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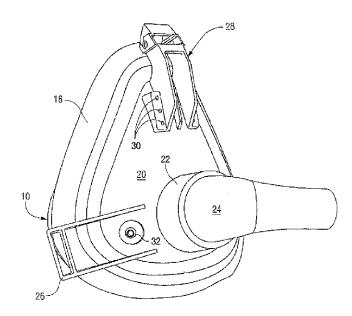
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#### (54) Title: RESPIRATORY MASKS WITH GUSSETED CUSHIONS



(57) Abstract: Cushions (10) for respiratory face masks have a frame-connecting portion (12.1), a face-contacting portion (14), and a gusset portion (16) disposed between and joining the frame-connecting (12.1) and face-contacting portions (14). The gusset portion (16) preferably includes at least one perimetrical region which having a laterally projecting exterior gusset section (40) and a laterally projecting interior gusset section (42). According to one aspect, the laterally projecting exterior and interior gusset sections (40, 42) are disposed about the entire perimeter to the gusset portion (16) so as to establish a substantially constant widthwise dimension thereof about the gusset's entire perimeter.

Fisher & Paykel Ex. 1540 IPR Petition - USP 9,119,931

# RESPIRATORY MASKS WITH GUSSETED CUSHIONS

# CROSS-REFERENCE TO RELATED APPLICATIONS

[0001] This application claims the benefit of U.S. Provisional Application No. 60/643,115, filed January 12, 2005, the entirety incorporated herein by reference.

[0002] Also, PCT Application No. PCT/AU2005/000850, filed June 15, 2005, is expressly incorporated hereinto by reference in its entirety.

### FIELD OF THE INVENTION

[0003] The present invention relates generally to the field of masks used for respiratory therapy. In especially preferred embodiments, the present invention relates to respiratory masks having a gusseted cushion.

# BACKGROUND OF THE INVENTION

[0004] Facial masks are well known for use in continuous positive airway pressure (CPAP) treatment of various respiratory ailments and sleep disordered breathing (SDB), such as, for example, obstructive sleep apnea (OSA) and/or other ventilatory assistance treatments such as noninvasive positive pressure ventilation (NPPV). See, for example, U.S. Patent No. 4,944,210, the entire content of which is expressly incorporated hereinto by reference. While the present invention will be described below with reference to a full facial mask for use in CPAP treatment, it will be understood that such a reference is non-limiting and is directed toward a particularly preferred embodiment of the present invention. Thus, the various characteristics and advantages of the present invention could equivalently be embodied in another type of mask, such as a nasal mask, or another type of NPPV therapy.

[0005] Apparatus for the treatment of SDB generally involves a blower which delivers a supply of air at positive pressure to a patient interface via a conduit. The patient interface may take several forms, such as a nasal mask assembly and a nasal and mouth mask assembly (i.e., a full face mask). Patients typically wear a mask assembly while sleeping to receive the NPPV therapy.

[0006] Mask assemblies typically include a rigid shell or frame and a soft face-contacting cushion. The cushion cushions the rigid frame from the patient's face, and provides a seal with the patient's face. The frame and cushion define a cavity which receives the nose or nose and mouth. The frame and cushion are held in position on the patient's face by a headgear assembly. The headgear assembly typically comprises an arrangement of straps which pass along both sides of the patient's face to the back or crown of the patient's head.

[0007] One problem that arises with existing masks used for CPAP treatments is that over-tightening of the mask straps results in compression of the mask against the wearer's face which may therefore apply undue pressure force against certain of the wearer's facial features, such as the wearer's nose. A poorly fitting mask can leak when pressurized which encourages a patient to tighten the headgear straps excessively which, in turn leads to discomfort, marks on the face and in some cases facial sores.

[0008] The cushion of a patient mask interface can play a key role in the comfort and effectiveness of therapy. The nasal bridge area of the patient's face has been identified as being particularly sensitive and thus a mask design needs to pay particular attention to such region.

[0009] The issue of mask comfort and effectiveness is particularly apparent when treatment pressure varies, for example, when a patient uses an automatic positive airway pressure (APAP) device such as those commercially available from ResMed Limited

under the tradename AUTOSET. When the pressure varies, patients may set the headgear tension for the highest pressure, which thereby leads to unnecessarily high tension being experienced at lower pressures.

[0010] To address such problems, mask systems that vary the sealing force with treatment pressure have been developed, including a nasal mask cushion having a gusset portion, as evidenced by U.S. Published Patent Application 2002/0029780; U.S. Patent No. 6,772,760 and U.S. Published Patent Application US 2004/0118406, the entire content of each being expressly incorporated hereinto by reference. A commercial embodiment of the inventions described in such patent publications is the ACTIVATM mask system available from ResMed Limited.

[0011] U.S. Patent No. 5,074,297 (the entire content of which is expressly incorporated hereinto by reference) describes a respiratory mask assembly for use with intermittent positive pressure breathing treatment and is said to facilitate the formation and automatic adjustment of the seal between a patient's face and a facial unit of the respiratory mask.

[0012] While the prior proposals for adjustable mask cushions may be satisfactory for their intended purposes, improvements are still needed, especially for a full face mask patient interface.

# SUMMARY OF THE INVENTION

[0013] Broadly, one embodiment of the present invention is directed to full face masks for use in respiratory therapy wherein a gusset portion is interposed between the mask cushion and the mask frame. The gusset portion thereby allows for relative movement of the mask frame to occur towards and away from a patient's face to ensure

the integrity of sealing contact between the cushion and the patient's facial features and to maintain a desired comfort level.

[0014] The gusset portion in accordance with the present invention provides several benefits. For example, the gusset portion utilizes the pressure in the mask acting on its increased surface area to provide a force to maintain the face-contacting portion of the cushion in sealing contact with the patient's face. Of course, the gusset may include a predetermined spring constant that can also affect the force applied to seal against the user's skin. Additionally, the gusset portion provides in effect a decoupling joint between the face-contacting portion of the cushion and the mask shell thereby allowing some relative movement to occur between the mask and the cushion contacting the patient's face. This arrangement substantially protects the seal from undue disturbance when the mask or mask shell is tilted; the facial muscles are relaxed, patient movement occurs, and/or movement of the gas supply tube occurs. This decoupling joint provided by the gusset also allows additional travel between the mask shell and the lower cushion which reduces the precision by which the strap length must be maintained.

[0015] The gusset portion of the present invention is especially beneficial in the context of a full face mask since it has at least one perimetrical section which includes generally laterally projecting exterior and interior gusset sections. Both laterally extending exterior and interior gusset sections provide flexibility and increase the allowable travel of the mask frame from the cushion. The laterally projecting exterior section also provides additional sealing pressure to the cushion depending on treatment pressure. Most preferably, the incorporation of the laterally exterior projecting gusset section increases the projected surface area on the patient's face by at least about 260% compared to the projected surface area of the face-contacting portion of the cushion alone. For example, in an embodiment, the projected surface area of the face-contacting

portion alone is about 50cm<sup>2</sup> and the projected surface area of the gusset section alone is in the range of 30-90cm<sup>2</sup>, preferably about 80cm<sup>2</sup>. Thus, the gusset section adds about 80cm<sup>2</sup> extra area to the cushion or about 160% (80/50) extra area compared to the cushion alone. As a result, the total projected surface area of the gusseted cushion is equal to the summation of the face-contacting portion and the gusset section which is in the range of 80-140cm<sup>2</sup>, preferably about 130cm<sup>2</sup> (80+50), and this total area is about 260% (130/50) of the projected surface area of the face-contacting portion alone.

[0016] One aspect of the gusseted cushion according to the present invention is the greater projected area that may be achieved in a particular facial region of the patient which leads to additional sealing force per unit mask pressure that may be obtained at such region. By varying the widthwise extent that the gusset projects laterally outwardly around the perimeter of the mask, the amount of pressure-dependent additional sealing force can be varied since pressure acts upon the additional area from the sealing point of the cushion on the face to the exterior of the gusset and provides a force on the cushion. For example, according to an aspect of the present invention, the sealing force may be reduced in sensitive facial areas of the patient, such as the region of the patient's nasal bridge by reducing the widthwise extent of the gusset in this region.

[0017] The amount of additional area that the laterally outwardly extending gusset is required to project is also dependent upon the treatment pressure. A relatively large area  $A_g$  (e.g.  $300~\rm cm^2$  when compared to the projected area of the cushion  $A_c$  of  $50 \rm cm^2$ , see Fig. 8) might form a suitable seal at a low pressure of about 4 cmH<sub>2</sub>O, but may be excessive at about 20 cmH<sub>2</sub>O. The overall sealing pressure on the cushion is a combination of the strap tightness and the additional area projected outside the sealing point of the cushion. It has been found that an overall sealing pressure of about 3 kg total force on the entire cushion seal applies excessive force to the patient and hence a

projected gusset area should be such that the overall sealing pressure is less than 3 kg. More specifically, the width of the gusset should have a preferred projected area  $A_g$  onto the patient's face of approximately  $130~\rm cm^2$  when the invention is embodied in a full face mask.

[0018] Another aspect of the gusset is the travel available in a particular patient facial region. Travel allows movement to occur between the frame contacting portion and the patient contacting portion of the cushion between which the gusset is disposed. In general, a cushion in accordance with the invention allows substantially the same amount of travel around the entirety of the cushion's perimeter so that the frame and patient contacting portions can remain generally parallel. This is achieved by varying the width of the interior projecting gusset or gussets to maintain the amount of travel regardless of the width of the exterior projecting gusset which is tailored to meet the particular sealing force requirements of the facial region. In use there may in fact be non-parallel travel movement of the frame relative to the patient's face due to the inherent flexibility of their material of construction. In this regard, the gusseted cushions of the present invention most preferably provide between about 5 mm to about 25 mm, advantageously about 16mm (+/- 1 mm), of travel distance when embodied in a full face mask.

[0019] The present invention may be embodied in a cushion for a respiratory mask assembly having a frame-connecting portion, a face-contacting portion, and a gusset portion disposed between and joining the frame-connecting and face-contacting portions.

The gusset portion preferably includes at least one perimetrical region which has a laterally projecting exterior gusset section and a laterally projecting interior gusset section.

[0020] According to one aspect, the laterally projecting exterior and interior gusset sections are disposed about the entire perimeter to the gusset portion so as to

establish a substantially constant widthwise dimension thereof about the gusset's entire perimeter. According to another aspect, the laterally projecting exterior and interior gusset sections of the gusset project only along a lower perimetrical region thereof so that the gusset portion has a widthwise dimension which varies about its perimeter.

[0021] In another aspect, the gusset portion has a minimum widthwise dimension at an upper perimetrical region thereof, a maximum widthwise dimension at a lower perimetrical region thereof, and widthwise transitions joining said upper and lower perimetrical regions thereof. The widthwise transitions may be either curvilinear or linear.

[0022] Another aspect of the present invention is a cushion for a respiratory mask having a frame-connecting portion, a face-contacting portion, and a gusset portion disposed between and joining the frame-connecting and face-contacting portions, wherein said gusset portion has a perimeter with a widthwise dimension which varies between at least one region and another perimetrical region thereof. In a preferred aspect, the gusset portion has a minimum widthwise dimension at an upper perimetrical region thereof, a maximum widthwise dimension at a lower perimetrical region thereof, and widthwise transitions (which may be curvilinear or linear) joining such upper and lower perimetrical regions thereof.

[0023] In one specific aspect, the cushion of the present invention substantially zero widthwise dimension at said upper perimetrical region thereof. In accordance with another aspect of the invention, each of the minimum and maximum widthwise dimensions is substantially constant along the upper and lower perimetrical regions, respectively.

[0024] According to another aspect, the invention has an upper perimeter region which occupies between about 15% to about 30% of the entire perimeter of the cushion, a

lower perimeter region which occupies between about 50% to about 70% of the entire perimeter of the cushion, and transition regions which occupy between about 10% to about 30% of the entire perimeter of the cushion.

[0025] These and other aspects and advantages will become more apparent after careful consideration is given to the following detailed description of the preferred exemplary embodiments thereof.

# BRIEF DESCRIPTION OF THE DRAWINGS

[0026] Reference will hereinafter be made to the accompanying drawings, wherein like reference numerals throughout the various FIGURES denote like structural elements, and wherein:

[0027] FIGURES 1-1 to 1-4 show various views of a full facial mask assembly providing patient interface for respiratory therapy having an embodiment of a gusseted cushion according to the present invention, wherein FIGURE 1-1 is a front plan view thereof, FIGURE 1-2 is a front perspective view thereof, FIGURE 1-3 is left side elevational view thereof, and FIGURE 1-4 is a rear perspective view thereof;

[0028] FIGURE 2 is a schematic partial rear plan rear view (patient side) of a gusseted cushion employed in the face mask assembly depicted in FIGURES 1-1 to 1-4;

[0029] FIGURE 2-1 is a cross-section of the cushion depicted in FIGURE 2 as taken along line A-A therein;

[0030] FIGURE 2-2 to 2-4 are alternative cross-sections of the cushion depicted in FIGURE 2 as taken along line A-A therein;

[0031] FIGURES 3-1 to 3-3 show various views of a full face mask assembly providing patient interface for respiratory therapy having another embodiment of a gusseted cushion according to the present invention, wherein FIGURE 3-1 is a front plan

view thereof, FIGURE 3-2 is a front perspective view thereof, FIGURE 3-3 is right side elevational view thereof;

[0032] FIGURE 4 is a schematic partial rear plan rear view (patient side) of a gusseted cushion employed in the mask assembly depicted in FIGURES 3-1 to 3-3;

[0033] FIGURES 4-1 and 4-2 are cross-sections of the cushion depicted in FIGURE 4 as taken along lines A-A and B-B therein, respectively;

[0034] FIGURES 4-3 to 4-5 are alternative cross-sections of the cushion depicted in FIGURE 4 as take along line A-A therein;

[0035] FIGURES 5-1 to 5-3 are various views of a gusseted cushion according to another embodiment of the present invention, wherein FIGURE 5-1 is a top elevation view thereof, FIGURE 5-2 is a right side elevation view thereof, and FIGURE 5-3 is a bottom elevation view thereof;

[0036] FIGURE 6 is a schematic partial rear plan rear view (patient side) of the gusseted cushion depicted in FIGURES 5-1 to 5-3;

[0037] FIGURES 6-1 to 6-8 are various cross-sections of the cushion depicted in FIGURE 6 wherein, FIGURE 6-1 is a cross-section taken along line G-G therein; FIGURE 6-2 is a cross-section taken along line A-A therein; FIGURE 6-3 is a cross-section taken along line F-F therein; FIGURE 6-4 is a cross-section taken along line E-E therein; FIGURE 6-5 is a cross-section taken along line D-D therein; FIGURE 6-6 is a cross-section taken along line B-B therein; FIGURE 6-7 is a cross-section taken along line C-C therein; and FIGURE 6-8 is a cross-section taken along line H-H therein;

[0038] FIGURE 7 is a plot of sealing force (Kg) on a patient's face from the cushion versus displacement distance of the mask frame towards the patient's face (i.e., from a fully expanded state of the gusset to a fully compressed state of the gusset);

[0039] FIGURE 8 is a schematic view illustrating the relation between the projected area of the gusset  $A_g$  and the projected area of the face-contacting portion of the cushion  $A_c$ ; and

[0040] FIGURES 9A-9Y are partial schematic views according to further cushion embodiments of the present invention.

# DETAILED DESCRIPTION OF PREFERRED EMBODIMENTS First Cushion Embodiment

[0041] An exemplary embodiment of a full facial mask assembly FMA which includes a gusseted cushion 10 according to one embodiment of the present invention is depicted in accompanying FIGURES 1-1 to 1-4. The mask assembly FMA includes a mask frame 20 provided with a connection port 22 to which an elbow connector 24 associated with a gas supply conduit may be coupled to allow breathable gas under pressure to be supplied to the mask assembly FMA. The cushion 10 includes distal mask-connecting portion 12.1 which connects the cushion 10 to the mask frame 20, a proximal face-contacting portion 14 and an intermediate gusset portion 16 is between or joining the distal and proximal portions 12.1, 14, respectively. The mask cushion 10 may also include a reinforcing member 12 that supports one or more sidewalls of the cushion towards the face-contacting portion 14.

[0042] Strap connectors 26 extend laterally from the mask frame 20 so as to allow attachment of straps associated with a conventional headgear assembly (not shown) and thereby permit the mask assembly FMA to be secured to a wearer's head when in use. The mask frame 20 may also be provided with a receiver 28 which is adapted to receive a slide bar associated with a forehead support assembly (not shown), for example, a forehead support assembly of the variety disclosed in commonly owned U.S. Provisional

Patent Application Serial No. 60/735,823, filed November 14, 2005, the entire content of which is expressly incorporated hereinto by reference. A number of vents 30 may be provided so as to allow gas exhaled by the patient to vent to atmosphere. In addition, an auxiliary port 32 may be provided so as to allow the introduction of an auxiliary breathable gas to the mask interior as may be desired, or the port 32 may allow for the measure of pressure within the interior of the mask.

[0043] Accompanying FIGURE 2 and the cross-section thereof as depicted in FIGURE 2-1 show one embodiment of the gusset portion 16 in accordance with the present invention. (Note that FIGURE 2-1 does not include reinforcement member 12.) In this regard, the footprint area of the full face mask is generally triangular with the apex thereof at the bridge region of the patient's nose and a base region located generally between the patient's mouth and chin regions. The cushion 10 is similarly triangularly shaped. As shown in FIGURE 2, the gusset portion 16 has a substantially constant cross-sectional configuration as depicted in FIGURE 2-1 about its entire perimeter. Stated another way, the gusset portion 16 has a substantially constant lateral dimension about the entirety of its generally triangular perimeter which thereby projects a substantially constant cross-sectional area onto the patient's face.

[0044] In the embodiment depicted in FIGURE 2 and the cross-section thereof depicted in FIGURE 2-1, the gusset portion 16 is in the form of an accordion fold having a laterally projecting exterior gusset section 40 and a laterally projecting interior gusset section 42. The laterally projecting exterior and interior gusset sections 40, 42 thus establish respective widthwise dimensions W<sub>e</sub>, W<sub>i</sub> which in use establish the amount of travel and flexibility the gusset provides. The dimension W relating to the exterior gusset section (measured from the cushion contact point to the exterior of the gusset) establishes an area projected on the patient's face A<sub>g</sub> which is about 130cm<sup>2</sup> or about 260% greater

than the projected surface area (about  $50 \mathrm{cm}^2$ ) of the face-contacting portion of the cushion  $A_c$  alone as shown in Fig. 8. For example, in an embodiment, the projected surface area of the face-contacting portion  $A_c$  alone is about  $50 \mathrm{cm}^2$  and the projected surface area of the gusset section ( $A_g$ -  $A_c$ ) alone is in the range of  $30\text{-}90 \mathrm{cm}^2$ , preferably about  $80 \mathrm{cm}^2$  as shown in Fig. 8. Thus, the gusset section adds about  $80 \mathrm{cm}^2$  extra area to the cushion or about 160% (80/50) extra area. As a result, the total projected surface area of the gusset section which is in the range of  $80\text{-}140 \mathrm{cm}^2$ , preferably about  $130 \mathrm{cm}^2$  (80+50), and this total area is about 260% (130/50) of the projected surface area of the face-contacting portion of the cushion  $A_c$  alone. These dimensions are exemplary in nature to demonstrate the relevant projected areas.

[0045] It is to be understood that the projected surface areas and associated percentage calculations described herein are merely exemplary and other sizes and percentages are possible depending on application. For example, the sizes and percentages described above may be for a medium sized gusseted cushion, and the sizes and associated percentage calculations may be applied proportionally to other sized cushions, e.g., extra small, small, and large.

[0046] It will be observed that the gusset portion 16 according to the embodiment depicted in FIGURE 2 includes, in order from the mask connecting portion 12 toward the face-contacting portion 14, the exterior gusset section 40 extending generally laterally outwardly and terminating at an exterior tip section 44, a connecting gusset section 46 extending from the tip section 44 generally inwardly and terminating at an interior tip section 48, and the interior gusset section 42 extending generally laterally from interior tip section 48 to the base 14.1 of face-contacting portion 14.

[0047] Accompanying FIGURES 2-2 to 2-4 depict alternative cross-sections that may be provided with the gusset portion 16. In this regard, any one cross-section or combination of cross-sections depicted in FIGURES 2-2 to 2-4 may be employed.

[0048] It will be observed in FIGURE 2-2 that the thickness of each gusset section 40, 42 and 46 is substantially thicker as compared to the embodiment shown in FIGURE 2-1. Preferably, the sections 40, 42 and 46 of the gusset portion 16 shown in FIGURE 2-2 have a substantially uniform thickness of between about 0.5 mm to about 1.0 mm, whereas the thickness of such comparable sections shown in FIGURE 2-1 is about 0.5 mm or less.

[0049] Alternatively or additionally, the extremities of the sections 40 and 42 where each joins the mask-connecting portion 12 and the face-contacting portion 14, respectively, may be thickened as shown in FIGURE 2-3. Again, alternatively or additionally, the inverted portion of the tip section 44 and the everted portion of the tip section 48 may include a thickened region as shown in FIGURE 2-4. The relative thickness of the tip sections 44 and/or 48 may thus be varied as compared to the sections 40, 42 and 46 by the mask designer to achieve desired functions, such as the resiliency or amount of spring force inherently possessed by the gusset portion 16.

# Second Cushion Embodiment

[0050] A full facial mask assembly FMA employing another embodiment of a gusseted cushion 10A in accordance with the present invention is depicted in FIGURES 3-1 to 3-3 and FIGURES 4, 4-1 and 4-2. In this regard, structural components that are similar to those discussed previously have been shown with the same reference numerals. Thus, a detailed discussion of such similar structural components will not be repeated.

[0051] As can be seen in FIGURE 4, the gusseted cushion 10A has gusset section 16A provided with a relatively narrow or constant width region 16-1 from a location P1 adjacent a patient's nose and around the patient's nasal bridge region. The gusset section 16A also has a maximal width region 16-2 from a location P2 generally adjacent a patient's mouth region around the base of the cushion 10A. In this regard, compare the width dimensions W1 and W2 (i.e., defining respective projected areas) shown in FIGURE 4 for each of the regions 16-1 and 16-2, respectively. The width dimensions W1 and W2 are measured from the cushion contact point to the exterior of the gusset. A transition region 16-3 curvilinearly joins the regions 16-1 and 16-2 between points P1 and P2.

[0052] The non-uniform width regions W1 and W2 thus have the benefits of providing less visual obstruction near the eye region of the patient and less force applied at the patient's nasal bridge region due to the presence of the minimal width region W1 thereat. In addition, the center of the applied force against the patient's face is positioned lower as compared to the substantially constant width gusseted cushion 10 as discussed previously due to the greater projected width area being located physically lower in the gusseted cushion 10A.

[0053] Thus, as depicted in FIGURE 4-1 there is little or no projected area in the gusset in the nasal bridge region, although travel of the cushion/frame is still permitted due to its generally W-shaped or concertina-type fold establishing a pair of exterior gusset sections 50, 52 connected to one another at a tip section 53, and a pair of interior gusset sections 54, 56 connected to the gusset sections 50, 52 at tips 57 and 59, respectively. However, in contrast, the gusset cross-section depicted in FIGURE 4-2 has substantially greater width W2 due to the generally sinusoidal shape of the gusset section 16-2 thereof,

and hence a substantially greater projected area onto a patient's face as compared to the width W1 of gusset section 16-1 near the patient's nasal region.

[0054] Accompanying FIGURES 4-3 to 4-5 depict alternative cross-sections that may be provided with the gusset portion 16A. In this regard, cross-sections depicted in FIGURES 4-3 to 4-5 may advantageously be employed in gusset sections 16-1 and/or 16-3 so as to provide for the desired degree of relative resiliency thereof. Moreover, any one cross-section or combination of cross-sections as depicted in FIGURES 4-3 to 4-5 may be employed as desired.

[0055] In FIGURE 4-3 it will be observed that the thickness of the tip section 53 is greater as compared to the other tip sections 57 and 59. Alternatively or additionally, the extremities of the apex of tip sections 57 and 59 may each be thickened relative to the other gusset sections as shown in FIGURE 4-4. Again, alternatively or additionally, each gusset section 50-59 according to the alternative cross-section depicted in FIGURE 4-5 is substantially thicker as compared to the embodiment shown in FIGURE 4-1. In this regard, the thickness of sections 50-59 depicted in FIGURE 4-5 is preferably between about 0.5 mm to about 1.0 mm, whereas the thickness of such comparable sections shown in FIGURE 4-1 is about 0.5 mm or less.

# Third Cushion Embodiment

[0056] Another embodiment of a gusset cushion 10B in accordance with the present invention is depicted in FIGURES 5-1 to 5-3, FIGURE 6 and the cross-sections thereof shown in FIGURES 6-1 to 6-8. In this regard, as is perhaps most clearly shown in FIGURE 6, the gusset cushion 10B is comprised of upper and lower arcuately shaped gusset regions 16B-1 and 16B-2 which are joined to one another by a substantially linear transition region 16B-3.

[0057] As is shown in FIGURE 6 and the cross-sections thereof depicted in FIGURES 6-1 to 6-8, the gusset 16B in accordance with this further embodiment of the present invention has a minimal widthwise dimension around the upper (nasal bridge) region 16B-1, and a substantially constant maximum width along the lower region 16B-2 which extends substantially from one cheek bone area of the patient to the other.

Substantially linear (straight) side regions 16B-3 from generally the nasal bridge area to each cheek bone area of the patient provide widthwise transition sections from the minimal width thereof at upper region 16B-1 to the maximum width thereof at lower region 16B-2. Most preferably, the upper region 16B-1 occupies between about 15% to about 30% of the cushion's perimeter distance, and lower region 16B-2 occupies between about 50% to about 70% of the cushion's perimeter distance, with side regions 16B-3 occupying the remainder perimeter distance.

[0058] The projected area of the gusset 16B, A<sub>g</sub>, is preferably between about 80 cm<sup>2</sup> to about 140 cm<sup>2</sup>, more preferably approximately 130 cm<sup>2</sup>, as measured in its natural molded state (i.e., uncompressed). Of course, the area could be higher or lower, depending on application. In this regard, since little additional sealing force is required in the nasal bridge region, the upper gusset region 16B-1 does not necessarily require any projected area, hence the zero or near zero width in that region. Moreover, the substantially straight side regions impart structural stability to the gusset 16B in the upper region 16B-1. Also, the gusset 16B in the nasal bridge region has a generally w-shaped cross-sectional configuration (see Fig. 6-1) which may provide spring-like characteristics in use.

[0059] It will be observed in the cross-sections of FIGURES 6-1 to 6-8 that the gusset 16B has the same travel distance towards and away from the patient's face due to the fact that the gusset 16B has the same effective dimension in the travel direction at any

perimetrical location. However, at different perimetrical locations, the exterior and interior lateral projections thereof will vary so as to achieve the minimal width dimension along the upper region 16B-1 (see FIGURE 6-1), and the maximum width dimensions along the lower region 16B-2 (see FIGURES 6-5 to 6-8). Widthwise transitions will however be present along the side regions 16B-3 (see FIGURES 6-2 to 6-4).

[0060] FIGURE 7 is a plot of sealing force (Kg) on a patient's face due to contact with cushions in accordance with the present invention versus displacement distance of the mask frame towards the patient's face (i.e., from a fully expanded (open) travel state of the gusset to a fully compressed state (closed) travel state of the gusset. As is seen, the target travel window of 16 mm (+/- 1 mm) achieved by the gussets of the present invention dramatically flatten the pressure curve so as to maintain comfort for the patient and reduce the importance of a particular strap length setting on sealing performance.

[0061] Figs. 9A-9Y illustrate further embodiments according to the present invention. Fig. 9Y schematically illustrates a partial section of a mask assembly 800 having a cushion including a face contacting/interacting portion 802 that may include a membrane 804 with an optional underlying rim 806. Cushion includes a non-face contacting portion 808 that is supported by a frame 810. A central portion 812, in the form of a black box, is provided between portions 806 and 808.

[0062] Figs. 9A-9X illustrate various central portions that can be used for control portion 812 in Fig. 9Y. In the case of Figs. 9N and 9R, face-contacting interacting portion 808 and/or frame 810 (Fig. 9Y) would be adjusted, e.g., widened, to accommodate for illustrated offset. Various features of Figs. 9A-9X are tabulated below in Table 1.

# TABLE 1

Drawings	Comment
Fig. 9A	Circular cross-section. Provides more travel for the same outer area. The
	circular shape will deform less when pressurized, therefore outer area
	remains constant.
Fig. 9B	Underside notch has dual purpose. On extension provides more travel
	(longer path length), on compression acts as spring. Upperside is tapered
	wall section.
Fig. 9C	Circular cross-section at end of straight gusset. Provides more travel for
	the same outer area. The circular shape will deform less when pressurized,
	therefore outer area remains constant.
Fig. 9D	Like Fig. 9C, but with tapered or thickened wall section. When
	pressurized, the thickened wall section tends to keep the form.
Fig. 9E	Underside notch provides more travel on extension. This is assisted by the
	thickened upper wall which tends to keep the form. This also allows for a
	constant outer area (Ag).
Fig. 9F	In compression, a spring constant is added. In extension, no spring effect
,	(one-sided spring). This has the advantage of having a spring at low
	pressures but not necessarily at high pressures.
Fig. 9G	Angled gusset provides more travel for the same outer area.
Fig. 9H	Internal gusset provides more travel for the same outer area.
Fig. 9I	Thickened section deforms only under higher pressures. At lower
	pressures, thickened section will touch when gusset is compressed and act
	as spring. This has the advantage of having a spring at low pressures but
	not necessarily at high pressures.
Fig. 9J	Thickened section deforms only under higher pressures. This moves the
_	spring tab away from the lower section (i.e., no spring). At lower
	pressures, spring tab will touch when gusset is compressed and act at
	spring. This has the advantage of having a spring at low pressures but not
	necessarily at high pressures.
Fig. 9K	Thickened section will not deform under pressure, maximizes outer area
	with respect to Fig. 9G. Angled gusset also provides for more travel for
	the same area.

Drawings	Comment
Fig. 9L	Double gusset provides more travel for the same outer area.
Fig. 9M	Spring element added.
Fig. 9N	Attachment point moved outwards. Outer area maintained fixed.
	Underside notch provides more travel (longer path length).
Fig. 9O	In compression, a spring constant is added. In extension, no spring effect
	(one-sided spring). Note: Similar to but more spring and less expansion
	of the gusset at high pressures.
Fig. 9P	Angled gusset provides more travel for the same outer area.
Fig. 9Q	In compression, a spring constant is added. In extension, no spring effect
•	(one-sided spring). Similar to Fig. 9F, this has the advantage of having a
	spring at low pressures but not necessarily at high pressures.
Fig. 9R	Attachment point moved outwards. Outer area maintained fixed. Shape
	of gusset provides more travel (longer path length).
Fig. 9S	Spring effect in extension. No spring effect in compression. Thick walls
	provide more constant outer area under pressure.
Fig. 9T	Double internal gusset allows for outer area to be varied from large to
	none while still allowing significant travel.
Fig. 9U	This cushion cross-section represents a direct translation of the geometry
•	of the gusset of the Activa™ nasal mask onto a full face platform.
Fig. 9V	Gusset may be provided around entire perimeter of full face cushion. The
	everted gusset does not protrude past the footprint of the cushion.
Fig. 9W	Starting with the cushion of Fig. 9U, an inverted gusset has been added to
	produce two smaller everted gussets.
Fig. 9X	A hanging gusset is provided around entire perimeter of full face cushion.
	Gusset molded from an open-shut tool.
Notes:	1 Extension is taken to be movement of frame away from lower cushion
	2 Compression is taken to be movement of frame towards lower cushion
	3 Travel is taken to be amount of extension plus compression
	4 Outer area is taken to be the outer area of the gusset

[0063] While the invention has been described in connection with what are presently considered to be the most practical and preferred embodiments, it is to be understood that the invention is not to be limited to the disclosed embodiments, but on the contrary, is intended to cover various modifications and equivalent arrangements included within the spirit and scope of the invention. Also, the various embodiments described above may be implemented in conjunction with other embodiments, e.g., aspects of one embodiment may be combined with aspects of another embodiment to realize yet other embodiments. In addition, while the invention has particular application to patients who suffer from OSA, it is to be appreciated that patients who suffer from other illnesses (e.g., congestive heart failure, diabetes, morbid obesity, stroke, barriatric surgery, etc.) can derive benefit from the above teachings. Moreover, the above teachings have applicability with patients and non-patients alike in non-medical applications.

# WHAT IS CLAIMED IS:

1. A cushion for a respiratory mask assembly comprising a frame-connecting portion, a face-contacting portion, and a gusset portion disposed between and joining said frame-connecting and face-contacting portions, wherein the gusset portion includes at least one perimetrical region which includes a laterally projecting exterior gusset section and a laterally projecting interior gusset section.

- 2. The cushion as in claim 1, wherein the gusset portion has said laterally projecting exterior and interior gusset sections about the entire perimeter to the gusset portion so as to establish a substantially constant widthwise dimension about said entire perimeter.
- 3. The cushion as in claim 1, wherein the gusset portion includes said laterally projecting exterior and interior gusset sections along a lower perimetrical region thereof.
- 4. The cushion as in claim 1, wherein the gusset portion has a widthwise dimension which varies about a perimeter thereof.
- 5. The cushion as in claim 1, wherein the gusset portion has a minimum widthwise dimension at an upper perimetrical region thereof, a maximum widthwise dimension at a lower perimetrical region thereof, and widthwise transitions joining said upper and lower perimetrical regions thereof.
- 6. The cushion as in claim 5, wherein the gusset portion has substantially zero widthwise dimension at said upper perimetrical region thereof.
- 7. The cushion as in claim 5, wherein said widthwise transitions are curvilinear.
  - 8. The cushion as in claim 5, wherein the widthwise transitions are linear.

9. The cushion as in claim 5, wherein each said minimum and maximum widthwise dimensions is substantially constant along said upper and lower perimetrical regions, respectively.

- 10. A cushion for a respiratory mask comprising a frame-connecting portion, a face-contacting portion, and a gusset portion disposed between and joining said frame-connecting and face-contacting portions, wherein said gusset portion has a perimeter having a widthwise dimension which varies between at least one region and another perimetrical region thereof.
- 11. The cushion as in claim 10, wherein the gusset portion has a minimum widthwise dimension at an upper perimetrical region thereof, a maximum widthwise dimension at a lower perimetrical region thereof, and widthwise transitions joining said upper and lower perimetrical regions thereof.
- 12. The cushion as in claim 11, wherein the gusset portion has substantially zero widthwise dimension at said upper perimetrical region thereof.
- 13. The cushion as in claim 11, wherein said widthwise transitions are curvilinear.
  - 14. The cushion as in claim 11, wherein the widthwise transitions are linear.
- 15. The cushion as in claim 11, wherein each said minimum and maximum widthwise dimensions is substantially constant along said upper and lower perimetrical regions, respectively.
- 16. The cushion as in claim 11, wherein the upper perimeter region is between about 15% to about 30% of the entire perimeter of the cushion, the lower perimeter region is between about 50% to about 70% of the entire perimeter of the cushion, and the transition regions are about 10% to about 30% of the entire perimeter of the cushion.

17. The cushion as in claim 16, wherein the gusset portion has substantially zero widthwise dimension at said upper perimetrical region thereof.

- 18. The cushion as in claim 16, wherein said widthwise transitions are curvilinear.
  - 19. The cushion as in claim 16, wherein the widthwise transitions are linear.
- 20. The cushion according to any one of claims 1-19, wherein the face contacting portion and the gusset portion have a projected surface area in the range of 80-140 cm<sup>2</sup>.
- 21. The cushion according to claim 20, wherein the face contacting portion and the gusset portion have a projected surface area of about 130cm<sup>2</sup>.
- 22. A respiratory face mask comprising a mask frame having an inlet for supplying a breathable gas, and a cushion as in any one of claims 1-21 attached to the mask frame.
- 23. The respiratory face mask according to claim 22, wherein the cushion is provided in at least four sizes having dimensions that are proportional to one another.

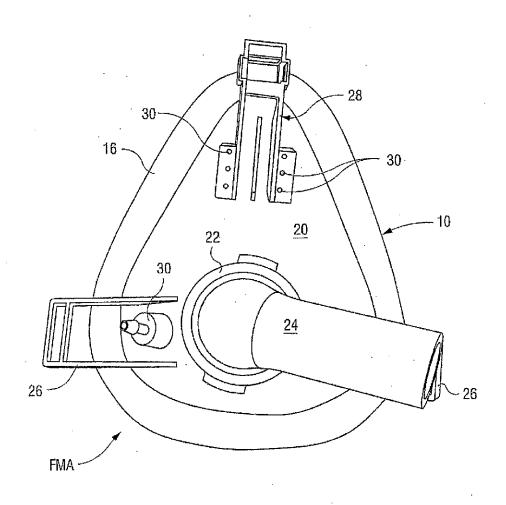


Fig. 1-1

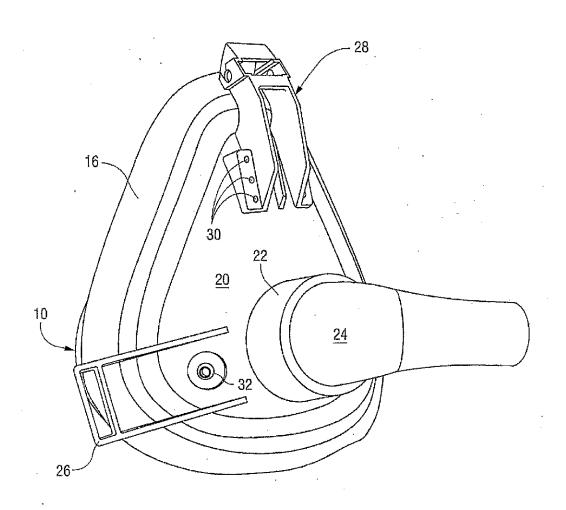


Fig. 1-2

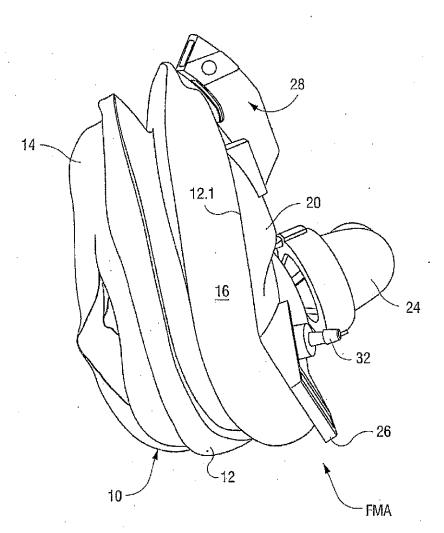


Fig. 1-3

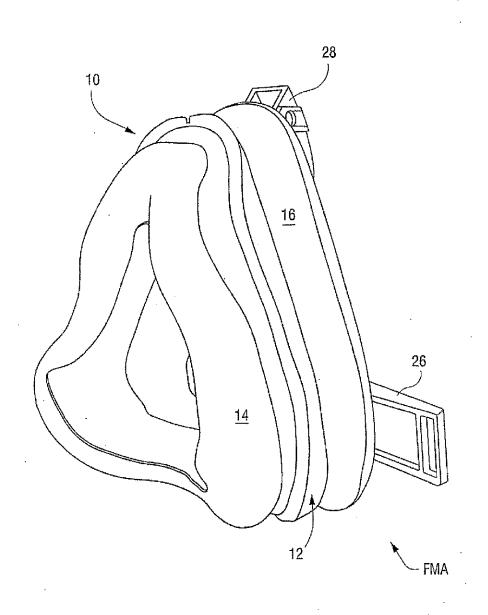
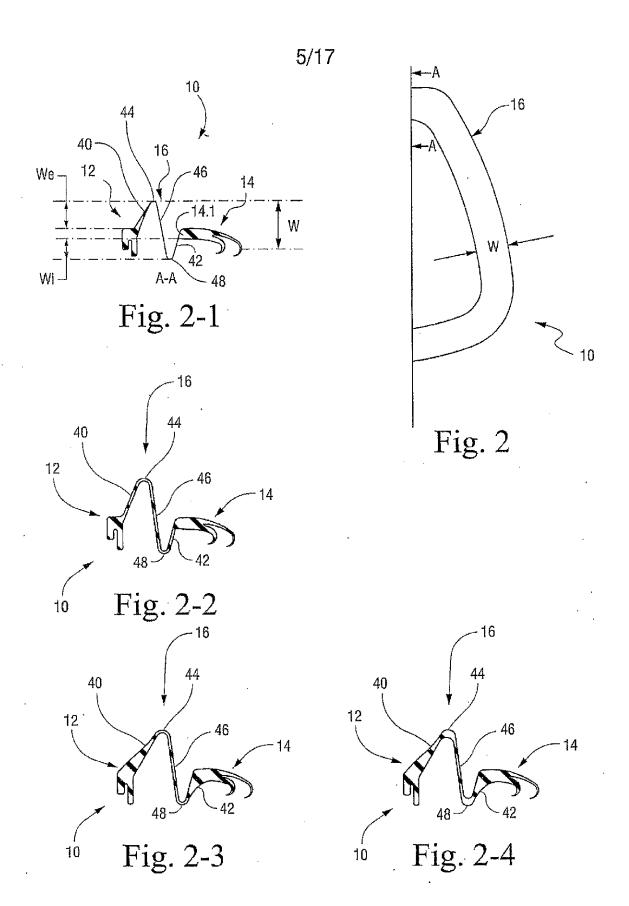


Fig. 1-4



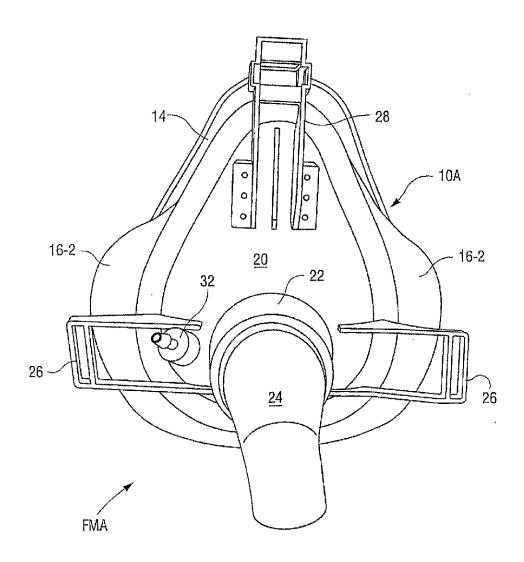
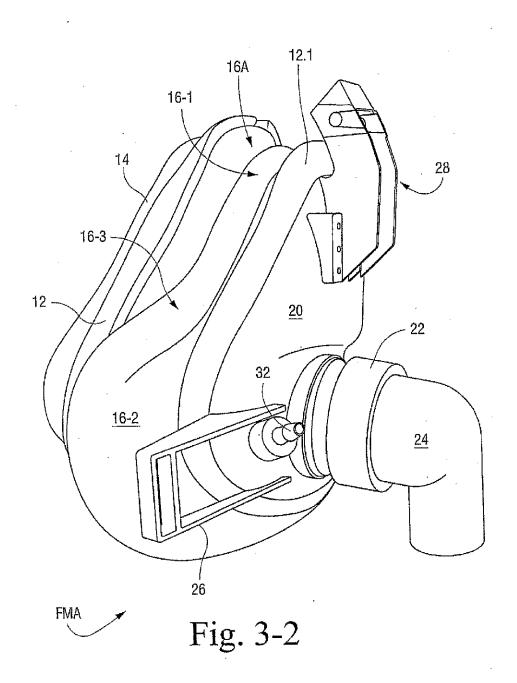


Fig. 3-1



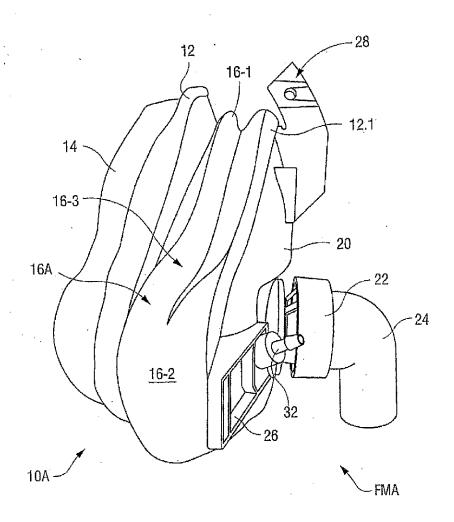
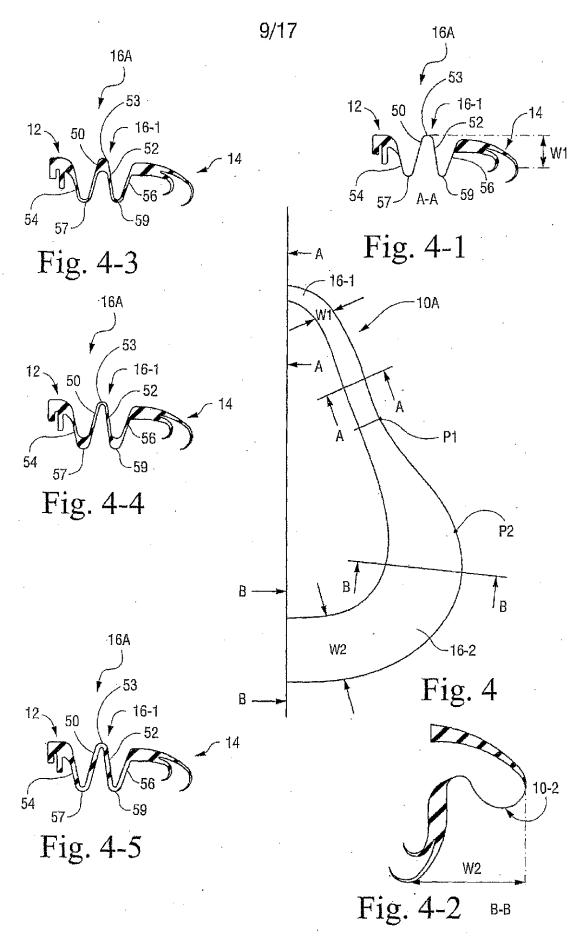
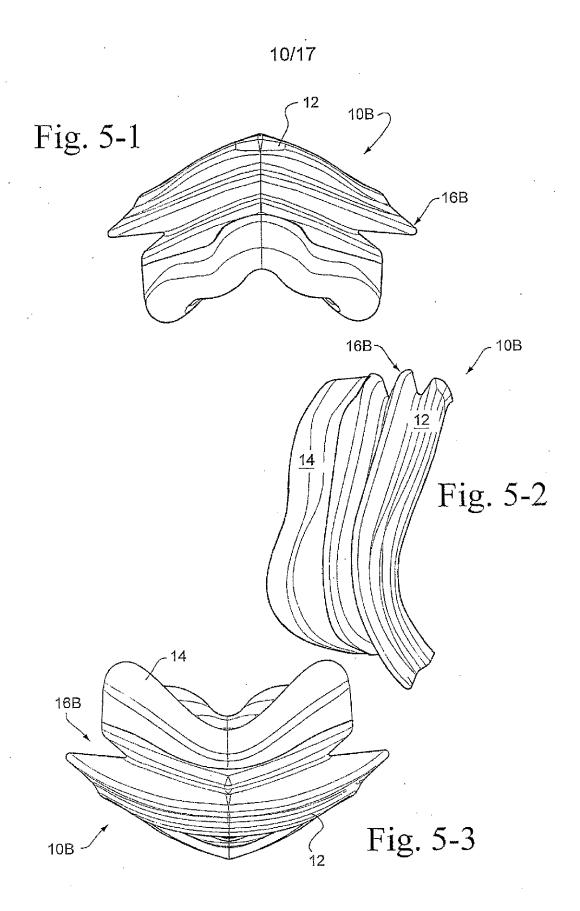
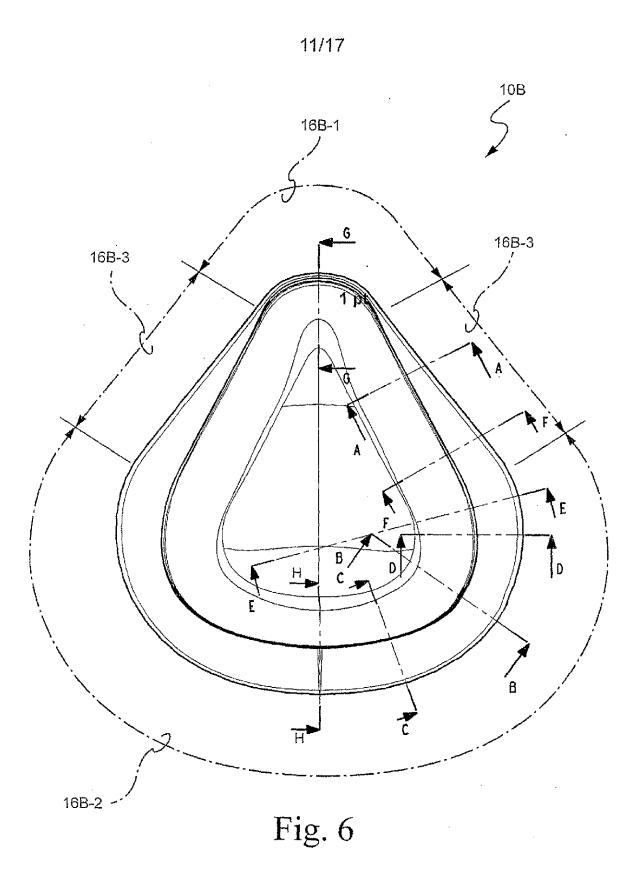
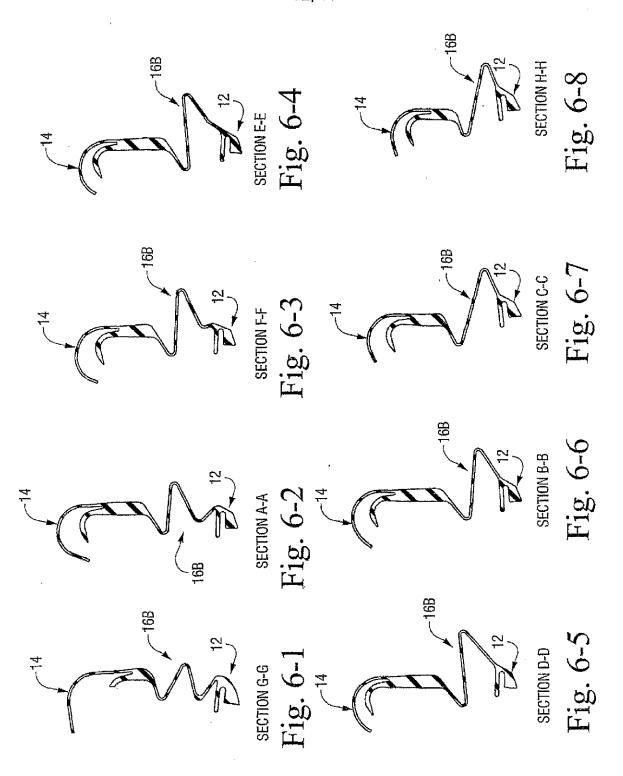


Fig. 3-3









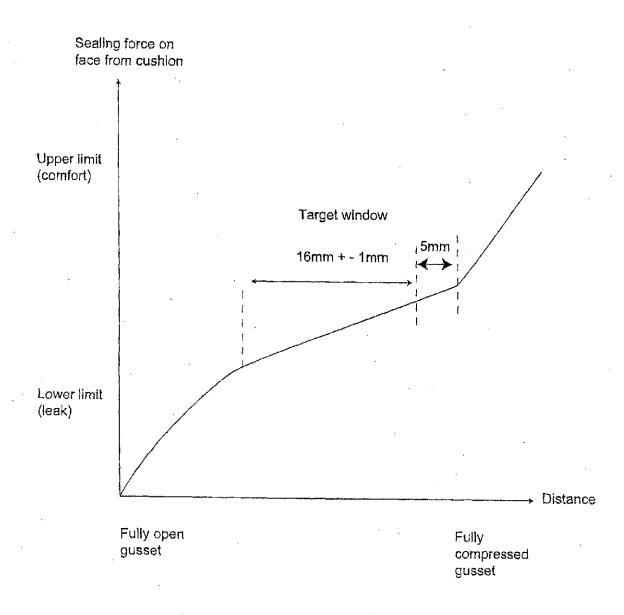


Fig. 7

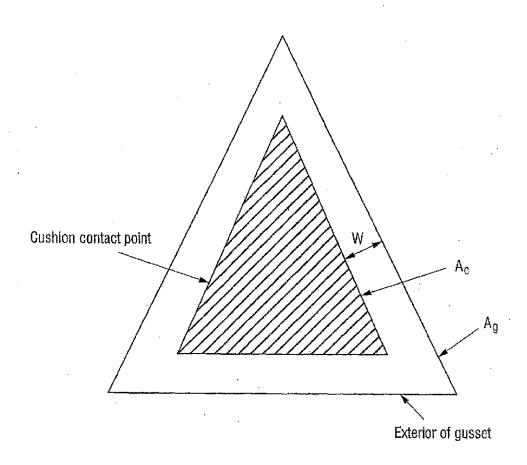
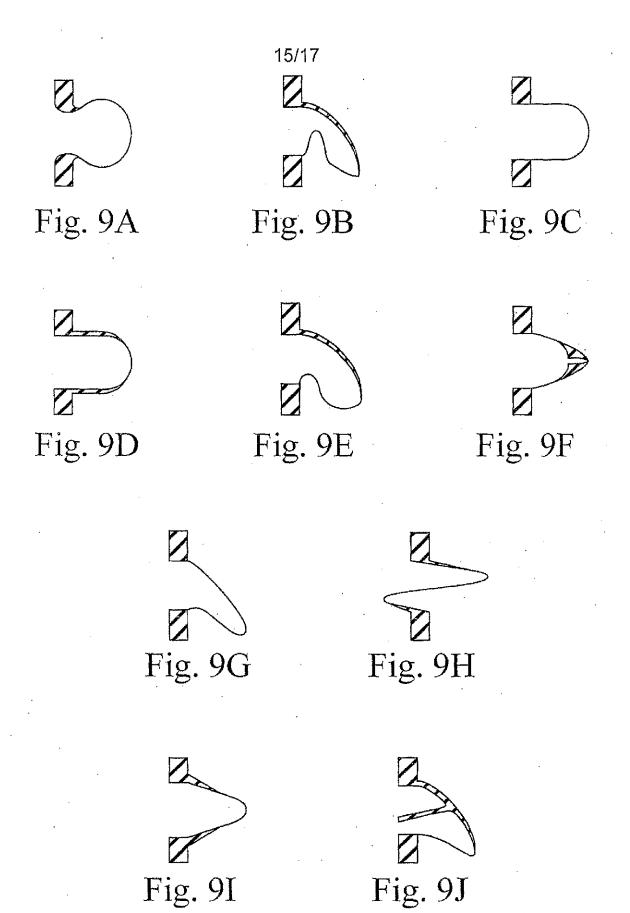
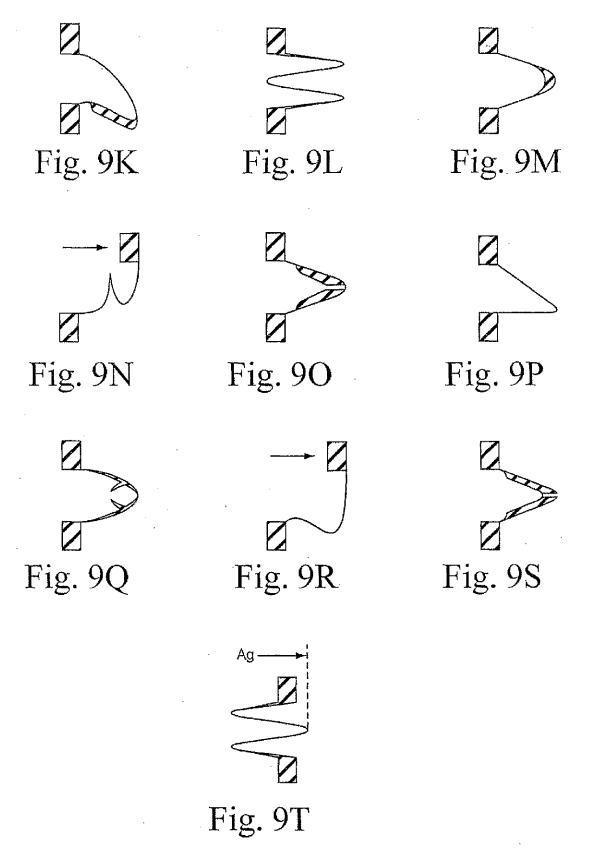
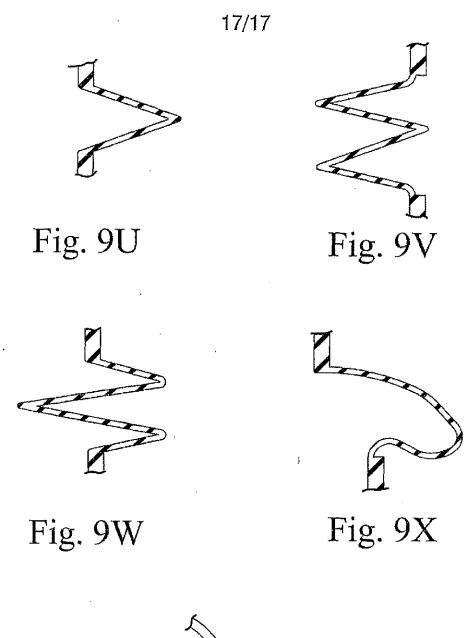
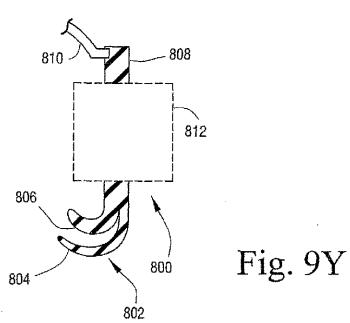


Fig. 8









# INTERNATIONAL SEARCH REPORT

International application No.

PCT/AU2006/000034 A. CLASSIFICATION OF SUBJECT MATTER Int. Cl. A61M 16/06 (2006.01) **A62B 9/06** (2006.01) According to International Patent Classification (IPC) or to both national classification and IPC B. FIELDS SEARCHED Minimum documentation searched (classification system followed by classification symbols) Documentation searched other than minimum documentation to the extent that such documents are included in the fields searched Electronic data base consulted during the international search (name of data base and, where practicable, search terms used) DWPI: IPC: A61M-016, A62B; KEYWORDS: Mask, interface, breathing, gusset, boot, concertina, fold, flap, hinge, decoupling, membrane, cushion, bladder, pillow C. DOCUMENTS CONSIDERED TO BE RELEVANT Category\* Citation of document, with indication, where appropriate, of the relevant passages Relevant to claim No. WO 2004/022146 A (RESMED LTD) 18 March 2004 X See in particular abstract; page 4, line7-page 6, line 24; figures 1-9B, 13A-C, 15-33 1-23 US 2004/0118406 A1 (LITHGOW et al) 24 June 2004 X See in particular abstract; paragraph 20-37; figures 2,4-9B,11-42 1-23 WO 2001/062326 A1 (MAP MEDIZINTECHNIK FUR ARZT UN) 30 August 2001 X See in particular abstract; figures 5, 6 1-23 See patent family annex Further documents are listed in the continuation of Box C Special categories of cited documents: document defining the general state of the art which is later document published after the international filing date or priority date and not in not considered to be of particular relevance conflict with the application but cited to understand the principle or theory underlying the invention "E" earlier application or patent but published on or after the document of particular relevance; the claimed invention cannot be considered novel international filing date or cannot be considered to involve an inventive step when the document is taken "L" document which may throw doubts on priority claim(s) document of particular relevance; the claimed invention cannot be considered to or which is cited to establish the publication date of involve an inventive step when the document is combined with one or more other another citation or other special reason (as specified) such documents, such combination being obvious to a person skilled in the art "O" document referring to an oral disclosure, use, exhibition document member of the same patent family or other means document published prior to the international filing date but later than the priority date claimed Date of the actual completion of the international search Date of mailing of the international search report - 6 MAR 2006 24 February 2006 Name and mailing address of the ISA/AU Authorized officer AUSTRALIAN PATENT OFFICE PO BOX 200, WODEN ACT 2606, AUSTRALIA MATTHEW FORWARD E-mail address: pct@ipaustralia.gov.au

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# INTERNATIONAL SEARCH REPORT

International application No. PCT/AU2006/000034

Category*	Citation of document, with indication, where appropriate, of the relevant passages					
Х	WO 2001/097893 A1 (RESMED LTD) 27 December 2001 See entire document					
. X	US 2003/0089372 A1 (FRATER et al) 15 May 2003 See entire document  US 2002/0029780 A1 (FRATER et al) 14 March 2002 See entire document					
,X						
X	US 2004/0144386 A1 (FRATER et al) 29 July 2004 See entire document					
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# INTERNATIONAL SEARCH REPORT

Information on patent family members

International application No.

PCT/AU2006/000034

This Annex lists the known "A" publication level patent family members relating to the patent documents cited in the above-mentioned international search report. The Australian Patent Office is in no way liable for these particulars which are merely given for the purpose of information.

Patent Document Cited in Search Report		. Patent Family Member					
wo	2004022146	AU.	2003257270	AU	2003257271	ÄÜ	2003257273
		AU	2003257274	CN	1681551	CN	1681552
		CN	1681553	ĆN	1688358	EP	1334742
		EP	1539288	EP	1545673	EP	1545674
	•	EP	1545675	JР	2003175106	US	6812762
		US	6823869	US	6927613	US	2003075180
		$\mathbf{U}\mathbf{S}$	2003080799	US	2003090308	US	2004112384
		US	2004112385	US	2004112387	US	2004118406
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		WO	03023963	WO	2004022144	wo	2004022145 .
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wo	0162326	AU	34250/00	EP	1259279	AU	3425000
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		US	6986352	US	2002029780	US	2003089372
		US	2004144386				

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