

**UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE PATENT TRIAL AND APPEAL BOARD**

MIM SOFTWARE, INC.,
Petitioner,

v.

PROGENICS PHARMACEUTICALS, INC.,
Patent Owner.

Case IPR2025-00726
U.S. Patent No. 11,894,141

DECLARATION OF MARLA R. BUTLER
IN SUPPORT OF MOTION FOR ADMISSION *PRO HAC VICE*

MIM Ex.1029
IPR2025-
00726

I, Marla R. Butler, declare as follows:

1. I was admitted to the Georgia Bar in 1997, the New York Bar in 2010, and the Minnesota Bar in 2016. I have been practicing law for over 27 years. I have been involved in patent litigation disputes in many jurisdictions (including as lead trial counsel), with many different types of technology, including medical imaging and software, as is relevant to U.S. Patent No. 11,894,141 (the “’141 patent”).

2. I am a member in good standing of the Bars of Georgia, New York and Minnesota, and am admitted to practice before the U.S. District Courts for the District of Minnesota, the Eastern District of New York, the Eastern District of Texas, the Northern District of Georgia, the Middle District of Georgia, and the Southern District of New York. I am also admitted to practice before the U.S. Court of Appeals for the Federal Circuit, Georgia Supreme Court, and Minnesota Supreme Court.

3. My Georgia Bar membership number is 099917. My New York bar membership number is 4859955. My Minnesota Bar membership number is 0397937.

4. I have never been suspended or disbarred from practice before any court or administrative agency or tribunal.

5. I have never had a court or administrative agency or tribunal deny my

application for admission to practice.

6. No court or administrative agency or tribunal has ever imposed sanctions or contempt citations on me.

7. I have read and will comply with the Patent Office Trial Practice Guide and the Board's Rules for Practice for Trials, as set forth in 37 C.F.R. Part 42.

8. I have read and will be subject to the United States Patent and Trademark Office Rules of Professional Conduct set forth in 37 C.F.R. §§ 11.101 *et seq.* and disciplinary jurisdiction under 37 C.F.R. § 11.19(a).

9. I am intimately familiar with the relevant law and factual circumstances in this proceeding. I have participated in reviewing and drafting papers filed thus far in this proceeding in addition to papers filed on behalf of Petitioner MIM Software, Inc. ("Petitioner" or "MIM") in the related *inter partes* review matters challenging U.S. Patent No. 10,665,346 (the "'346 patent"), U.S. Patent No. 11,424,035 (the "'035 patent"), and U.S. Patent No. 11,941,817 (the "'817 patent") which were respectively filed as *MIM Software, Inc. v. Progenics Pharmaceuticals Inc.*, IPR2025-00630, *MIM Software, Inc. v. Progenics Pharmaceuticals Inc.*, IPR2025-00725, and *MIM Software, Inc. v. Exini Diagnostics AB*, IPR2025-00827, for which I am also currently seeking admission to practice *pro hac vice* before the Board. And I am currently representing Petitioner in the parallel district court litigation in the

U.S. District Court for the District of Massachusetts, in which the '141 patent, the '346 patent, the '035 patent, and the '817 patent are some of the patents-in-suit: *Progenics Pharmaceuticals, Inc. and Exini Diagnostics AB v. MIM Software, Inc.*, No. 1:24-cv-10437-PBS (D. Mass).

10. I am also proficiently familiar with advancements in medical imaging and diagnostic technology, including achieving this through the application of artificial intelligence algorithms. I have represented Petitioner's parent company, GE HealthCare Technologies Inc., and its affiliates, in patent and other intellectual property and contract litigation. The technology involved in some of these disputes includes devices and methods to improve upon medical imaging techniques.

11. I hereby declare that, to my own knowledge and upon information and belief, all statements made herein are true or believed to be true. I further understand that, if these statements are found to be willfully made false statements, they are punishable including by fine or imprisonment according to according to 18 U.S.C. § 1001.

Dated: June 30, 2025

Respectfully Submitted,
/ Marla R. Butler/
Marla R. Butler
Thompson Hine LLP
Two Alliance Center
3560 Lenox Road Suite 1600

Case No. IPR2025-00726
Declaration of Marla R. Butler in Support of
Motion for Admission *Pro Hac Vice*

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