, published as U.S. Publication No. 2009/0312803, hereby incorporated herein by reference in its entirety. In particular, U.S. Publication No. 2009/0312803 describes an implant having fastener receiving holes with fins that permit a fastener to be positioned off-axis within the hole.

Implants such as bone plates have been provided with threaded holes (that may receive either locking screws or non-locking screws), non-threaded holes (for non-locking screws), partially threaded slots to allow either non-locking or locking screws to be used together, and combinations of the above.

**SUMMARY**

The variable angle locking implant provides a stable connection between a bone and a bone plate using a fastener that permits different angles to be obtained between the bone plate and the fastener, while the fastener also locks into the bone plate. This allows the surgeon to reach denser areas of bone or capture random bone fragments that are in irregular positions, for example, in cases of severe fractures with highly fragmented bones. The fastener and plate system advantageously allows the surgeon to choose the angle at which the screw is inserted through, and rigidly affixed in, an opening of the plate.

The variable angle locking implant allows a surgeon to direct the fastener toward bone fragments that are not necessarily located along the axis of the opening in the plate. It also provides flexibility in the placement of the plate in relation to the bone fracture. Allowing surgeons to choose the angle at which the fastener is inserted into the plate leads to better tailoring of the system to the specific nature of the bone fracture to be treated, and allows surgeons to adjust their strategy as necessary after the surgical site has been accessed, but prior to insertion of the fastener into bone material.

According to one aspect, a variable angle locking implant includes a bone plate having a lower surface, an upper surface, and at least one opening extending from the lower

2

surface to the upper surface along an axis. The opening has an inner surface with a plurality of fins oriented along a plane. The axis is non-perpendicular to a tangent of a projection of the lower surface across the opening, the tangent defined at the intersection between the axis and the projected lower surface, and/or the plane is non-parallel to the tangent.

Implementations of this aspect may include one or more of the following features.

For example, the lower surface includes a bone conforming arcuate surface. The lower surface is adapted to contact a distal femur, a proximal femur, a distal tibia, a proximal tibia, a proximal humerus, a distal humerus, a clavicle, a fibula, an ulna, a radius, a distal radius, a rib, pelvis, a vertebra, bones of the foot, or bones of the hand, shaft fractures on long bones, or any of the aforementioned adjacent bones in the case of a joint fusion plate.

The fins are positioned within the opening. The axis is perpendicular to the tangent and the plane is non-parallel to the tangent. Alternatively, the axis is non-perpendicular to the tangent and the plane is non-parallel to the tangent, for example, the plane is perpendicular to the axis.

The fins are integrally connected to, and protruding from, the inner surface. The opening has a radius between the inner surface and the top of the fins, and each fin tapers in thickness from the inner surface towards its terminal end. The opening has a jagged circumference formed by protruding fins at the lower surface. The protruding fins form a concave portion of the inner surface. The protruding fins have bases that meet the inner surface along the plane. The fins have a tapered shape or a straight shape. The fins are provided in more than one layer. The fins are trapezoidally-shaped, rounded, oval, rectangular, curved, rhomboid, diamond-shaped, or triangular. The edges of the fins taper inwardly, outwardly, or are about parallel with one another. There are at least 3, but no more than 10, fins integrally connected to, and protruding from, the inner surface. The fins are provided as a series of concavely indented, inwardly protruding fins that are adapted to secure a threaded head of a fastener in place at varying angles.

The bone plate includes one or more of the following openings: a threaded opening; a non-threaded opening; an opening adapted to receive locking or non-locking fasteners; an opening with fins; a provisional fixation opening; a combination slot; or any combination thereof.

The implant includes at least one fastener. The fastener is at least partially threaded and has a head portion and a shaft portion. The opening is adapted to receive the fastener without being tapped by the fastener. The plurality of fins are deflectable relative to the head portion of the fastener when the fastener is inserted into the opening such that the fastener can be inserted and retained at any one of a plurality of angles relative to the opening. The fins are deflectable so that the fins are interposed between the threads of the fastener. The inner surface includes threads located above or below the fins.

According to another aspect, a method for securing a bone plate to a bone includes placing a lower surface of the bone plate against the bone; inserting a fastener into an opening in the bone plate, the opening having an axis that is non-perpendicular to a tangent of a projection of the lower surface across the opening, the tangent defined at the intersection between the axis and the projected lower surface, selecting a trajectory of the fastener into the bone, the trajectory being up to about 15 degrees off the hole axis; and inserting the fastener into the bone.

Implementations of this aspect may include one or more of the following features.

For example, either a locking screw or a non-locking screw is inserted in the opening. The fastener is removed and re-inserted into the opening of the bone plate at any one of a plurality of angles. Inserting the fastener into the bone includes drawing a bone fragment into alignment with an intact bone segment.

The details of one or more implementations of the invention are set forth in the accompanying drawings and the description below. Other features, objects, and advantages of the invention will be apparent from the description and drawings, and from the claims.

#### BRIEF DESCRIPTION OF THE DRAWINGS

FIG. 1 is an illustration of a variable angle locking implant positioned on a bone.

FIG. 2 is a cross-sectional view of the variable angle locking implant taken along line 2-2 of FIG. 1.

FIG. 3 is a perspective view of a bone plate and fastener of the variable angle locking implant.

FIG. 4 is a perspective view of a bone plate of the variable angle locking implant having a finned opening.

FIGS. 5A-5E are cross-sectional views of various implementations of the finned opening.

#### DETAILED DESCRIPTION

Referring to FIGS. 1 and 2, a variable angle locking implant 2 for repairing fractures in bone 4 includes a bone plate 40 and one or more fasteners 90. A fastener 90 is shown engaged in a finned opening 50 that extends between an upper surface 44 and a lower, bone contacting surface 42 of the bone plate 40. The fastener 90 can be positioned in the opening 50 and fixed in the plate 40 at various insertion angles to capture “renegade” or random bone fragments that have split from the bone during fracture and secure the bone fragments to the plate 40.

The fastener 90 shows a new trajectory achieved by increasing the range of angles as compared to the screw 90a. For example, the central axis 96 of fastener 90 has an approximate 15 degree offset from the central axis 52 and approximately 30 degree offset from perpendicular to the lower surface 42 of the bone plate 40. The alternative placement of a screw 90a in a hole having an axis 52 perpendicular to the lower surface 42 of the plate 40 and a plane 59 that is parallel to the bottom lower surface 42 illustrates approximately a 15 degree offset from the central axis 52 and a corresponding approximately 15 degree offset from perpendicular to the lower surface 42 of the bone plate 40, thus illustrating the greater range of the insertion angle of the fastener 90.

The locking implant 2 also includes a provisional pin opening 102 as well as a combination slot 104.

Referring also to FIGS. 3 and 4, the plate 40 has an inner surface 54 that defines the opening 50 and a series of concavely indented, inwardly protruding fins 56 that extend toward a central axis 52 of the opening 50. Each fin 56 has a base 58 and the bases 58 form concave portions 60. The bases 58 of the fins 56 all meet, for example, in substantially the same plane 59a-59d (FIGS. 5A-5D) and then angle downwardly and inwardly at a similar angle or slope. As discussed further below, the central axis 52 can be oriented non-perpendicular to the lower surface 42 and/or the planes 59a-59d can be oriented non-parallel to the lower surface 42 to increase the range of possible insertion angles.

The concave portions 60 are smooth and non-threaded, and as illustrated, the entire inner surface 54 of the finned opening 50 can be devoid of threads. The lack of threads helps ease the manufacturing of the plate 40, and allows the plate 40 to be manufactured as thinly as desired. The bases 58 can extend from the inner surface 54 at or near an upper circumference 62 of the inner surface, at a middle region of the inner surface, or at or near a lower circumference of the inner surface. With the fins 56 located adjacent a lower circumference at the lower, bone contacting surface 42 of plate 40, the lower circumference appears jagged due to the presence of the fins, while the upper circumference 62 is smooth.

As the fins 56 extend toward central axis 52, they taper to form tapered sides 64. The fins 56 end at rounded tips 66, although tips 66 can be pointed, square, rectangular, or any other appropriate configuration. For example, as described in U.S. Patent Application Publication No. 2009/0312803, which is incorporated herein by reference in its entirety, the fins 56 can have straight edges or sides and straight ends such that the fins are partially rectangular-shaped with slit-shaped openings between the fins. Alternatively, the fins can be more triangular in shape having sides that taper inwardly and end edges that are flat and small. Other example fin shapes include trapezoidal, square, round, circular, triangular (with a pointed tip).

The dimensions of fins 56 are typically dependent at least in part upon the pitch and threads of the fastener 90. For example, a larger plate 40 for use with a larger fastener 90 (for example, for use on a femur bone) will likely be thicker and will have larger and thicker fins 56 than a smaller plate 40 (for example, for use on a smaller bone). In specific implementations, the fins 56 are particularly thin so that they can be moved up or down and deformed under pressure. In some implementations, the fins 56 may be pressed toward the edges of the finned opening 50. A non-limiting exemplary range of thicknesses for the fins 56 is from about 0.15 mm to about 5 mm, although larger and smaller sizes are possible. The fins 56 are intended to fit between threads 98 on the thread form of fastener 90, as shown in FIG. 3.

Providing a non-threaded inner surface 54 also allows the fastener 90 to be inserted into the finned opening 50 at any desired insertion angle, that is the angle defined between a longitudinal axis 96 (FIG. 2) of the fastener 90 and the central axis 52 (FIG. 4) of the finned opening 50. The central axis 52 and the longitudinal axis 96 can be co-linear so that the insertion angle is zero, or the central axis 52 and the longitudinal axis 96 (FIG. 1) can be non-co-linear with an insertion angle of up to about  $\pm 15$  degrees. Varying the insertion angle is possible because there are not any threads in the finned opening 50 to interfere with the desired insertion angle. The fins 56 are intended to slightly bend or deform in order to secure the fastener 90 in place in the finned opening 50. The fins 56 engage the threads 98 or other surface of the fastener 90.

The fastener 90 has a head 94 and a shaft 92. The shaft 92 may be threaded or non-threaded. The head 94 of the fastener 90 has at least one set of threads 98 and a bore 18 for receiving a driver in order to drive the fastener 90 through the plate 40 and into bone. The threads 98 are typically any standard-type thread.

Referring to FIGS. 5A and 5B, the central axis 52a, 52b of the opening 50 can be oriented non-perpendicular to the lower surface 42 of the plate 40, for example, at an angle,  $\Theta$ , in the range between 0 and 90 degrees. In FIG. 5A, two rows of fins 56 are illustrated that each lie in a plane 59a that is parallel to the lower surface 42 of the plate 40. In FIG. 5B,

5

the fins 56 lie in a plane 59b that is oriented non-parallel to the lower surface 42 of the plate 40, for example, the plane 59b is perpendicular or nearly perpendicular to the axis 52b. In FIG. 5C, the fins 56 are illustrated lying in a plane 59c that is oriented non-parallel to the lower surface 42 of the plate 40 and the plane 59c is non-perpendicular to the axis 52c. The fins 56 of FIGS. 5B and 5C are positioned within the opening 50, that is, between the upper surface 44 and lower surface 42 of the plate 40.

The non-perpendicular orientation of the central axis 52a, 52b, 52d and/or the non-parallel orientation of the plane 59b-d increases the useful range of possible insertion angles as compared to a bone plate 40 having the central axis 52 perpendicular to the lower surface 42 and the plane 59 parallel to the lower surface 42. For example, referring to FIG. 5B, assuming  $\Theta$  is 15 degrees, a fastener 90 could be inserted with the fastener axis 96 aligned with axis 52b, and thus 15 degrees off from perpendicular to the lower surface 42, or the fastener axis 96 could be tilted up to, for example,  $\pm 15$  degrees, such that the fastener axis 96 is perpendicular to the lower surface 42 or up to 30 degrees off from perpendicular to reach bone fragments. Increasing the range of angles allows the surgeon to target new fastener trajectories in the bone as shown in FIG. 2.

The screw 90 (FIG. 2) shows a new trajectory achieved by increasing the range of angles as compared to the screw 90a. The fastener 90 is shown positioned in the hole of FIG. 5B and having a 15 degree offset from the central axis 52 and 30 degree offset from perpendicular to the lower surface 42 of the bone plate 40. The alternative placement of a screw 90a in a hole having an axis 52 perpendicular to the lower surface 42 of the plate 40 and a plane 59 that is parallel to the lower surface 42 illustrates a 15 degree offset from the central axis 52 and only a corresponding 15 degree offset from perpendicular to the lower surface 42 of the bone plate 40, thus illustrating the greater range of the insertion angle of the fastener 90. Angling the screw greater than 15 degrees from the central axis 52 of an opening having an axis 52 perpendicular to the lower surface 42 of the plate 40 and a plane 59 that is parallel to the lower surface 42 produces inconsistent failure loads. Therefore, to achieve a screw trajectory greater than 15 degrees from the lower surface 42 of the plate 40 while maintaining the ability to capture and secure bone fragments, the angle of the central axis 52 is offset from perpendicular to the lower surface 42 and the screw axis 96 tilted to reach a maximum of 30 degrees offset.

Referring to FIG. 5D, the range of insertion angles can also be increased by orienting the axis 52d of the opening 50 perpendicular to the lower surface 42 of the plate 40, while the fins 56 lie in a plane 59d that is non-parallel to the lower surface, for example, at an angle,  $\alpha$ , in the range between 0 and 90 degrees.

The finned opening 50 can include about five to eight fins 56, as illustrated, two or three fins 56, or ten or twenty or more fins 56, depending upon the plate 40 for which the finned opening 50 is intended for use. The finned holes can optionally include threads 112 (FIG. 5B) formed above or below the fins in the inner surface of the hole. The region of the opening above the fins can taper inwardly from the upper surface of the plate, for example, at an angle of about 5 to 15 degrees, and the region of the opening below the fins can taper outwardly toward the lower surface of the plate, for example, at an angle of about 40 to 50 degrees. The finned opening 50 can optionally be a slot hole or combination hole with half or more of the length of the opening can be finned with the remainder of the opening being non-threaded for sliding compression.

6

The primary purpose of fins 56 is to grasp one or more threads 98 of the fastener 90 in order to secure the fastener 90 in place in the bone plate 40 at any desired insertion angle. Fasteners 90 received in different finned openings 50 can be inserted at the same or different insertion angles. As a fastener 90 is inserted, its threads 98 start to engage the fins 56, as shown in FIG. 3. As discussed above, the fins 56 can be very thin so that as the threads 98 start to grab the fins 56, the fins 56 can move up or down as appropriate to engage the threads 98 and secure the fastener 90 in the finned opening 50. The threads 98 engage the fins 56 so that the fins 56 fit between the threads 98. The movement of fins 56 can be a permanent deformation, so that the fins 56 cannot flex back and allow the fastener 90 to work its way out.

The finned openings 50 can be provided on all types of bone plates 40 and can be combined with other types of openings. As illustrated in FIG. 1, there can be finned openings 50, a threaded opening 30, and a provisional pin opening 102. Other options are holes that can be used with either a threaded or non-threaded fastener, as well as combination slots 104. For example, a slot having fins mounted on either or both ends of the slot for static locking and no threads or fins in the middle portion of the slot for dynamic locking. These various types of openings may be used on any type of bone plate, in any combination and in any size. The inclusion of a plurality of finned openings 50 in the bone plate 40 can help achieve better fixation of a fractured bone, for example, where numerous fragments have shattered in various directions, because the fasteners 90 can be inserted at various angles to capture "renegade" or random bone fragments that have split from the bone during fracture, but still secure the bone fragments to the plate 40.

The threads 98 on fastener 90 can be any type of standard or non-standard thread. For example, the threads 98 can be a continuous ridge or a non-continuous ridge. The threads 98 can form a portion of a revolution, one complete revolution, multiple revolutions, a single lead, or multiple leads, or any other threads known in the art. Additionally or alternatively, the head 94 of fastener 90 can include any other surface that will engage with and seat within the fins 56 of the finned opening 50. For example, the head 94 can have a series of dimples, ridges, bumps, textured areas, or any other surface that can secure fastener 90.

The fastener 90 may be any typical fastener, made out of any appropriate material. The fastener 90 typically has a bore 18 for receiving a driver in order to drive the fastener 90 through the plate 40 and into bone. The bore 18 may be any size and shape, for example, it may have a hexagonal configuration to receive a corresponding hexagonal driver, a Phillips screw head, a flat-head, a star configuration, Torx, or any other appropriate configuration that can cooperate with a driver to drive the fastener 90 into the plate 40.

The shaft 92 may be fully threaded, partially threaded, or a helical blade, and/or may include one or more tacks, deployable talons, expandable elements, or any feature that allows shaft 92 to engage bone. It is also possible that shaft 92 is not threaded, so that fastener 90 takes the form of a peg or a pin. This alternative implementation may be preferred in certain procedures where, for instance, the main goal is to prevent tilting of a bone segment or in procedures where there is no concern of fastener 90 pulling out from the bone and hence no need for shaft 92 to be threaded or otherwise configured to engage bone. The end of shaft 92 may be a self-tapping or self-drilling tip.

The bone plate 40 may be adapted to contact one or more of a distal femur, a proximal femur, a distal tibia, a proximal tibia, a proximal humerus, a distal humerus, a clavicle, a

7

fibula, an ulna, a radius, a distal radius, a rib, pelvis, a vertebra, bones of the foot, or bones of the hand, shaft fractures on long bones, or any of the aforementioned adjacent bones in the case of a joint fusion plate. The bone plate 40 may be curved, contoured, straight, or flat. The lower, bone contacting surface 42 can have an arcuate shape that conforms to the bone. For example, referring to FIG. 5E, the bone plate 40 is shown with a bone contacting surface 42 having an arcuate or curved shape. In the implementation shown, the central axis 52 of the opening 50 can be oriented non-perpendicular to a tangent line or tangent plane T-T of the projected arcuate bone contacting surface 42 that intersects the central axis 52 at a point P along the projected bone contacting surface 42, for example, at an angle,  $\Theta$ , in the range of between 0 and 90 degrees. In FIG. 5E, a row of fins 56 is illustrated that each lie in a plane 59e that is oriented non-parallel to the tangent line or plane T-T. The fins 56 can alternatively be located at the lower surface 42 and also have an arcuate shape that conforms to the bone. The plate can be a periarticular plate or a straight plate. The plate may have a head portion that is contoured to conform to a particular bone surface, such as a metaphysis or diaphysis, that flares out from the shaft portion, that forms an L-shape, T-shape, Y-shape, with the shaft portion, or that forms any other appropriate shape to fit the bone to be treated.

The bone plate 40 can be made from metal, a resorbable or non-resorbable plastic, ceramic, or composite materials. Suitable materials may include, for example, titanium, stainless steel, cobalt chrome, polyetheretherketone (PEEK), polyethylene, ultra high molecular weight polyethylene (UHMWPE), resorbable polylactic acid (PLA), polyglycolic acid (PGA), combinations or alloys of such materials or any other appropriate material that has sufficient strength to be secured to and hold bone, while also having sufficient biocompatibility to be implanted into a body.

Turning now to the methods of implantation, the surgeon accesses the surgical site of interest, which can be an internal site at which a bone fracture is located that requires stabilization to ensure proper healing. The fracture may be reduced with conventional forceps and guides (which are known to those in the art), and a bone plate 40 of appropriate size and shape is placed over the fracture site. In some instances, the bone plate 40 may be temporarily secured to the bone 4 using provisional fixation pins. The provisional fixation pins may be used through either the provisional pin openings 102, or any other opening in the plate 40. Provisional fixation provides for temporarily securing the bone plate 40 to the bone 4 before placing fixation screws through the bone plate 40, so that one can be certain the bone plate 40 is properly positioned before placing bone screws for permanent fixation of the bone plate 40 to the bone 4. Moreover, with provisional fixation, x-rays can be taken of the bone plate/construct without excess instruments in the field of view.

Once the plate 40 is secured at a desired location in relation to the fracture (typically using one or more provisional fixation pins, although any other appropriate method may be used), the surgeon then identifies an insertion angle at which the fastener 90 is to be inserted through a selected opening 50 and driven into bone material 4. If the bone plate 40 includes more than one opening 50, the surgeon also selects the specific opening 50 to be used. After selecting the desired insertion angle and the opening 50, the surgeon inserts the shaft 92 of the fastener 90 through the opening 50 until the tip contacts bone material 4. In some cases, a hole may need to be drilled or tapped into the bone 4 along the insertion angle to facilitate the initial tapping or insertion of

8

the fastener 90. The surgeon then uses an appropriate driving tool in the bore 18 of the head 94 to manipulate the fastener 90 into place.

Because the fastener 90 can be inserted at angles up to about 60 degrees from perpendicular to the lower surface of the plate, the fastener 90 can be used to grab and/or secure bone fragments that are out of line with the traditional angle at which a locking screw would normally be inserted. The surgeon may need to toggle or maneuver the fastener 90 in order to secure and draw in displaced bone fragments.

Once the bone fragment is secured, the fastener 90 is ready to be secured to the plate 40. As the fastener 90 is driven further into bone 4, it is also drawn further into the plate 40. As the threads 98 of the fastener head 94 begin to contact the fins 56, the fins 56 engage within the threads 98 to hold the fastener 90 in place at the desired insertion angle. The action of engagement between the fins 56 and the threads 98 rigidly affixes the fastener 90 to the bone plate 40 at the desired insertion angle.

The surgeon may then use traditional locking and/or non-locking screws in other openings on the plate 40. This can help further secure the bone plate 40 to the bone fracture if needed.

Once all the fasteners and/or screws are placed, the surgeon may place covers over the unused openings, particularly if there are any unused openings that cross the fracture, to strengthen the plate 40. Additionally or alternatively, the surgeon may use bone graft material, bone cement, bone void filler, and any other material to help heal the bone.

In practice, a first screw is initially inserted through a bone plate 40 and into a bone 4 on one side of a fracture and then a second screw is inserted through the bone plate 40 on the opposite side of the fracture. In particular, after the first screw is in place, an axial compression screw is inserted through a hole in the bone plate 40 on a side of the fracture opposite the side of the first screw. The compression screw may be inserted through the hole and into the bone 4 such that as the compression screw is fully inserted, the bone plate 40 is drawn over to a desired position. By moving the bone plate 40, the tissue is pulled together to reduce the fracture. Once the compression screw has been used to move the bone plate 40 into the desired position, the compression screw may be removed from the bone 4 and bone plate 40 and a locking screw may be inserted through the opening 50 in the bone plate 40 and in the bone 4 in the space formerly occupied by the compression screw. The locking screw can then be tightened to lock the plate 40 into position. The replacement of the compression screw with the locking screw is not required, but a locking screw may provide more stability and rigid fixation than leaving the compression screw in place. In some modes of operation, a locking screw is placed directly in a locking hole without first inserting a compression screw in the hole.

A number of implementations of the invention have been described. Nevertheless, it will be understood that various modifications may be made without departing from the spirit and scope of the invention. Accordingly, other implementations are within the scope of the following claims. For example, locking screws, non-locking screws, or other fasteners may be used. One or more openings having a non-perpendicular orientation of the central axis 52 and/or the non-parallel orientation of the plane 59 can be employed to receive a fastener in implants other than plates, such as in an acetabular cup or glenoid base component, to increase the useful range of possible insertion angles of the fastener. According to another implementation, the head of the screw

94 can include the fins 56 and the opening 50 can be threaded, with the opening having a non-perpendicular orientation of its central axis 52 and/or the plane 59 defined by the fins 56 having a non-parallel orientation.

What is claimed is:

1. An implant comprising:  
a first surface;  
a second surface; and  
at least one opening extending from the first surface to the second surface, the at least one opening including:  
a central axis;  
an inner surface including a plurality of fins defining a circumferential edge to contact a head of a bone fastener in use; and  
a plurality of threads formed on the inner surface;  
wherein the at least one opening is configured to secure the bone fastener with respect to the implant.

2. The implant of claim 1, wherein the central axis is non-perpendicular to a tangent of a projection of the first surface across the opening, the tangent defined at an intersection between the central axis and the projected first surface.

3. The implant of claim 2, wherein the plurality of fins are oriented along a plane, wherein each of the fins has a base and a tip, wherein each of the fins extends through the plane from the base to the tip, and wherein the tip of each fin has a rounded, convex curve that lies in the plane.

4. The implant of claim 3, wherein the plane along which the plurality of fins is oriented is nonparallel to the tangent.

5. The implant of claim 4, wherein the plane is perpendicular to the central axis.

6. The implant of claim 1, wherein the plurality of fins are adapted and configured to deform in order to secure a position of the head of the bone fastener inserted into the at least one opening.

7. The implant of claim 1, wherein the implant is a bone plate, the first surface is a bone contacting surface, and the plurality of threads are positioned closer to the bone contacting surface than the plurality of fins.

8. The implant of claim 7, wherein the bone contacting surface is adapted to contact a distal femur, a proximal femur, a distal tibia, a proximal tibia, a proximal humerus, a distal humerus, a clavicle, a fibula, an ulna, a radius, a distal radius, a rib, pelvis, a vertebra, bones of a foot, or bones of a hand.

9. The implant of claim 7, wherein the central axis is non-perpendicular to the bone contacting surface, the plurality of fins are oriented along a plane, wherein the plane is oriented nonparallel to the bone contacting surface.

10. The implant of claim 9, wherein the central axis is orientated an angle relative to the bone contacting surface, the angle being fifteen degrees.

11. The implant of claim 1, wherein each of the plurality of fins includes a tip having a rounded, convex curve, each of the plurality of fins extends toward the central axis of the opening from a base to the rounded, convex curve, and each of the plurality of fins has a width in the plane that decreases from the base to the tip in a direction toward the central axis of the opening.

12. The implant of claim 1, wherein the implant has at least 3, but no more than 10, fins integrally connected to, and protruding from, the inner surface.

13. The implant of claim 1, wherein the plurality of fins are provided as a series of inwardly protruding fins that are adapted to secure the head of the bone fastener in place at varying angles, wherein the head is threaded, wherein adjacent fins in the series of inwardly protruding fins cooperate to form a curved, concave indentation along the plane.

14. The implant of claim 1, wherein the opening is adapted to receive the bone fastener without being tapped by the bone fastener, wherein the plurality of fins are deflectable relative to the head of the bone fastener when the bone fastener is inserted into the opening such that the bone fastener can be inserted and retained at any one of a plurality of angles relative to the opening.

15. The implant of claim 14, wherein the plurality of fins are deflectable so that the plurality of fins are interposed between threads of the bone fastener.

16. A variable angle locking implant comprising:

a bone plate having:

an end portion;

a shaft portion that extends along a longitudinal axis;

a lower bone contacting surface;

an upper surface; and

an opening including:

a central axis, the opening extending along the central axis from the lower bone contacting surface to the upper surface;

an inner surface including a plurality of fins oriented along a plane, wherein each of the fins has a base and a tip, wherein each of the fins extends through the plane from the base to the tip, the tips of the plurality of fins collectively defining a circumferential edge to contact a head of a bone fastener in use; and

a plurality of threads formed on the inner surface.

17. The variable angle locking implant of claim 16, wherein the central axis is non-perpendicular to the lower bone contacting surface and the plane is oriented nonparallel to the lower bone contacting surface.

18. The variable angle locking implant of claim 16, wherein the plurality of threads are positioned closer to the lower bone contacting surface than the plurality of fins.