

**510(k) Summary**

In accordance with Title 21 of the Code of Federal Regulations, Part 807, and in particular 21 CFR §807.92, the following summary of information is provided:

**A. Submitted by:**

Olga Lewis  
Specialist, Regulatory Affairs  
NuVasive, Incorporated  
7475 Lusk Blvd.  
San Diego, California 92121  
Telephone: (858) 909-1800

Date Prepared: July 25, 2014

**B. Device Name**

Trade or Proprietary Name: *NuVasive® MLX™ – Medial Lateral Expandable Lumbar Interbody System*

Common or Usual Name: Intervertebral Body Fusion Device

Classification Name: Spinal Intervertebral Body Fixation orthosis

Device Class: Class II

Classification: 21 CFR § 888.3080

Product Code: MAX

**C. Predicate Devices**

The subject *MLX – Medial Lateral Expandable Lumbar Interbody System* is substantially equivalent to the following predicate devices: *NuVasive® Expandable Lumbar Interbody System* (K130820) and *NuVasive® CoRoent® Titanium System* (K120918).

**D. Device Description**

The *NuVasive MLX – Medial Lateral Expandable Lumbar Interbody System* is manufactured from Ti-6Al-4V ELI conforming to ASTM F136 and ISO 5832-3, Ti-6Al-4V conforming to ASTM 1472, Nitinol SE508 conforming to ASTM F2063, and Nickel-Cobalt-Chromium-Molybdenum alloy (MP35N) conforming to ASTM F562. The implants are available in a variety of different shapes and sizes to suit the individual pathology and anatomical conditions of the patient. This 510(k) covers design changes to *NuVasive® Expandable Lumbar Interbody System* (K130820).

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**E. Intended Use**

The *NuVasive MLX™ – Medial Lateral Expandable Lumbar Interbody System* is indicated for intervertebral body fusion of the spine in skeletally mature patients. The system is designed for use with autogenous bone graft to facilitate fusion.

The *NuVasive MLX – Medial Lateral Expandable Lumbar Interbody System* is intended for use at either one level or two contiguous levels in the lumbar spine, from L2 to S1, for the treatment of degenerative disc disease (DDD) with up to Grade I spondylolisthesis. DDD is defined as back pain of discogenic origin with degeneration of the disc confirmed by history and radiographic studies. Patients must have undergone a regimen of at least six (6) months of non-operative treatment prior to being treated with the *NuVasive MLX – Medial Lateral Expandable Lumbar Interbody System*. The *NuVasive MLX – Medial Lateral Expandable Lumbar Interbody System* is intended to be used with supplemental internal spinal fixation systems that are cleared by the FDA for use in the lumbar spine.

**F. Technological Characteristics**

As was established in this submission, the subject *NuVasive MLX – Medial Lateral Expandable Lumbar Interbody System* is substantially equivalent to other predicate devices cleared by the FDA for commercial distribution in the United States. The subject device was shown to be substantially equivalent and have the same technological characteristics to its predicate devices through comparison in areas including design, intended use, material composition, and function.

**G. Performance Data**

Finite Element Analysis (FEA), anterior shear impact testing, torsional separation testing and engineering rationale was provided as the evidence that modified design of the *MLX System* device does not create new worst case for performance testing. Therefore, the subject device was found to be substantially equivalent to the predicates.

**H. Conclusions**

Based on the indications for use, technological characteristics, and comparison to predicate devices, the subject *NuVasive MLX – Medial Lateral Expandable Lumbar Interbody System* has been shown to be substantially equivalent to legally marketed predicate devices.

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DEPARTMENT OF HEALTH & HUMAN SERVICES

Public Health Service

Food and Drug Administration  
10903 New Hampshire Avenue  
Document Control Center – WO66-G609  
Silver Spring, MD 20993-0002

July 25, 2014

Nuvasive, Incorporated  
Ms. Olga Lewis  
Regulatory Affairs Specialist  
7475 Lusk Boulevard  
San Diego, California 92121

Re: K140770

Trade/Device Name: NuVasive® MLX™ – Medial Lateral Expandable Lumbar Interbody System

Regulation Number: 21 CFR 888.3080

Regulation Name: Intervertebral body fusion device

Regulatory Class: Class II

Product Code: MAX

Dated: June 20, 2014

Received: June 23, 2014

Dear Ms. Lewis:

We have reviewed your Section 510(k) premarket notification of intent to market the device referenced above and have determined the device is substantially equivalent (for the indications for use stated in the enclosure) to legally marketed predicate devices marketed in interstate commerce prior to May 28, 1976, the enactment date of the Medical Device Amendments, or to devices that have been reclassified in accordance with the provisions of the Federal Food, Drug, and Cosmetic Act (Act) that do not require approval of a premarket approval application (PMA). You may, therefore, market the device, subject to the general controls provisions of the Act. The general controls provisions of the Act include requirements for annual registration, listing of devices, good manufacturing practice, labeling, and prohibitions against misbranding and adulteration. Please note: CDRH does not evaluate information related to contract liability warranties. We remind you, however, that device labeling must be truthful and not misleading.

If your device is classified (see above) into either class II (Special Controls) or class III (PMA), it may be subject to additional controls. Existing major regulations affecting your device can be found in the Code of Federal Regulations, Title 21, Parts 800 to 898. In addition, FDA may publish further announcements concerning your device in the Federal Register.

Please be advised that FDA's issuance of a substantial equivalence determination does not mean that FDA has made a determination that your device complies with other requirements of the Act or any Federal statutes and regulations administered by other Federal agencies. You must comply with all the Act's requirements, including, but not limited to: registration and listing (21 CFR Part 807); labeling (21 CFR Part 801); medical device reporting (reporting of medical device-related adverse events) (21 CFR 803); good manufacturing practice requirements as set

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forth in the quality systems (QS) regulation (21 CFR Part 820); and if applicable, the electronic product radiation control provisions (Sections 531-542 of the Act); 21 CFR 1000-1050.

If you desire specific advice for your device on our labeling regulation (21 CFR Part 801), please contact the Division of Industry and Consumer Education at its toll-free number (800) 638-2041 or (301) 796-7100 or at its Internet address

<http://www.fda.gov/MedicalDevices/ResourcesforYou/Industry/default.htm>. Also, please note the regulation entitled, "Misbranding by reference to premarket notification" (21 CFR Part 807.97). For questions regarding the reporting of adverse events under the MDR regulation (21 CFR Part 803), please go to

<http://www.fda.gov/MedicalDevices/Safety/ReportaProblem/default.htm> for the CDRH's Office of Surveillance and Biometrics/Division of Postmarket Surveillance.

You may obtain other general information on your responsibilities under the Act from the Division of Industry and Consumer Education at its toll-free number (800) 638-2041 or (301) 796-7100 or at its Internet address

<http://www.fda.gov/MedicalDevices/ResourcesforYou/Industry/default.htm>.

Sincerely yours,

**Ronald P. Jean -S** for

Mark N. Melkerson  
Director  
Division of Orthopedic Devices  
Office of Device Evaluation  
Center for Devices and  
Radiological Health

Enclosure

## Indications for Use

510(k) Number (if known)  
K140770

Device Name  
NuVasive® MLX™ – Medial Lateral Expandable Lumbar Interbody System

### Indications for Use (Describe)

The NuVasive MLX™ – Medial Lateral Expandable Lumbar Interbody System is indicated for intervertebral body fusion of the spine in skeletally mature patients. The system is designed for use with autogenous bone graft to facilitate fusion.

The NuVasive MLX – Medial Lateral Expandable Lumbar Interbody System is intended for use at either one level or two contiguous levels in the lumbar spine, from L2 to S1, for the treatment of degenerative disc disease (DDD) with up to Grade I spondylolisthesis. DDD is defined as back pain of discogenic origin with degeneration of the disc confirmed by history and radiographic studies. Patients must have undergone a regimen of at least six (6) months of non-operative treatment prior to being treated with the NuVasive MLX – Medial Lateral Expandable Lumbar Interbody System. The NuVasive MLX – Medial Lateral Expandable Lumbar Interbody System is intended to be used with supplemental internal spinal fixation systems that are cleared by the FDA for use in the lumbar spine.

### Type of Use (Select one or both, as applicable)

Prescription Use (Part 21 CFR 801 Subpart D)  Over-The-Counter Use (21 CFR 801 Subpart C)

**PLEASE DO NOT WRITE BELOW THIS LINE – CONTINUE ON A SEPARATE PAGE IF NEEDED.**

### FOR FDA USE ONLY

Concurrence of Center for Devices and Radiological Health (CDRH) (Signature)

**Katherine D. Kaylock, PhD**  
**Division of Orthopedic Devices**

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